



The Journal OF THE House of Representatives

Number 38

Tuesday, March 10, 2020

The House was called to order by the Speaker at 10:30 a.m.

Prayer

The following prayer was offered by Pastor Robert Sutton of Southwood Baptist Church of Tallahassee, upon invitation of Rep. Eagle:

Our Father, we thank You for the opportunity to be here today and to be in this room with these wonderful men and women who have been elected to lead our state. Lord, I pray that today that You would give them great wisdom—wisdom that only comes from You. You tell us if any man lack wisdom, "let him ask of God, that giveth to all men liberally, and upbraideth not." And today on their behalf, I ask that You would give them wisdom today. For we live in a time where there's a lot of uncertainty.

And, Lord, we pray a hedge of protection about this group and their families, for our state and what we're dealing with with our health issues in our state right now. I pray that You would just watch over each one of these members. Many of them have been here through the weekend, and their families are at home. Lord, in many cases, their heart's back there with their family. And, Lord, I pray that You give them peace today, that You'd help their families, that You'd watch over them and keep them safe. I pray that as they look at legislation today that Your will would be done in each one of the bills that come before them.

I pray that You would with be our first responders, police officers, our medical teams. I pray that You'd protect them, that You'd keep them safe and give them wisdom as they serve the people of the state of Florida. I'm thankful for our governor and all of those that work with him. I pray that You would bless him, bless them. I pray that You would bless America, that You would turn hearts to God, would You bless today in this session.

May everything that's done here today honor and please You. In Jesus' name we pray. Amen.

The following members were recorded present:

Session Vote Sequence: 642

Speaker Oliva in the Chair.

Yeas—117

Alexander	Beltran	Caruso	Davis
Aloupis	Brannan	Casello	Diamond
Andrade	Brown	Clemons	DiCeglie
Antone	Buchanan	Cortes, J.	Donalds
Ausley	Burton	Cummings	Drake
Avila	Bush	Daley	Driskell
Bell	Byrd	Daniels	DuBose

Duggan	Hogan Johnson	Perez	Smith, C.
Duran	Ingoglia	Pigman	Smith, D.
Eagle	Jacquet	Plakon	Sprowls
Eskamani	Jenne	Plasencia	Stark
Fernández	Jones	Polo	Stevenson
Fernandez-Barquin	Joseph	Polsky	Stone
Fetterhoff	Killebrew	Ponder	Sullivan
Fine	La Rosa	Pritchett	Thompson
Fischer	LaMarca	Raschein	Toledo
Fitzenhagen	Latvala	Renner	Tomkow
Geller	Leek	Roach	Trumbull
Goff-Marcil	Magar	Robinson	Valdés
Good	Maggard	Rodriguez, R.	Watson, B.
Gottlieb	Mariano	Rodriguez, A.	Watson, C.
Grall	Massullo	Rodriguez, A. M.	Webb
Grant, J.	McClain	Rommel	Willhite
Grant, M.	McClure	Roth	Williams
Gregory	McGhee	Sabatini	Williamson
Grieco	Mercado	Santiago	Yarborough
Hage	Newton	Shoaf	Zika
Hart	Oliva	Silvers	
Hattersley	Overdorf	Sirois	
Hill	Payne	Slosberg	

Nays—None

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

A quorum was present.

Pledge

The members, led by the following, pledged allegiance to the Flag: Ruby Quinn Casey of New Smyrna Beach at the invitation of Rep. Polo; Carlo D. DiCeglie of Indian Rocks Beach at the invitation of Rep. DiCeglie; Emma Cate Duggar of Tallahassee at the invitation of Rep. C. Smith; and Thomas W. Duggar of Tallahassee at the invitation of Rep. J. Cortes.

House Physician

The Speaker introduced Dr. Brence A. Sell of Tallahassee, who served in the Clinic today upon invitation of Rep. Ausley.

Correction of the *Journal*

The *Journal* of March 9, 2020, was corrected and approved as corrected.

Reports of Standing Committees and Subcommittees

Reports of the Rules Committee

The Honorable Jose R. Oliva
Speaker, House of Representatives

March 9, 2020

Dear Mr. Speaker:

Your Rules Committee herewith submits the Special Order for Tuesday, March 10, 2020. Consideration of the House bills on Special Orders shall include the Senate Companion measures on the House Calendar.

I. Consideration of the following bills:

- CS for SB 1326 - Appropriations, Simpson, Rouson
Child Welfare
- CS for SB 72 - Appropriations, Stargel
Postsecondary Education
- CS for CS for SB 78 - Appropriations, Infrastructure and Security,
Broxson, Wright, Powell, Stewart, Bracy, Cruz, Book, Mayfield,
Diaz, Taddeo
Transportation-related Facility Designations
- CS for SB 82 - Appropriations, Bean
Individuals with Disabilities
- CS for CS for CS for SB 140 - Rules, Banking and Insurance,
Community Affairs, Hutson, Bradley
Fireworks
- CS for CS for SB 156 - Appropriations, Education, Perry, Stewart,
Diaz
Early Childhood Music Education Incentive Pilot Program
- CS for CS for SB 178 - Appropriations, Infrastructure and Security,
Rodriguez, Berman
Public Financing of Construction Projects
- CS for SB 218 - Health Policy, Harrell
Licensure Requirements for Osteopathic Physicians
- CS for SB 292 - Banking and Insurance, Broxson
Insurance Claims Data
- CS for SB 344 - Judiciary, Bradley
Courts
- SB 348 - Bean, Harrell, Perry
Florida Kidcare Program
- SB 362 - Hooper, Stewart, Harrell, Baxley, Torres, Simmons
Florida Tourism Marketing
- SB 384 - Baxley
Harris Chain of Lakes
- CS for CS for SB 410 - Rules, Community Affairs, Perry
Growth Management
- CS for CS for SB 538 - Community Affairs, Infrastructure and
Security, Diaz, Book, Pizzo, Perry
Emergency Management
- SB 540 - Rader, Rouson
Insurance Guaranty Associations
- CS for CS for SB 646 - Innovation, Industry, and Technology,
Education, Mayfield
Intercollegiate Athlete Compensation and Rights
- CS for SB 702 - Environment and Natural Resources, Albritton
Petroleum Cleanup
- CS for CS for SB 712 - Appropriations, Community Affairs, Mayfield,
Harrell, Albritton, Bradley
Environmental Resource Management
- CS for CS for SB 728 - Criminal Justice, Infrastructure and Security,
Stargel, Hutson
Threats
- CS for SB 738 - Rules, Harrell
Jury Service
- CS for SB 1466 - Governmental Oversight and Accountability,
Baxley, Broxson
Government Accountability
- CS for SB 1082 - Agriculture, Albritton
Domestic Violence Injunctions
- CS for CS for CS for SB 664 - Rules, Commerce and Tourism,
Judiciary, Lee, Gruters, Harrell, Simmons
Verification of Employment Eligibility
- CS for CS for CS for SB 1794 - Rules, Judiciary, Ethics and Elections,
Hutson
Constitutional Amendments
- CS for SB 966 - Governmental Oversight and Accountability, Gainer
Public Records/Disaster Recovery Assistance
- CS for CS for SB 994 - Rules, Judiciary, Passidomo, Stewart,
Thurston, Cruz
Guardianship
- CS for SB 1050 - Governmental Oversight and Accountability, Diaz
Disaster Volunteer Leave for State Employees
- CS for CS for CS for SB 1066 - Appropriations, Finance and Tax,
Community Affairs, Gruters
Impact Fees
- SB 1092 - Bean, Perry
Fire Prevention and Control
- CS for CS for CS for SB 810 - Appropriations, Innovation, Industry,
and Technology, Health Policy, Simmons, Flores, Mayfield
Tobacco and Nicotine Products
- SB 1116 - Brandes, Pizzo, Bracy, Powell
Trust Funds/State-Operated Institutions Inmate Welfare Trust
Fund/Department of Corrections
- CS for CS for SB 1118 - Appropriations, Criminal Justice, Brandes,
Pizzo, Bracy, Powell
Inmate Welfare Trust Funds
- CS for CS for SB 1120 - Appropriations, Children, Families, and Elder
Affairs, Harrell
Substance Abuse Services
- CS for SB 1276 - Appropriations, Albritton
Department of Citrus
- CS for SB 1344 - Appropriations, Harrell
Intermediate Care Facilities
- CS for CS for SB 1392 - Appropriations, Judiciary, Simmons
Courts
- CS for CS for CS for SB 1414 - Rules, Agriculture, Environment and
Natural Resources, Mayfield

- Fish and Wildlife Activities
- CS for SB 1582 - Commerce and Tourism, Simmons
Asbestos Trust Claims
- SB 1714 - Bradley
Sale of Surplus State-owned Office Buildings and Associated
Nonconservation Lands
- CS for SB 1742 - Appropriations, Mayfield, Bean
Home Medical Equipment Providers
- CS for CS for CS for SB 1876 - Rules, Innovation, Industry, and
Technology, Agriculture, Montford, Gibson
State Hemp Program
- SB 2506 - Appropriations
Correctional Medical Authority
- CS for SB 7012 - Appropriations, Children, Families, and Elder
Affairs, Rouson
Mental Health and Substance Abuse
- CS for SB 7018 - Appropriations, Infrastructure and Security
Essential State Infrastructure
- CS for CS for SB 1606 - Infrastructure and Security, Banking and
Insurance, Perry
Insurance Administration
- CS for SB 426 - Appropriations, Montford, Albritton, Stewart
Economic Development
- CS for CS for SB 1270 - Community Affairs, Governmental Oversight
and Accountability, Lee
Fiduciary Duty of Care for Appointed Public Officials and
Executive Officers
- CS for CS for SB 346 - Appropriations, Criminal Justice, Bradley,
Brandes, Perry, Diaz, Gruters, Bracy, Rouson, Berman, Taddeo,
Stewart
Criminal Justice
- CS for CS for SB 698 - Rules, Criminal Justice, Book, Stewart
Reproductive Health
- CS for CS for SB 700 - Appropriations, Criminal Justice, Perry, Pizzo,
Braynon, Harrell, Gruters, Brandes, Bracy, Gibson
Juvenile Justice
- SB 1292 - Perry
Public Records/Nonjudicial Arrest Record of a Minor
- CS for SB 952 - Governmental Oversight and Accountability, Perry
Senior Management Service Class
- SB 374 - Rouson
Housing Discrimination
- CS for CS for SB 1060 - Rules, Innovation, Industry, and Technology,
Thurston
Public Records and Meetings/911, E911, or Public Safety Radio
Communication System
- SB 1376 - Broxson, Baxley
Credit For Reinsurance
- CS for SB 1398 - Rules, Flores, Rodriguez
Community Planning

CS for CS for SB 1508 - Infrastructure and Security, Criminal Justice,
Taddeo
Police Vehicles

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

Respectfully submitted,
Chris Sprowls, Chair
Rules Committee

On motion by Rep. Sprowls, the above report was adopted.

Bills and Joint Resolutions on Third Reading

Motion

On motion by Rep. Sprowls, the House agreed to advance to **SB 28** on the
Bills and Joint Resolutions Calendar and then return to the regular order of
business.

SB 28—A bill to be entitled An act for the relief of Clifford Williams;
providing an appropriation to compensate him for being wrongfully
incarcerated for 43 years; directing the Chief Financial Officer to draw a
warrant payable to an irrevocable trust for the benefit of Clifford Williams;
specifying conditions for payment; providing for the waiver of certain tuition
and fees for Mr. Williams; specifying conditions for payment; providing that
the act does not waive certain defenses or increase the state's limits of liability;
prohibiting any further award to include certain fees and costs; providing that
certain benefits are vacated upon specified findings; providing an effective
date.

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

Session Vote Sequence: 643

Speaker Oliva in the Chair.

Yeas—116

Alexander	Duran	LaMarca	Rodriguez, A. M.
Aloupis	Eagle	Latvala	Rommel
Andrade	Eskamani	Leek	Roth
Antone	Fernández	Magar	Sabatini
Ausley	Fernandez-Barquin	Maggard	Santiago
Avila	Fetterhoff	Mariano	Shoaf
Bell	Fine	Massullo	Silvers
Beltran	Fischer	McClain	Sirois
Brannan	Fitzenhagen	McClure	Slosberg
Brown	Geller	McGhee	Smith, C.
Buchanan	Goff-Marcil	Mercado	Smith, D.
Burton	Good	Newton	Sprowls
Bush	Gottlieb	Oliva	Stark
Byrd	Grall	Overdorf	Stevenson
Caruso	Grant, J.	Payne	Stone
Casello	Grant, M.	Perez	Sullivan
Clemons	Gregory	Pigman	Thompson
Cortes, J.	Grieco	Plakon	Toledo
Cummings	Hage	Plasencia	Tomkow
Daley	Hart	Polo	Trumbull
Daniels	Hattersley	Polsky	Valdés
Davis	Hill	Ponder	Watson, B.
Diamond	Hogan Johnson	Pritchett	Watson, C.
DiCeglie	Ingoglia	Raschein	Webb
Donalds	Jenne	Renner	Willhite
Drake	Jones	Roach	Williams
Driskell	Joseph	Robinson	Williamson
DuBose	Killebrew	Rodriguez, R.	Yarborough
Duggan	La Rosa	Rodriguez, A.	Zika

Nays—None

Votes after roll call:

Yeas—Jacobs, Jacquet

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

Consideration of CS/CS/HB 7063 was temporarily postponed.

Consideration of CS/CS/HB 7037 was temporarily postponed.

CS/HB 7077—A bill to be entitled An act relating to postsentencing forensic analysis; amending s. 925.11, F.S.; providing definitions; authorizing specified persons to petition a court for postsentencing forensic analysis that may result in evidence of the identity of a perpetrator or accomplice to a crime; providing requirements for such a petition; requiring a court to make specified findings before entering an order for forensic analysis; requiring the forensic analysis to be performed by the Department of Law Enforcement; providing an exception; requiring the department to submit a DNA profile meeting submission standards to certain DNA databases; requiring the results of the DNA database search to be provided to specified parties; authorizing a court to order specified persons to conduct a search for physical evidence reported to be missing or destroyed in violation of law; requiring a report of the results of such a search; amending s. 925.12, F.S.; authorizing specified persons to petition for forensic analysis after entering a plea of guilty or nolo contendere; requiring a court to inquire of a defendant about specified information relating to physical evidence before accepting a plea; amending s. 943.325, F.S.; authorizing certain samples obtained from postsentencing forensic analysis to be entered into the statewide DNA database; authorizing DNA analysis and results to be released to specified entities; amending s. 943.3251, F.S.; requiring the department to perform forensic analysis and searches of the statewide DNA database; providing an exception; requiring the results of forensic analysis and a DNA database search to be provided to specified entities; providing an effective date.

—was read the third time by title.

THE SPEAKER PRO TEMPORE IN THE CHAIR

The question recurred on the passage of CS/HB 7077. The vote was:

Session Vote Sequence: 644

Representative Magar in the Chair.

Yeas—114

Table listing names of representatives who voted 'Yeas' for CS/HB 7077, including Alexander, Aloupis, Andrade, etc.

Nays—None

Votes after roll call:

Yeas—Jacobs, Magar, Massullo, Stone

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

Consideration of HB 855 was temporarily postponed.

Consideration of CS/CS/HB 241 was temporarily postponed.

Consideration of CS/CS/HB 1111 was temporarily postponed.

Consideration of CS/HB 255 was temporarily postponed.

Consideration of CS//HB 563 was temporarily postponed.

Consideration of CS/CS/HB 59 was temporarily postponed.

HB 1231—A bill to be entitled An act relating to students with disabilities in public schools; amending s. 1003.573, F.S.; providing definitions; requiring school districts to prohibit the use of seclusion; providing requirements for the use of restraint; prohibiting specified restraint techniques; revising school district policies and procedures relating to restraint; requiring school districts to adopt positive behavior interventions and supports and certain policies and procedures; requiring school districts to publicly post specified policies and procedures; requiring school districts to provide training on certain interventions and supports to specified personnel; providing requirements for such training; requiring school districts to publish training procedures; requiring a school to develop a crisis intervention plan for certain students; providing requirements for such plans; providing requirements for documenting, reporting, and monitoring the use of restraint; conforming provisions to changes made by the act; requiring the department to make certain information available to the public by a specified date; creating s. 1003.574, F.S.; creating the Video Cameras in Public School Classrooms Pilot Program; providing definitions; requiring a video camera be placed in specified classrooms upon the request of a parent; requiring a video camera to be operational within a specified time period; providing requirements for the discontinuation of such video cameras; providing requirements for such video cameras; requiring a written explanation if the operation of such cameras is interrupted; requiring district school boards to maintain such explanation for a specified time period; requiring a school to provide written notice of the placement of a video camera to certain individuals; providing requirements for retaining and deleting video recordings; providing prohibitions for the use of such video cameras and recordings; providing that a school principal is the custodian of such video cameras and recordings; providing requirements for school principals and video recordings; providing requirements relating to student privacy; providing requirements for the viewing of such video recordings; providing for an appeal process for actions of a school or school district; providing that incidental viewings of video recordings by specified individuals are not a violation of certain provisions; providing construction; requiring the Department of Education to collect specified information; authorizing the State Board of Education to adopt rules; amending s. 1012.582, F.S.; requiring continuing education and inservice training for teaching students with emotional or behavioral disabilities; conforming provisions to changes made by the act; providing an effective date.

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

Session Vote Sequence: 645

Representative Magar in the Chair.

Yeas—116

Table listing names of representatives who voted 'Yeas' for HB 1231, including Alexander, Aloupis, Andrade, etc.

Daniels	Grieco	Newton	Shoaf
Davis	Hage	Oliva	Silvers
Diamond	Hart	Omphroy	Sirois
DiCeglie	Hattersley	Overdorf	Slosberg
Donalds	Hill	Payne	Smith, C.
Drake	Hogan Johnson	Perez	Smith, D.
Driskell	Ingoglia	Pigman	Sprohls
DuBose	Jacquet	Plakon	Stark
Duggan	Jenne	Plasencia	Stevenson
Duran	Jones	Polo	Stone
Eagle	Joseph	Polsky	Sullivan
Fernández	Killebrew	Ponder	Thompson
Fernandez-Barquin	La Rosa	Pritchett	Toledo
Fetterhoff	LaMarca	Raschein	Tomkow
Fine	Latvala	Renner	Trumbull
Fischer	Leek	Roach	Valdés
Fitzenhagen	Magar	Robinson	Watson, B.
Geller	Maggard	Rodrigues, R.	Watson, C.
Goff-Marcil	Mariano	Rodriguez, A.	Webb
Good	Massullo	Rodriguez, A. M.	Willhite
Gottlieb	McClain	Rommel	Williams
Grall	McClure	Roth	Williamson
Grant, M.	McGhee	Sabatini	Yarborough
Gregory	Mercado	Santiago	Zika

Sprohls	Thompson	Watson, B.	Williamson
Stark	Toledo	Watson, C.	Yarborough
Stevenson	Tomkow	Webb	Zika
Stone	Trumbull	Willhite	
Sullivan	Valdés	Williams	

Nays—None

Votes after roll call:

Yeas—Jacobs

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

CS/CS/HB 625—A bill to be entitled An act relating to public nuisances; amending s. 60.05, F.S.; authorizing sheriffs to sue to enjoin nuisances; revising notice requirements for the filing of temporary injunctions relating to the enjoinder of certain nuisances; extending the period of notice before a lien may attach to certain real estate; amending s. 823.05, F.S.; making technical changes; declaring that the use of a location by a criminal gang, criminal gang members, or criminal gang associates for criminal gang-related activity is a public nuisance; declaring that any place or premises that has been used on more than two occasions during a certain time period as the site of specified violations is a nuisance and may be abated or enjoined pursuant to specified provisions; providing a property owner an opportunity to remedy a nuisance before specified legal actions may be taken against the property under certain circumstances; amending s. 893.138, F.S.; declaring that any place or premises that has been used on more than two occasions during a certain time period as the site of any combination of specified violations is a nuisance and may be abated pursuant to specified provisions; prohibiting a rental property from being abated or subject to forfeiture under certain conditions; providing an effective date.

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

Session Vote Sequence: 647

Representative Magar in the Chair.

Yeas—117

Alexander	Eskamani	Leek	Roth
Aloupis	Fernández	Magar	Sabatini
Andrade	Fernandez-Barquin	Maggard	Santiago
Antone	Fetterhoff	Mariano	Shoaf
Ausley	Fine	Massullo	Silvers
Avila	Fischer	McClain	Sirois
Bell	Fitzenhagen	McClure	Slosberg
Beltran	Geller	McGhee	Smith, C.
Brannan	Goff-Marcil	Mercado	Smith, D.
Brown	Good	Newton	Sprohls
Burton	Gottlieb	Oliva	Stark
Bush	Grall	Omphroy	Stevenson
Byrd	Grant, J.	Overdorf	Stone
Caruso	Grant, M.	Payne	Sullivan
Casello	Gregory	Perez	Thompson
Clemons	Grieco	Pigman	Toledo
Cortes, J.	Hage	Plakon	Tomkow
Cummings	Hart	Plasencia	Trumbull
Daley	Hattersley	Polo	Valdés
Daniels	Hill	Polsky	Watson, B.
Davis	Hogan Johnson	Ponder	Watson, C.
Diamond	Ingoglia	Pritchett	Webb
DiCeglie	Jacquet	Raschein	Willhite
Donalds	Jenne	Renner	Williams
Drake	Jones	Roach	Williamson
Driskell	Joseph	Robinson	Yarborough
DuBose	Killebrew	Rodrigues, R.	Zika
Duggan	La Rosa	Rodriguez, A.	
Duran	LaMarca	Rodriguez, A. M.	
Eagle	Latvala	Rommel	

Nays—None

Nays—None

Votes after roll call:

Yeas—Eskamani, Jacobs

Yeas to Nays—Santiago

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

CS/HB 835—A bill to be entitled An act relating to Alzheimer's disease; amending s. 430.501, F.S.; requiring state agencies to provide assistance to the Alzheimer's Disease Advisory Committee, upon request; creating s. 430.5015, F.S.; creating the position of Dementia Director within the Department of Elderly Affairs; requiring the Secretary of Elderly Affairs to appoint the director; authorizing the director to call upon certain agencies for assistance; providing duties and responsibilities of the director; amending s. 430.502, F.S.; revising the name of a memory disorder clinic in Orange County; revising a provision relating to an allocation formula for the funding of respite care; providing an effective date.

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

Session Vote Sequence: 646

Representative Magar in the Chair.

Yeas—118

Alexander	Drake	Hill	Perez
Aloupis	Driskell	Hogan Johnson	Pigman
Andrade	DuBose	Ingoglia	Plakon
Antone	Duggan	Jacquet	Plasencia
Ausley	Duran	Jenne	Polo
Avila	Eagle	Jones	Polsky
Bell	Eskamani	Joseph	Ponder
Beltran	Fernández	Killebrew	Pritchett
Brannan	Fernandez-Barquin	La Rosa	Raschein
Brown	Fetterhoff	LaMarca	Renner
Buchanan	Fine	Latvala	Roach
Burton	Fischer	Leek	Robinson
Bush	Fitzenhagen	Magar	Rodrigues, R.
Byrd	Geller	Maggard	Rodriguez, A.
Caruso	Goff-Marcil	Mariano	Rodriguez, A. M.
Casello	Good	Massullo	Rommel
Clemons	Gottlieb	McClain	Roth
Cortes, J.	Grall	McClure	Sabatini
Cummings	Grant, J.	McGhee	Santiago
Daley	Grant, M.	Mercado	Shoaf
Daniels	Gregory	Newton	Shoaf
Davis	Grieco	Oliva	Sirois
Diamond	Hage	Omphroy	Slosberg
DiCeglie	Hart	Overdorf	Smith, C.
Donalds	Hattersley	Payne	Smith, D.

Votes after roll call:

Yeas—Buchanan, Jacobs

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

CS/CS/HB 573—A bill to be entitled An act relating to peer support for first responders; creating s. 111.09, F.S.; providing definitions; prohibiting certain persons who participate in peer support communication with a first responder from testifying or divulging specified information under certain circumstances; providing exceptions; prohibiting liability and a cause of action under certain circumstances; providing construction; providing an effective date.

—was read the third time by title.

Representative Willhite offered the following:

(Amendment Bar Code: 877421)

Amendment 1—Remove lines 19-22 and insert: s. 112.1815 and includes 911 public safety telecommunicators as defined in s. 401.465.

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

The question recurred on the passage of CS/CS/HB 573. The vote was:

Session Vote Sequence: 648

Representative Magar in the Chair.

Yeas—118

Alexander Eagle Latvala Rommel
Aloupis Eskamani Leek Roth
Andrade Fernández Magar Sabatini
Antone Fernandez-Barquin Maggard Santiago
Ausley Fetterhoff Mariano Shoaf
Avila Fine Massullo Silvers
Bell Fischer McClain Sirois
Beltran Fitzenhagen McClure Slosberg
Brannan Geller McGhee Smith, C.
Brown Goff-Marcil Mercado Smith, D.
Buchanan Good Newton Sprowls
Burton Gottlieb Oliva Stark
Bush Grall Omphroy Stevenson
Byrd Grant, J. Overdorf Stone
Caruso Grant, M. Payne Sullivan
Casello Gregory Perez Thompson
Clemons Grieco Pigman Toledo
Cortes, J. Hage Plakon Tomkow
Cummings Hart Plasencia Trumbull
Daley Hattersley Polo Valdés
Daniels Hill Watson, B.
Davis Hogan Johnson Ponder Watson, C.
Diamond Ingoglia Pritchett Webb
DiCeglie Jacquet Raschein Willhite
Donalds Jenne Renner Williams
Drake Jones Roach Williamson
Driskell Joseph Robinson Yarborough
DuBose Killebrew Rodrigues, R. Zika
Duggan La Rosa Rodriguez, A.
Duran LaMarca Rodriguez, A. M.

Nays—None

Votes after roll call:

Yeas—Jacobs

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

Consideration of CS/HB 529 was temporarily postponed.

CS/HB 1083—A bill to be entitled An act relating to student mental health procedures; amending ss. 1002.20 and 1002.33, F.S.; requiring verification that certain strategies have been utilized and certain outreach has been initiated before a principal or his or her designee contacts a law enforcement officer under specified circumstances; providing an exception; providing an effective date.

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

Session Vote Sequence: 649

Representative Magar in the Chair.

Yeas—117

Alexander Eagle Leek Roth
Aloupis Eskamani Magar Sabatini
Andrade Fernández Maggard Santiago
Antone Fernandez-Barquin Mariano Shoaf
Ausley Fetterhoff Massullo Silvers
Avila Fine McClain Sirois
Bell Fischer McClure Slosberg
Beltran Fitzenhagen McGhee Smith, C.
Brannan Geller Mercado Smith, D.
Brown Goff-Marcil Newton Sprowls
Buchanan Good Oliva Stark
Burton Gottlieb Omphroy Stevenson
Bush Grall Overdorf Stone
Byrd Grant, J. Payne Sullivan
Caruso Grant, M. Perez Thompson
Casello Gregory Pigman Toledo
Clemons Grieco Plakon Tomkow
Cortes, J. Hage Plasencia Trumbull
Cummings Hart Polo Valdés
Daley Hattersley Polsky Watson, B.
Daniels Hill Ponder Watson, C.
Davis Hogan Johnson Pritchett Webb
Diamond Ingoglia Raschein Willhite
DiCeglie Jenne Renner Williams
Donalds Jones Roach Williamson
Drake Joseph Robinson Yarborough
Driskell Killebrew Rodrigues, R. Zika
DuBose La Rosa Rodriguez, A.
Duggan LaMarca Rodriguez, A. M.
Duran Latvala Rommel

Nays—None

Votes after roll call:

Yeas—Jacobs, Jacquet

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

CS/HB 675—A bill to be entitled An act relating to exposure of sexual organs; amending s. 800.03, F.S.; increasing criminal penalties for exposure of sexual organs for a second or subsequent offense; amending s. 901.15, F.S.; authorizing warrantless arrests when a law enforcement officer has probable cause to believe that a person has violated s. 800.03, F.S.; providing an effective date.

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

Session Vote Sequence: 650

Representative Magar in the Chair.

Yeas—118

Alexander Brown Cummings DuBose
Aloupis Buchanan Duggan
Andrade Burton Daniels Duran
Antone Bush Davis Eagle
Ausley Byrd Diamond Eskamani
Avila Caruso DiCeglie Fernández
Bell Casello Donalds Fernandez-Barquin
Beltran Clemons Drake Fetterhoff
Brannan Cortes, J. Driskell Fine

Fischer	Killebrew	Plasencia	Smith, D.
Fitzenhagen	La Rosa	Polo	Sprowls
Geller	LaMarca	Polsky	Stark
Goff-Marcil	Latvala	Ponder	Stevenson
Good	Leek	Pritchett	Stone
Gottlieb	Magar	Raschein	Sullivan
Grall	Maggard	Renner	Thompson
Grant, J.	Mariano	Roach	Toledo
Grant, M.	Massullo	Robinson	Tomkow
Gregory	McClain	Rodrigues, R.	Trumbull
Grieco	McClure	Rodriguez, A.	Valdés
Hage	McGhee	Rodriguez, A. M.	Watson, B.
Hart	Mercado	Rommel	Watson, C.
Hattersley	Newton	Roth	Webb
Hill	Oliva	Sabatini	Willhite
Hogan Johnson	Omphroy	Santiago	Williams
Ingoglia	Overdorf	Shoaf	Williamson
Jacquet	Payne	Silvers	Yarborough
Jenne	Perez	Sirois	Zika
Jones	Pigman	Slosberg	
Joseph	Plakon	Smith, C.	

Nays—None

Votes after roll call:
Yeas—Jacobs

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

CS/CS/HB 1259—A bill to be entitled An act relating to restrictive housing for incarcerated pregnant women; amending s. 944.241, F.S.; providing definitions; prohibiting the involuntary placement of pregnant prisoners in restrictive housing under specified circumstances; providing exceptions; requiring corrections officials to write a specified report if circumstances necessitate placing a pregnant prisoner in restrictive housing; providing requirements for the report; requiring a copy of such reports to be provided to pregnant prisoners in restrictive housing; providing requirements for the treatment of pregnant prisoners placed in restrictive housing; requiring pregnant prisoners to be admitted to the infirmary under certain circumstances; providing certain rights for pregnant prisoners admitted to the infirmary; requiring the Department of Corrections and the Department of Juvenile Justice to adopt rules by a specified date; providing an effective date.

—was read the third time by title.

Representative Jones offered the following:

(Amendment Bar Code: 215111)

Amendment 1 (with title amendment)—Remove lines 75-184 and insert: in medical isolation, in a medical housing unit, or in the infirmary.

(k) "Trimester" means one of the following three distinct periods of time in the duration of a pregnancy:

1. "First trimester," which is the period of time from fertilization through the end of the 11th week of gestation.
2. "Second trimester," which is the period of time from the beginning of the 12th week of gestation through the end of the 23rd week of gestation.
3. "Third trimester," which is the period of time from the beginning of the 24th week of gestation through birth.

(3) RESTRAINT OF PRISONERS.—

(a) Restraints may not be used on a prisoner who is known to be pregnant during labor, delivery, and postpartum recovery, unless the corrections official makes an individualized determination that the prisoner presents an extraordinary circumstance, except that:

1. The physician may request that restraints not be used for documentable medical purposes. The correctional officer, correctional institution employee, or other officer accompanying the pregnant prisoner may consult with the medical staff; however, if the officer determines there is an extraordinary public safety risk, the officer is authorized to apply restraints as limited by subparagraph 2.

2. Under no circumstances shall Leg, ankle, or waist restraints may not be used on any pregnant prisoner who is in labor or delivery.

(b) If restraints are used on a pregnant prisoner pursuant to paragraph (a):
1. The type of restraint applied and the application of the restraint must be done in the least restrictive manner necessary; and

2. The corrections official shall make written findings within 10 days after the use of restraints as to the extraordinary circumstance that dictated the use of the restraints. These findings shall be kept on file by the department or correctional institution for at least 5 years.

(c) During the third trimester of pregnancy or when requested by the physician treating a pregnant prisoner, unless there are significant documentable security reasons noted by the department or correctional institution to the contrary that would threaten the safety of the prisoner, the unborn child, or the public in general:

1. Leg, ankle, and waist restraints may not be used; and
2. If wrist restraints are used, they must be applied in the front so the pregnant prisoner is able to protect herself in the event of a forward fall.

(d) In addition to the specific requirements of paragraphs (a)-(c), any restraint of a prisoner who is known to be pregnant must be done in the least restrictive manner necessary in order to mitigate the possibility of adverse clinical consequences.

(4) ENFORCEMENT.—

(a) Notwithstanding any relief or claims afforded by federal or state law, any prisoner who is restrained in violation of this section may file a grievance with the correctional institution, and be granted a 45-day extension if requested in writing pursuant to rules promulgated by the correctional institution.

(b) This section does not prevent a woman harmed through the use of restraints under this section from filing a complaint under any other relevant provision of federal or state law.

(5) RESTRICTIVE HOUSING.—

(a) Except as provided in paragraph (b) or paragraph (d), a pregnant prisoner may not be involuntarily placed in restrictive housing during the:

1. Third trimester of pregnancy.
2. First or second trimester of pregnancy, if the individual overseeing prenatal care and medical treatment at the correctional institution determines that restrictive housing poses a danger of adverse clinical consequences for the prisoner and documents such determination in the prisoner's medical file.

(b) A pregnant prisoner as described in subparagraph (a)1. or subparagraph (a)2. may be involuntarily placed in restrictive housing only if the corrections official of the correctional institution makes an individualized determination that restrictive housing is necessary to protect the health and safety of the prisoner or others or to preserve the security and order of the correctional institution and that there are no less restrictive means available. After placing a pregnant prisoner in restrictive housing under this paragraph, the corrections official must write a report stating:

1. The individualized reason restrictive housing is necessary.
2. The reason less restrictive means are not available.
3. Whether the individual overseeing prenatal care and medical treatment at the correctional institution objects to the placement.

The corrections official must provide a copy of such report to the prisoner within 12 hours after placing the prisoner in restrictive housing.

(c) A pregnant prisoner who is placed in restrictive housing under this section must be:

1. Seen by a qualified health care professional at least once every 24 hours.
2. Housed in the least restrictive setting consistent with the health and safety of the prisoner.
3. Given a medical treatment plan developed and approved by the individual overseeing prenatal care and medical treatment at the correctional institution if the inmate does not already have such a treatment plan in place.

(d) If a pregnant prisoner needs medical care, a primary care nurse practitioner or obstetrician must provide an order for the prisoner to be placed in designated medical housing unit or admitted to the infirmary. If the prisoner has passed her due date, she must be placed in designated medical housing unit or admitted to the infirmary until labor begins. A pregnant prisoner who has been placed in designated medical housing unit or admitted to the infirmary must be provided the same access to outdoor recreation, visitation, mail, telephone calls, and other privileges and classes available to

the general population unless the corrections official, after consulting with the individual overseeing prenatal care and medical treatment at the correctional institution, determines that such access poses a danger to the safety and security of the correctional institution or the individual overseeing prenatal care and medical

TITLE AMENDMENT

Remove lines 15-17 and insert: prisoners to be placed in designated medical housing unit or admitted to the infirmary under certain circumstances; providing certain rights for pregnant prisoners placed in designated medical housing unit or admitted to the infirmary;

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

The question recurred on the passage of CS/CS/HB 1259. The vote was:

Session Vote Sequence: 651

Representative Magar in the Chair.

Yeas—118

- Alexander Eagle Latvala Rommel
Aloupis Eskamani Leek Roth
Andrade Fernández Magar Sabatini
Antone Fernandez-Barquin Maggard Santiago
Ausley Fetterhoff Mariano Shoaf
Avila Fine Massullo Silvers
Bell Fischer McClain Sirois
Beltran Fitzenhagen McClure Slosberg
Brannan Geller McGhee Smith, C.
Brown Goff-Marcil Mercado Smith, D.
Buchanan Good Newton Sprowls
Burton Gottlieb Oliva Stark
Bush Grall Omphroy Stevenson
Byrd Grant, J. Overdorf Stone
Caruso Grant, M. Payne Sullivan
Casello Gregory Perez Thompson
Clemons Grieco Pigman Toledo
Cortes, J. Hage Plakon Tomkow
Cummings Hart Plasencia Trumbull
Daley Hattersley Polo Valdés
Daniels Hill Polsky Watson, B.
Davis Hogan Johnson Ponder Watson, C.
Diamond Ingolia Pritchett Webb
DiCeglie Jacquet Raschein Willhite
Donalds Jenne Renner Williams
Drake Jones Roach Williamson Yarborough
Driskell Joseph Robinson Zika
DuBose Killebrew Rodrigues, R.
Duggan La Rosa Rodriguez, A.
Duran LaMarca Rodriguez, A. M.

Nays—None

Votes after roll call:

Yeas—Jacobs

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

CS for SB 1056—A bill to be entitled An act relating to the PACE Center for Girls; creating s. 985.175, F.S.; authorizing the Department of Juvenile Justice to contract with the PACE Center for Girls for specified services; providing an effective date.

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

Session Vote Sequence: 652

Representative Magar in the Chair.

Yeas—118

- Alexander Eagle Latvala Rommel
Aloupis Eskamani Leek Roth
Andrade Fernández Magar Sabatini
Antone Fernandez-Barquin Maggard Santiago
Ausley Fetterhoff Mariano Shoaf
Avila Fine Massullo Silvers
Bell Fischer McClain Sirois
Beltran Fitzenhagen McClure Slosberg
Brannan Geller McGhee Smith, C.
Brown Goff-Marcil Mercado Smith, D.
Buchanan Good Newton Sprowls
Burton Gottlieb Oliva Stark
Bush Grall Omphroy Stevenson
Byrd Grant, J. Overdorf Stone
Caruso Grant, M. Payne Sullivan
Casello Gregory Perez Thompson
Clemons Grieco Pigman Toledo
Cortes, J. Hage Plakon Tomkow
Cummings Hart Plasencia Trumbull
Daley Hattersley Polo Valdés
Daniels Hill Polsky Watson, B.
Davis Hogan Johnson Ponder Watson, C.
Diamond Ingolia Pritchett Webb
DiCeglie Jacquet Raschein Willhite
Donalds Jenne Renner Williams
Drake Jones Roach Williamson Yarborough
Driskell Joseph Robinson Zika
DuBose Killebrew Rodrigues, R.
Duggan La Rosa Rodriguez, A.
Duran LaMarca Rodriguez, A. M.

Nays—None

Votes after roll call:

Yeas—Jacobs

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

SB 828—A bill to be entitled An act relating to the Florida ABLE program; amending s. 1009.986, F.S.; abrogating the future repeal of provisions relating to the Florida ABLE program; providing an effective date.

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

Session Vote Sequence: 653

Representative Magar in the Chair.

Yeas—112

- Alexander Eagle LaMarca Rodriguez, A. M.
Aloupis Eskamani Latvala Rommel
Andrade Fernández Leek Roth
Antone Fernandez-Barquin Magar Sabatini
Avila Fetterhoff Maggard Santiago
Bell Fine Mariano Shoaf
Beltran Fitzenhagen Massullo Silvers
Brannan Geller McClain Sirois
Brown Goff-Marcil McGhee Slosberg
Buchanan Good Mercado Smith, C.
Burton Gottlieb Newton Smith, D.
Bush Grall Oliva Stark
Byrd Grant, J. Omphroy Stevenson
Caruso Grant, M. Overdorf Stone
Casello Gregory Payne Sullivan
Clemons Grieco Pigman Thompson
Cortes, J. Hage Plakon Toledo
Daley Hart Plasencia Tomkow
Daniels Hattersley Polo Trumbull
Davis Hill Polsky Valdés
Diamond Hogan Johnson Ponder Watson, B.
DiCeglie Ingolia Pritchett Watson, C.
Donalds Jacquet Raschein Webb
Drake Jenne Renner Willhite
Driskell Jones Roach Williams
DuBose Joseph Robinson Williamson
Duggan Killebrew Rodrigues, R. Yarborough
Duran La Rosa Rodriguez, A. Zika

Nays—None

Votes after roll call:

Yeas—Fischer, Jacobs

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

SB 830—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1009.987, F.S., which provides an exemption from public records requirements for certain personal financial and health information held by the Florida Prepaid College Board, Florida ABLE, Inc., or the Florida ABLE program, or an agent or service provider thereof; removing the scheduled repeal of the exemption; providing an effective date.

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

Session Vote Sequence: 654

Representative Magar in the Chair.

Yeas—114

Alexander	Eagle	Latvala	Roth
Aloupis	Eskamani	Leek	Sabatini
Andrade	Fernández	Magar	Santiago
Antone	Fernandez-Barquin	Maggard	Shoaf
Ausley	Fetterhoff	Mariano	Silvers
Avila	Fine	Massullo	Sirois
Bell	Fitzenhagen	McClain	Slosberg
Beltran	Geller	McGhee	Smith, C.
Brannan	Goff-Marcil	Mercado	Smith, D.
Brown	Good	Newton	Sprowls
Buchanan	Gottlieb	Oliva	Stark
Burton	Grall	Omphroy	Stevenson
Bush	Grant, J.	Overdorf	Stone
Byrd	Grant, M.	Payne	Sullivan
Caruso	Gregory	Pigman	Thompson
Casello	Grieco	Plakon	Toledo
Clemons	Hage	Plasencia	Tomkow
Cortes, J.	Hart	Trumbull	Valdés
Daley	Hattersley	Polsky	Watson, B.
Daniels	Hill	Ponder	Watson, C.
Davis	Hogan Johnson	Pritchett	Webb
Diamond	Ingoglia	Raschein	Willhite
DiCeglie	Jacquet	Renner	Williams
Donalds	Jenne	Roach	Williamson
Drake	Jones	Robinson	Yarborough
Driskell	Joseph	Rodrigues, R.	Zika
DuBose	Killebrew	Rodriguez, A.	
Duggan	La Rosa	Rodriguez, A. M.	
Duran	LaMarca	Rommel	

Nays—None

Votes after roll call:

Yeas—Fischer, Jacobs

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

SB 936—A bill to be entitled An act relating to disability retirement benefits; amending s. 121.091, F.S.; allowing members receiving care at federal Veterans Health Administration facilities to use certification by a specified number of physicians working at such facilities as proof of total and permanent disability for purposes of establishing eligibility for benefits; providing an effective date.

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

Session Vote Sequence: 655

Representative Magar in the Chair.

Yeas—115

Alexander	Ausley	Brannan	Bush
Aloupis	Avila	Brown	Byrd
Andrade	Bell	Buchanan	Caruso
Antone	Beltran	Burton	Casello

Clemons	Grant, J.	McGhee	Shoaf
Cortes, J.	Grant, M.	Mercado	Silvers
Daley	Gregory	Newton	Sirois
Daniels	Grieco	Oliva	Slosberg
Davis	Hage	Omphroy	Smith, C.
Diamond	Hart	Overdorf	Smith, D.
DiCeglie	Hattersley	Payne	Sprowls
Donalds	Hill	Pigman	Stark
Drake	Hogan Johnson	Plakon	Stevenson
Driskell	Ingoglia	Plasencia	Stone
DuBose	Jacquet	Polo	Sullivan
Duggan	Jenne	Polsky	Thompson
Duran	Jones	Ponder	Toledo
Eagle	Joseph	Pritchett	Tomkow
Eskamani	Killebrew	Raschein	Trumbull
Fernández	La Rosa	Renner	Valdés
Fernandez-Barquin	LaMarca	Roach	Watson, B.
Fetterhoff	Latvala	Robinson	Watson, C.
Fine	Leek	Rodrigues, R.	Webb
Fitzenhagen	Magar	Rodriguez, A.	Willhite
Geller	Maggard	Rodriguez, A. M.	Williams
Goff-Marcil	Mariano	Rommel	Williamson
Good	Massullo	Roth	Yarborough
Gottlieb	McClain	Sabatini	Zika
Grall	McClure	Santiago	

Nays—None

Votes after roll call:

Yeas—Fischer, Jacobs

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

SB 1084—A bill to be entitled An act relating to emotional support animals; creating s. 760.27, F.S.; defining the terms "emotional support animal" and "housing provider"; prohibiting discrimination in housing provided to a person with a disability or a disability-related need for an emotional support animal; specifying that such person may not be required to pay extra compensation for such animal; authorizing a housing provider to request specified information under certain circumstances; restricting such requests; specifying liability for owners of emotional support animals relating to damage done by their emotional support animals; providing applicability; amending s. 413.08, F.S.; providing applicability; amending s. 456.072, F.S.; prohibiting a health care practitioner from providing information regarding a person's need for an emotional support animal without having personal knowledge of that person's need for the animal; amending s. 760.22, F.S.; revising the definition of the term "handicap"; amending ss. 419.001, 760.23, 760.24, 760.25, 760.29, and 760.31, F.S.; replacing the term "handicap" with the term "disability," to conform to changes made by the act; conforming provisions to changes made by the act; creating s. 817.265, F.S.; prohibiting the falsification of information or other fraudulent misrepresentation regarding the use of an emotional support animal; providing penalties; providing an effective date.

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

Session Vote Sequence: 656

Representative Magar in the Chair.

Yeas—116

Alexander	Caruso	Duran	Grant, M.
Aloupis	Casello	Eagle	Gregory
Andrade	Clemons	Eskamani	Grieco
Antone	Cortes, J.	Fernández	Hage
Ausley	Daley	Fernandez-Barquin	Hart
Avila	Daniels	Fetterhoff	Hattersley
Bell	Davis	Fine	Hill
Beltran	Diamond	Fitzenhagen	Hogan Johnson
Brannan	DiCeglie	Geller	Ingoglia
Brown	Donalds	Goff-Marcil	Jacquet
Buchanan	Drake	Good	Jenne
Burton	Driskell	Gottlieb	Jones
Bush	DuBose	Grall	Joseph
Byrd	Duggan	Grant, J.	Killebrew

La Rosa	Overdorf	Rodriguez, A.	Stone
LaMarca	Payne	Rodriguez, A. M.	Sullivan
Latvala	Perez	Rommel	Thompson
Leek	Pigman	Roth	Toledo
Magar	Plakon	Sabatini	Tomkow
Maggard	Plasencia	Santiago	Trumbull
Mariano	Polo	Shoaf	Valdés
Massullo	Polsky	Silvers	Watson, B.
McClain	Ponder	Sirois	Watson, C.
McClure	Pritchett	Slosberg	Webb
McGhee	Raschein	Smith, C.	Willhite
Mercado	Renner	Smith, D.	Williams
Newton	Roach	Sprowls	Williamson
Oliva	Robinson	Stark	Yarborough
Omphroy	Rodrigues, R.	Stevenson	Zika

Nays—None

Votes after roll call:

Yeas—Fischer, Jacobs

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

SB 1362—A bill to be entitled An act relating to rental agreements; repealing s. 83.561, F.S., relating to the termination of a rental agreement upon foreclosure; creating s. 83.5615, F.S.; providing a short title; providing for the assumption of interest in certain foreclosures on dwellings or residential real property; providing construction; defining the term "federally-related mortgage loan"; requiring the director of the Division of Consumer Services of the Department of Agriculture and Consumer Services to notify the Division of Law Revision of the repeal of the Protecting Tenants at Foreclosure Act of 2009 within a specified timeframe; providing effective dates, including a contingent effective date.

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

Session Vote Sequence: 657

Representative Magar in the Chair.

Yeas—115

Alexander	Eskamani	Leek	Rommel
Aloupis	Fernández	Magar	Roth
Andrade	Fernandez-Barquin	Maggard	Sabatini
Ausley	Fetterhoff	Mariano	Santiago
Avila	Fine	Massullo	Shoaf
Bell	Fitzenhagen	McClain	Silvers
Beltran	Geller	McClure	Sirois
Brannan	Goff-Marcil	McGhee	Slosberg
Brown	Good	Mercado	Smith, C.
Buchanan	Gottlieb	Newton	Smith, D.
Burton	Grall	Oliva	Sprowls
Bush	Grant, J.	Omphroy	Stark
Byrd	Grant, M.	Overdorf	Stevenson
Caruso	Gregory	Payne	Stone
Casello	Grieco	Perez	Sullivan
Clemons	Hage	Pigman	Thompson
Cortes, J.	Hart	Plakon	Toledo
Daley	Hattersley	Plasencia	Tomkow
Daniels	Hill	Polo	Trumbull
Davis	Hogan Johnson	Polsky	Valdés
Diamond	Ingoglia	Ponder	Watson, B.
DiCeglie	Jacquet	Pritchett	Watson, C.
Donalds	Jenne	Raschein	Webb
Drake	Jones	Renner	Willhite
Driskell	Joseph	Roach	Williams
DuBose	Killebrew	Robinson	Williamson
Duggan	La Rosa	Rodrigues, R.	Yarborough
Duran	LaMarca	Rodriguez, A.	Zika
Eagle	Latvala	Rodriguez, A. M.	

Nays—None

Votes after roll call:

Yeas—Fischer, Jacobs

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

CS for CS for SB 1286—A bill to be entitled An act relating to contraband in specified facilities; amending s. 916.1085, F.S.; prohibiting the introduction of certain cannabis related substances, cellular telephones and other portable communication devices, and vapor-generating electronic devices inside specified facilities of the Department of Children and Families or of the Agency for Persons with Disabilities; providing criminal penalties; amending s. 944.47, F.S.; prohibiting the introduction of certain cannabis related substances and vapor-generating electronic devices inside a state correctional institution; providing criminal penalties; amending s. 951.22, F.S.; prohibiting the introduction of certain cannabis related substances and vapor-generating electronic devices inside a county detention facility; providing criminal penalties; amending s. 985.711, F.S.; prohibiting the introduction of certain cannabis related substances, cellular telephones and other portable communication devices, and vapor-generating electronic devices inside specified juvenile detention facilities or commitment programs; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offense of introducing certain contraband into specified facilities of the Department of Children and Families on level 4 of the offense severity ranking chart; providing an effective date.

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

Session Vote Sequence: 658

Representative Magar in the Chair.

Yeas—71

Aloupis	Fetterhoff	Mariano	Rodriguez, A. M.
Andrade	Fine	Massullo	Rommel
Avila	Fischer	McClain	Roth
Bell	Fitzenhagen	McClure	Sabatini
Beltran	Grall	Oliva	Santiago
Brannan	Grant, J.	Overdorf	Shoaf
Byrd	Grant, M.	Payne	Sirois
Caruso	Gregory	Perez	Smith, D.
Casello	Grieco	Pigman	Sprowls
Clemons	Hage	Plakon	Stone
Cummings	Hill	Plasencia	Sullivan
DiCeglie	Killebrew	Ponder	Toledo
Donalds	La Rosa	Raschein	Tomkow
Drake	LaMarca	Renner	Trumbull
Duggan	Latvala	Roach	Webb
Eagle	Leek	Robinson	Yarborough
Fernández	Magar	Rodrigues, R.	Zika
Fernandez-Barquin	Maggard	Rodriguez, A.	

Nays—43

Alexander	Driskell	Jacquet	Silvers
Antone	DuBose	Jenne	Slosberg
Ausley	Duran	Jones	Smith, C.
Brown	Eskamani	Joseph	Stark
Buchanan	Geller	McGhee	Thompson
Bush	Goff-Marcil	Mercado	Valdés
Cortes, J.	Good	Newton	Watson, B.
Daley	Gottlieb	Omphroy	Watson, C.
Daniels	Hart	Polo	Willhite
Davis	Hattersley	Polsky	Williams
Diamond	Hogan Johnson	Pritchett	

Votes after roll call:

Yeas—Burton, Williamson

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

SB 294—A bill to be entitled An act relating to crimes against veterans; providing a short title; amending s. 775.0844, F.S.; providing an enhanced sentence for any person who commits aggravated white collar crimes against a certain number of veterans by obtaining or attempting to obtain a specified amount of money; providing criminal penalties; providing an effective date.

—was read the third time by title.

REPRESENTATIVE RASCHEIN IN THE CHAIR

The question recurred on the passage of **SB 294**. The vote was:

Session Vote Sequence: 659

Representative Raschein in the Chair.

Yeas—116

Alexander	Duran	LaMarca	Rodriguez, A.
Aloupis	Eagle	Latvala	Rodriguez, A. M.
Andrade	Eskamani	Leek	Rommel
Antone	Fernández	Magar	Roth
Ausley	Fernandez-Barquin	Maggard	Sabatini
Avila	Fetterhoff	Mariano	Santiago
Bell	Fine	Massullo	Shoaf
Beltran	Fischer	McClain	Silvers
Brannan	Fitzenhagen	McClure	Sirois
Brown	Geller	McGhee	Slosberg
Buchanan	Goff-Marcil	Mercado	Smith, C.
Burton	Good	Newton	Smith, D.
Bush	Gottlieb	Oliva	Sprowls
Byrd	Grall	Omphroy	Stark
Caruso	Grant, J.	Overdorf	Stone
Casello	Grant, M.	Payne	Sullivan
Clemons	Gregory	Perez	Thompson
Cortes, J.	Grieco	Pigman	Toledo
Cummings	Hage	Plakon	Tomkow
Daley	Hart	Plasencia	Trumbull
Daniels	Hattersley	Polo	Valdés
Davis	Hill	Polsky	Watson, B.
Diamond	Hogan Johnson	Ponder	Watson, C.
DiCeglie	Jacquet	Pritchett	Webb
Donalds	Jenne	Raschein	Willhite
Drake	Jones	Renner	Williams
Driskell	Joseph	Roach	Williamson
DuBose	Killebrew	Robinson	Yarborough
Duggan	La Rosa	Rodrigues, R.	Zika

Nays—None

Votes after roll call:

Yeas—Jacobs

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

CS for CS for SB 124—A bill to be entitled An act relating to custody of minor children by extended family; amending s. 751.01, F.S.; revising the purposes of ch. 751, F.S.; amending s. 751.011, F.S.; revising the definition of the term "extended family member"; amending s. 751.02, F.S.; revising the requirements for individuals seeking concurrent custody; amending s. 751.03, F.S.; allowing any other provisions related to the best interest of the child to be considered in a petition for temporary or concurrent custody; amending s. 751.05, F.S.; authorizing courts to include provisions requested in petitions for temporary or concurrent custody which relate to the best interest of the child; authorizing the court to order on its own motion the transitioning of a child back to the custody of his or her parents in such proceedings under certain circumstances; requiring the court to consider specified factors when entering such order; authorizing courts to require parties to comply with provisions approved in the order which relate to a reasonable plan for transitioning custody before terminating the order; providing an effective date.

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

Session Vote Sequence: 660

Representative Raschein in the Chair.

Yeas—115

Alexander	Bell	Bush	Cummings
Aloupis	Beltran	Byrd	Daley
Andrade	Brannan	Caruso	Daniels
Antone	Brown	Casello	Davis
Ausley	Buchanan	Clemons	Diamond
Avila	Burton	Cortes, J.	DiCeglie

Donalds	Hattersley	Overdorf	Sirois
Drake	Hill	Payne	Slosberg
Driskell	Hogan Johnson	Perez	Smith, C.
Duggan	Jacquet	Pigman	Smith, D.
Duran	Jenne	Plakon	Sprowls
Eagle	Jones	Plasencia	Stark
Eskamani	Joseph	Polo	Stevenson
Fernández	Killebrew	Polsky	Stone
Fernandez-Barquin	La Rosa	Ponder	Sullivan
Fetterhoff	LaMarca	Pritchett	Thompson
Fine	Latvala	Raschein	Toledo
Fischer	Leek	Renner	Tomkow
Fitzenhagen	Magar	Roach	Trumbull
Geller	Maggard	Robinson	Valdés
Goff-Marcil	Mariano	Rodrigues, R.	Watson, B.
Good	Massullo	Rodriguez, A.	Watson, C.
Gottlieb	McClain	Rodriguez, A. M.	Webb
Grall	McClure	Rommel	Willhite
Grant, J.	McGhee	Roth	Williams
Grant, M.	Mercado	Sabatini	Williamson
Gregory	Newton	Santiago	Yarborough
Hage	Oliva	Shoaf	Zika
Hart	Omphroy	Silvers	

Nays—1

Grieco

Votes after roll call:

Yeas—Jacobs

Nays to Yeas—Grieco

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

CS for SB 838—A bill to be entitled An act relating to business organizations; amending s. 607.0120, F.S.; making technical changes; amending s. 607.0123, F.S.; specifying that certain documents accepted by the Department of State for filing are effective on the date the documents are accepted by the department; making technical changes; amending ss. 607.0125, 607.0127, 607.01401, 607.0141, 607.0501, and 607.0601, F.S.; making technical changes; amending s. 607.0602, F.S.; revising the authority of a board of directors to reclassify certain unissued shares; amending ss. 607.0620, 607.0623, 607.0630, 607.0704, 607.0705, 607.0707, 607.0720, 607.0721, 607.0732, and 607.0750, F.S.; making technical changes; amending s. 607.0808, F.S.; revising the required contents of a meeting notice relating to the removal of a director by shareholders; amending s. 607.0832, F.S.; making a technical change; amending s. 607.0850, F.S.; revising the definition of the term "expenses"; amending ss. 607.0855 and 607.0858, F.S.; making technical changes; amending s. 607.0901, F.S.; revising definitions; amending ss. 607.1002 and 607.1003, F.S.; making technical changes; amending s. 607.1102, F.S.; authorizing a domestic corporation to acquire one or more classes or series of shares under certain circumstances; amending ss. 607.1103, 607.11035, 607.11045, 607.1106, and 607.11920, F.S.; making technical changes; amending s. 607.11921, F.S.; revising an exception for the procedure to approve a plan of domestication; making a technical change; amending ss. 607.11923 and 607.11924, F.S.; making technical changes; amending s. 607.11932, F.S.; revising an exception for the procedure to approve a plan of conversion; making a technical change; amending ss. 607.11933, 607.11935, 607.1202, 607.1301, 607.1302, 607.1303, 607.1320, 607.1333, 607.1340, 607.1403, 607.1406, 607.1422, 607.1430, 607.1431, 607.1432, 607.14401, 607.1501, 607.1502, 607.1503, 607.1504, 607.1505, 607.1507, 607.1509, 607.15091, 607.15101, 607.1520, 607.1602, 607.1604, and 607.1622, F.S.; making technical changes; creating s. 607.1703, F.S.; authorizing the department to direct certain interrogatories to certain corporations and to officers or directors of certain corporations; providing requirements for answering the interrogatories; providing requirements for the department relating to interrogatories; authorizing the department to bring certain actions; authorizing the department to file a lis pendens against certain property and to certify certain findings to the Department of Legal Affairs; amending ss. 607.1907, 607.504, and 605.0116, F.S.; making technical changes; amending s. 605.0207, F.S.; specifying that certain documents accepted by the

department for filing are effective on the date the records are accepted by the department; making a technical change; amending ss. 605.0215, 605.0702, 605.0716, 605.1104, and 617.0501, F.S.; making technical changes; amending s. 617.0825, F.S.; authorizing a board of directors to appoint persons to serve on certain committees; requiring that a majority of the persons on such committees be directors; providing exceptions; making technical changes; providing responsibilities and duties for non-director committee members; authorizing a corporation to create or authorize the creation of advisory committees; specifying an advisory committee is not a committee of the board of directors; providing prohibitions and authorizations for advisory committees; providing applicability; providing an effective date.

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

Session Vote Sequence: 661

Representative Raschein in the Chair.

Yeas—114

Table listing names of representatives who voted 'Yeas' for session 661, including Alexander, Aloupis, Andrade, etc.

Nays—None

Votes after roll call:

Yeas—Jacobs, Silvers

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

CS for SB 434—A bill to be entitled An act relating to designation of school grades; amending s. 1008.34, F.S.; revising the components on which a school's grade is based; providing an effective date.

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

Session Vote Sequence: 662

Representative Raschein in the Chair.

Yeas—117

Table listing names of representatives who voted 'Yeas' for session 662, including Alexander, Aloupis, Andrade, etc.

Table listing names of representatives who voted 'Nays' for session 661, including Donalds, Drake, Driskell, etc.

Nays—None

Votes after roll call:

Yeas—Jacobs

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

CS for CS for CS for SB 662—A bill to be entitled An act relating to education and the military; amending s. 1003.05, F.S.; providing that a student whose parent is transferred or is pending transfer to a military installation within this state is considered a resident of the school district in which the military installation is located for the purpose of enrollment; requiring such students to receive certain preferential treatment; amending s. 1008.34, F.S.; revising the calculation of school grades for certain schools; providing an effective date.

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

Session Vote Sequence: 663

Representative Raschein in the Chair.

Yeas—117

Table listing names of representatives who voted 'Yeas' for session 663, including Alexander, Aloupis, Andrade, etc.

Nays—None

Votes after roll call:
Yeas—Jacobs

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

SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 197.3225, F.S., relating to an exemption from public records requirements for taxpayer e-mail addresses held by a tax collector for certain purposes; removing the scheduled repeal of the exemption; providing an effective date.

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

Session Vote Sequence: 664

Representative Raschein in the Chair.

Yeas—117

Alexander	Eagle	Leek	Roth
Aloupis	Eskamani	Magar	Sabatini
Andrade	Fernández	Maggard	Santiago
Antone	Fernandez-Barquin	Mariano	Shoaf
Ausley	Fetterhoff	Massullo	Silvers
Avila	Fine	McClain	Sirois
Bell	Fischer	McClure	Slosberg
Beltran	Fitzenhagen	McGhee	Smith, C.
Brannan	Geller	Mercado	Smith, D.
Brown	Goff-Marcil	Newton	Sprowls
Buchanan	Good	Oliva	Stark
Burton	Gottlieb	Omphroy	Stevenson
Bush	Grall	Overdorf	Stone
Byrd	Grant, J.	Payne	Sullivan
Caruso	Grant, M.	Perez	Thompson
Casello	Gregory	Pigman	Toledo
Clemons	Grieco	Plakon	Tomkow
Cortes, J.	Hage	Plasencia	Trumbull
Cummings	Hart	Polo	Valdés
Daley	Hattersley	Polsky	Watson, B.
Daniels	Hill	Ponder	Watson, C.
Davis	Hogan Johnson	Pritchett	Webb
Diamond	Jacquet	Raschein	Willhite
DiCeglie	Jenne	Renner	Williams
Donalds	Jones	Roach	Williamson
Drake	Joseph	Robinson	Yarborough
Driskell	Killebrew	Rodriguez, R.	Zika
DuBose	La Rosa	Rodriguez, A.	
Duggan	LaMarca	Rodriguez, A. M.	
Duran	Latvala	Rommel	

Nays—None

Votes after roll call:
Yeas—Jacobs

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

SB 172—A bill to be entitled An act relating to the Florida Drug and Cosmetic Act; amending s. 499.002, F.S.; preempting the regulation of over-the-counter proprietary drugs or cosmetics to the state; providing an effective date.

—was read the third time by title.

THE SPEAKER IN THE CHAIR

Remarks

The Speaker recognized Representative Donalds, who gave brief farewell remarks.

The Speaker recognized Representative Fitzenhagen, who gave brief farewell remarks.

REPRESENTATIVE RASCHEIN IN THE CHAIR

The question recurred on the passage of **SB 172**. The vote was:

Session Vote Sequence: 665

Representative Raschein in the Chair.

Yeas—68

Aloupis	Fetterhoff	Mariano	Rommel
Andrade	Fine	Massullo	Roth
Avila	Fischer	McClain	Sabatini
Bell	Fitzenhagen	McClure	Santiago
Beltran	Grall	Oliva	Shoaf
Brannan	Grant, J.	Overdorf	Sirois
Buchanan	Grant, M.	Payne	Smith, D.
Burton	Gregory	Perez	Sprowls
Bush	Hage	Pigman	Stevenson
Byrd	Hill	Plakon	Stone
Clemons	Ingoglia	Plasencia	Sullivan
Cummings	La Rosa	Ponder	Toledo
DiCeglie	LaMarca	Renner	Tomkow
Donalds	Latvala	Roach	Trumbull
Drake	Leek	Robinson	Williamson
Duggan	Magar	Rodriguez, R.	Yarborough
Fernandez-Barquin	Maggard	Rodriguez, A.	Zika

Nays—47

Alexander	DuBose	Jenne	Silvers
Antone	Duran	Joseph	Slosberg
Ausley	Eskamani	Killebrew	Smith, C.
Brown	Fernández	McGhee	Stark
Caruso	Geller	Mercado	Thompson
Casello	Goff-Marcil	Newton	Valdés
Cortes, J.	Good	Omphroy	Watson, B.
Daley	Gottlieb	Polo	Watson, C.
Daniels	Grieco	Polsky	Webb
Davis	Hart	Pritchett	Willhite
Diamond	Hattersley	Raschein	Williams
Driskell	Hogan Johnson	Rodriguez, A. M.	

Votes after roll call:

Yeas—Eagle
Nays—Jacobs

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

CS for CS for SB 580—A bill to be entitled An act relating to the Uniform Partition of Heirs Property Act; designating part I of ch. 64, F.S., entitled "General Provisions"; creating part II of ch. 64, F.S., entitled "Uniform Partition of Heirs Property Act"; creating s. 64.201, F.S.; providing a short title; creating s. 64.202, F.S.; defining terms; creating s. 64.203, F.S.; providing applicability; providing requirements relating to the court determination of heirs property; specifying the relation of the act to other law; creating s. 64.204, F.S.; providing construction; providing for service and notice; creating s. 64.205, F.S.; providing for appointment and qualifications of commissioners; creating s. 64.206, F.S.; providing for the determination of property value; creating s. 64.207, F.S.; providing for buyout of cotenants; creating s. 64.208, F.S.; providing for alternatives to partition; creating s. 64.209, F.S.; providing factors to be considered in determining whether partition in kind may be ordered; creating s. 64.210, F.S.; providing for sale of property through open-market sale, sealed bids, or auction; creating s. 64.211, F.S.; providing requirements for reporting of an open-market sale of property; creating s. 64.212, F.S.; providing for uniformity of application and construction; creating s. 64.213, F.S.; specifying the relation of the act to the Electronic Signatures in Global and National Commerce Act; creating s. 64.214, F.S.; authorizing certain cotenants to agree to certain partitions of real property; requiring such cotenants to jointly notify the court of such agreement; providing an effective date.

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

Session Vote Sequence: 666

Representative Raschein in the Chair.

Yeas—116

Alexander	Duran	Latvala	Rodriguez, A. M.
Aloupis	Eskamani	Leek	Rommel
Andrade	Fernández	Magar	Roth
Antone	Fernandez-Barquin	Maggard	Sabatini
Ausley	Fetterhoff	Mariano	Santiago
Avila	Fine	Massullo	Shoaf
Bell	Fischer	McClain	Silvers
Beltran	Fitzenhagen	McClure	Sirois
Brannan	Geller	McGhee	Slosberg
Brown	Goff-Marcil	Mercado	Smith, C.
Buchanan	Good	Newton	Smith, D.
Burton	Gottlieb	Oliva	Sprowls
Bush	Grall	Omphroy	Stark
Byrd	Grant, J.	Overdorf	Stevenson
Caruso	Grant, M.	Payne	Stone
Casello	Gregory	Perez	Sullivan
Clemons	Grieco	Pigman	Thompson
Cortes, J.	Hage	Plakon	Toledo
Cummings	Hart	Plasencia	Tomkow
Daley	Hattersley	Polo	Trumbull
Daniels	Hill	Polsky	Valdés
Davis	Hogan Johnson	Ponder	Watson, B.
Diamond	Ingoglia	Pritchett	Watson, C.
DiCeglie	Jenne	Raschein	Webb
Donalds	Jones	Renner	Willhite
Drake	Joseph	Roach	Williams
Driskell	Killebrew	Robinson	Williamson
DuBose	La Rosa	Rodriguez, R.	Yarborough
Duggan	LaMarca	Rodriguez, A.	Zika

Nays—None

Votes after roll call:

Yeas—Eagle, Jacobs

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

CS for SB 226—A bill to be entitled An act relating to athletic trainers; amending s. 468.701, F.S.; revising the definition of the term "athletic trainer"; deleting a requirement that is relocated to another section; amending s. 468.707, F.S.; revising athletic trainer licensure requirements; amending s. 468.711, F.S.; requiring certain licensees to maintain certification in good standing without lapse as a condition of renewal of their athletic trainer licenses; amending s. 468.713, F.S.; requiring that an athletic trainer work within a specified scope of practice; relocating an existing requirement that was stricken from another section; amending s. 468.723, F.S.; requiring the direct supervision of an athletic training student to be in accordance with rules adopted by the Board of Athletic Training; providing an effective date.

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

Session Vote Sequence: 667

Representative Raschein in the Chair.

Yeas—115

Alexander	Clemons	Fernandez-Barquin	Hattersley
Aloupis	Cortes, J.	Fetterhoff	Hill
Andrade	Cummings	Fine	Hogan Johnson
Antone	Daley	Fischer	Ingoglia
Ausley	Daniels	Fitzenhagen	Jenne
Avila	Davis	Geller	Jones
Bell	Diamond	Goff-Marcil	Joseph
Beltran	DiCeglie	Good	Killebrew
Brannan	Donalds	Gottlieb	La Rosa
Brown	Drake	Grall	LaMarca
Buchanan	Driskell	Grant, J.	Latvala
Burton	DuBose	Grant, M.	Leek
Bush	Duggan	Gregory	Magar
Byrd	Duran	Grieco	Maggard
Caruso	Eskamani	Hage	Mariano
Casello	Fernández	Hart	Massullo

McClain	Polo	Santiago	Toledo
McClure	Polsky	Shoaf	Tomkow
McGhee	Ponder	Silvers	Trumbull
Mercado	Pritchett	Sirois	Valdés
Newton	Renner	Slosberg	Watson, B.
Oliva	Roach	Smith, C.	Watson, C.
Omphroy	Robinson	Smith, D.	Webb
Overdorf	Rodriguez, R.	Sprowls	Willhite
Payne	Rodriguez, A.	Stark	Williams
Perez	Rodriguez, A. M.	Stevenson	Williamson
Pigman	Rommel	Stone	Yarborough
Plakon	Roth	Sullivan	Zika
Plasencia	Sabatini	Thompson	

Nays—None

Votes after roll call:

Yeas—Eagle, Jacobs

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

SB 716—A bill to be entitled An act relating to county boundaries; amending ss. 7.31 and 7.59, F.S.; revising county boundaries; providing an effective date.

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

Session Vote Sequence: 668

Representative Raschein in the Chair.

Yeas—116

Alexander	Duran	Latvala	Rodriguez, A. M.
Aloupis	Eskamani	Leek	Rommel
Andrade	Fernández	Magar	Roth
Antone	Fernandez-Barquin	Maggard	Sabatini
Ausley	Fetterhoff	Mariano	Santiago
Avila	Fine	Massullo	Shoaf
Bell	Fischer	McClain	Silvers
Beltran	Fitzenhagen	McClure	Sirois
Brannan	Geller	McGhee	Slosberg
Brown	Goff-Marcil	Mercado	Smith, C.
Buchanan	Good	Newton	Smith, D.
Burton	Gottlieb	Oliva	Sprowls
Bush	Grall	Omphroy	Stark
Byrd	Grant, J.	Overdorf	Stevenson
Caruso	Grant, M.	Payne	Stone
Casello	Gregory	Perez	Sullivan
Clemons	Grieco	Pigman	Thompson
Cortes, J.	Hage	Plakon	Toledo
Cummings	Hart	Plasencia	Tomkow
Daley	Hattersley	Polo	Trumbull
Daniels	Hill	Polsky	Valdés
Davis	Hogan Johnson	Ponder	Watson, B.
Diamond	Ingoglia	Pritchett	Watson, C.
DiCeglie	Jenne	Raschein	Webb
Donalds	Jones	Renner	Willhite
Drake	Joseph	Roach	Williams
Driskell	Killebrew	Robinson	Williamson
DuBose	La Rosa	Rodriguez, R.	Yarborough
Duggan	LaMarca	Rodriguez, A.	Zika

Nays—None

Votes after roll call:

Yeas—Eagle, Jacobs

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

SB 400—A bill to be entitled An act relating to elder abuse fatality review teams; creating s. 415.1103, F.S.; authorizing the establishment of elder abuse fatality review teams in each judicial circuit, to be housed, for administrative purposes only, in the Department of Elderly Affairs; providing conditions for review team membership, establishment, and organization; specifying requirements for a review team's operations and meeting schedules; requiring that the administrative costs of operating a review team be paid by team

members or the entities they represent; authorizing elder abuse fatality review teams in existence on a certain date to continue to exist; requiring such existing teams to comply with specified requirements; specifying review team duties; requiring each review team to annually submit to the department by a certain date a summary report containing specified information; requiring the department to annually prepare a summary report based on the review teams' information and submit such report to the Governor, the Legislature, and the Department of Children and Families; providing immunity from monetary liability for review team members under certain conditions; providing an effective date.

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

Session Vote Sequence: 669

Representative Raschein in the Chair.

Yeas—116

Alexander	Duran	Latvala	Rodriguez, A. M.
Aloupis	Eskamani	Leek	Rommel
Andrade	Fernández	Magar	Roth
Antone	Fernandez-Barquin	Maggard	Sabatini
Ausley	Fetterhoff	Mariano	Santiago
Avila	Fine	Massullo	Shoaf
Bell	Fischer	McClain	Silvers
Beltran	Fitzenhagen	McClure	Sirois
Brannan	Geller	McGhee	Slosberg
Brown	Goff-Marcil	Mercado	Smith, C.
Buchanan	Good	Newton	Smith, D.
Burton	Gottlieb	Oliva	Sprowls
Bush	Grall	Omphroy	Stark
Byrd	Grant, J.	Overdorf	Stevenson
Caruso	Grant, M.	Payne	Stone
Casello	Gregory	Perez	Sullivan
Clemons	Grieco	Pigman	Thompson
Cortes, J.	Hage	Plakon	Toledo
Cummings	Hart	Plasencia	Tomkow
Daley	Hattersley	Polo	Trumbull
Daniels	Hill	Polsky	Valdés
Davis	Hogan Johnson	Ponder	Watson, B.
Diamond	Ingoglia	Pritchett	Watson, C.
DiCeglie	Jenne	Raschein	Webb
Donalds	Jones	Renner	Willhite
Drake	Joseph	Roach	Williams
Driskell	Killebrew	Robinson	Williamson
DuBose	La Rosa	Rodrigues, R.	Yarborough
Duggan	LaMarca	Rodriguez, A.	Zika

Nays—None

Votes after roll call:

Yeas—Eagle, Jacobs

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

Special Orders

CS for SB 1326—A bill to be entitled An act relating to child welfare; amending s. 20.19, F.S.; requiring the Department of Children and Families to establish performance metrics; specifying goals that must be established; revising and providing duties of community alliances; revising membership of community alliances; amending s. 39.3065, F.S.; requiring sheriffs providing certain services to adopt the child welfare practice model; requiring sheriffs providing certain services 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; 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; creating s. 402.715, F.S.; requiring the department to establish an Office of Quality; providing duties of the office; amending s. 402.7305, F.S.; removing limitations on monitoring of child-caring or child-placing services providers; amending s. 409.988, F.S.; revising the duties of a lead agency; amending s. 409.996, F.S.; adding responsibilities to the department of contracts regarding care for children in the child welfare system; specifying additional requirements for contracts; authorizing the department to provide technical assistance to lead agencies; 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 operating 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; revising requirements regarding the quality assurance program for contracted services to dependent children; deleting obsolete language; requiring the department to develop a statewide accountability system; requiring that such system be implemented by a specified date; providing requirements for such accountability system; requiring the department and lead agencies to promote enhanced quality service delivery; requiring the department to submit a report to the Governor and the Legislature annually by a specified date; authorizing the department to adopt rules; requiring the department to implement pilot projects to improve child welfare outcomes in specified judicial circuits; requiring the department to establish performance metrics and standards to implement the pilot projects; requiring lead agencies in specified judicial circuits to provide certain data to the department each quarter; requiring the department to review such data; authorizing the department to advance incentive funding to certain lead agencies that meet specified requirements; requiring the department to include certain results in a specified report; providing for future expiration; deleting a provision requiring the department to convene a certain workgroup; amending s. 409.997, F.S.; specifying types of data that may be used by the department in an accountability program; adding contract compliance as a use of the data; allowing the requirements of monitoring program to be incorporated into contract management program of the department; 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; 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 a short title; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 72—A bill to be entitled An act relating to postsecondary education; amending s. 287.057, F.S.; authorizing state agencies to contract with independent, nonprofit colleges and universities that meet specified requirements; amending s. 1001.03, F.S.; clarifying requirements for new construction, remodeling, or renovation projects; amending s. 1001.706, F.S.; requiring that selection of a president by a university board of trustees be from among at least three candidates; amending s. 1001.7065, F.S.; requiring that certain academic and research excellence standards be reported annually in the accountability plan prepared by the Board of Governors; revising the academic and research excellence standards established for the preeminent state research universities program; establishing criteria for identifying state universities of distinction, rather than programs of excellence, throughout the State University System; authorizing the Board of Governors to annually submit, by a specified date, the programs for funding by the Legislature; amending s. 1004.085, F.S.; requiring certain innovative pricing techniques and payment options to contain an opt-out provision for students; amending s. 1004.346,

F.S.; deleting a provision related to terms of Phosphate Research and Activities Board members; creating s. 1004.6499, F.S.; creating the Florida Institute of Politics within the Florida State University College of Social Sciences and Public Policy; providing the purpose and goals of the institute; amending s. 1009.50, F.S.; revising a provision relating to the maximum annual grant amount; providing that students who receive a grant award in the fall or spring term may also receive an award in the summer term, subject to availability of funds; prohibiting institutions from dispensing grants to students whose expected family contribution exceeds a certain amount; requiring the formula used to distribute funds for the program to account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify the amount of funds disbursed within a certain timeframe; requiring institutions to remit any undisbursed advances within a specified timeframe; providing an exception; requiring institutions that receive moneys through the program to submit to the department by a specified date a biennial report that includes a financial audit conducted by the Auditor General; authorizing the department to conduct its own annual or biennial audit under certain circumstances; authorizing the department to suspend or revoke an institution's eligibility or request a refund of moneys overpaid to the institution under certain circumstances; providing a timeframe for such refunds; amending s. 1009.505, F.S.; requiring that grant awards administered through the Florida Public Postsecondary Career Education Student Assistance Grant Program not exceed a certain amount; providing that students who receive a grant award in the fall or spring term may also receive an award in the summer term, subject to the availability of funds; requiring the formula used to distribute funds for the program to account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify within a certain timeframe the amount of funds disbursed; requiring institutions to remit within a specified timeframe any undisbursed advances; providing an exception; requiring institutions that receive moneys through the program to submit to the department by a specified date a biennial report that includes a financial audit conducted by the Auditor General; authorizing the department to conduct its own annual or biennial audit under certain circumstances; authorizing the department to suspend or revoke an institution's eligibility or to request a refund of moneys overpaid to the institution under certain circumstances; authorizing funds appropriated for state student assistance grants to be deposited in a specified trust fund; requiring that any balance in the trust fund at the end of a fiscal year which has been allocated to the Florida Public Postsecondary Career Education Student Assistance Grant Program remain therein, subject to certain statutory exceptions; amending s. 1009.51, F.S.; requiring that grant awards administered through the Florida Private Student Assistance Grant Program not exceed a certain annual award amount; providing that students who receive an award in the fall or spring term may also receive an award in the summer term, subject to the availability of funds; prohibiting institutions from dispensing grants to students whose expected family contribution exceeds a certain amount; requiring that the formula used to distribute funds for the program account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify within a certain timeframe the amount of funds disbursed; requiring institutions to remit within a specified timeframe any undisbursed advances; providing an exception; revising a requirement for a biennial report; amending s. 1009.52, F.S.; requiring that grants administered through the Florida Postsecondary Student Assistance Grant Program not exceed a certain annual award amount; providing that students who receive a grant award in the fall or spring term may also receive an award in the summer term, subject to the availability of funds; prohibiting institutions from dispensing grants to students whose expected family contribution exceeds a certain amount; requiring that the formula used to distribute funds for the program account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify within a certain timeframe the amount of funds disbursed; requiring institutions to remit within a specified timeframe any undisbursed advances; providing an exception; revising a requirement for a biennial report; amending s. 1009.893, F.S.; specifying eligibility for initial awards under the Benacquisto Scholarship Program; revising requirements for a student to receive a renewal award; providing a timeframe within which

students can receive an award; providing an exception to renewal requirements; amending s. 1011.45, F.S.; revising the date by which a spending plan must be submitted to a university's board of trustees for approval; revising the date by which the Board of Governors must review and approve such spending plan; authorizing certain expenditures in a carry forward spending plan to include a commitment of funds to a contingency reserve for certain purposes; amending s. 1012.976, F.S.; deleting a provision relating to applicability; requiring the Board of Governors to adopt regulations defining university faculty and administrative personnel classifications; amending s. 1013.841, F.S.; revising the dates by which a spending plan must be submitted to a Florida College System institution's board of trustees for approval; revising the dates by which the State Board of Education shall review and publish such plan; authorizing certain expenditures in a carry forward spending plan to include a commitment of funds to a contingency reserve for certain purposes; providing an effective date.

—was read the second time by title.

Representative Rodrigues, R. offered the following:

(Amendment Bar Code: 441551)

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

Section 1. Subsection (21) of section 287.057, Florida Statutes, is amended to read:

287.057 Procurement of commodities or contractual services.—

(21) An agency may contract for services with any independent, nonprofit college or university which is located within the state on the same basis as it may contract with any state university or college if the independent, nonprofit college or university:

(a) ~~and~~ Is accredited by the Southern Association of Colleges and Schools; or, on the same basis as it may contract with any state university and college

(b) Is authorized to operate within this state pursuant to chapter 1005, offers a professional degree, and is accredited by the Middle States Commission on Higher Education.

Section 2. Paragraph (c) of subsection (18) of section 1001.03, Florida Statutes, is amended to read:

1001.03 Specific powers of State Board of Education.—

(18) PUBLIC EDUCATION CAPITAL OUTLAY.—The State Board of Education shall develop and submit the prioritized list required by s. 1013.64(4). Projects considered for prioritization shall be chosen from a preliminary selection group which shall include the list of projects maintained pursuant to paragraph (d) and the top two priorities of each Florida College System institution.

(c) A new construction, remodeling, or renovation project that has not received an appropriation in a previous year shall not be considered for inclusion on the prioritized list required by s. 1013.64(4), unless:

1. A plan is provided to reserve funds in an escrow account, specific to the project, into which shall be deposited each year an amount of funds equal to 0.5 percent of the total value of the building for future maintenance;

2. There ~~exists~~ are sufficient capacity within the cash and bonding estimate of funds by the Revenue Estimating Conference to accommodate the project ~~excess funds from the allocation provided pursuant to s. 1013.60~~ within the 3-year Public Education Capital Outlay funding cycle planning period which are not needed to complete the projects listed pursuant to paragraph (d); and

3. The project has been recommended pursuant to s. 1013.31.

Section 3. Subsection (19) of section 1001.64, Florida Statutes, is amended to read:

1001.64 Florida College System institution boards of trustees; powers and duties.—

(19) Each board of trustees shall appoint, suspend, or remove the president of the Florida College System institution. The board of trustees ~~shall~~ may appoint a search committee. The search committee shall be comprised of no more than 15 members, three of whom must be members of the board of trustees and, if applicable, one of whom must be the president of the alumni association or his or her designee. Additional members must be individuals

from the institution's faculty, the student body, the institution's foundation board, and, if applicable, the institution's financing corporation board. However, none of the individuals selected to serve on the search committee may hold positions that report directly to the president. The chair of the board of trustees shall appoint a member of the search committee who is a member of the board of trustees to serve as chair of the committee. A search committee must recommend at least three candidates for selection by the board of trustees. The board of trustees shall conduct annual evaluations of the president in accordance with rules of the State Board of Education and submit such evaluations to the State Board of Education for review. The evaluation must address the achievement of the performance goals established by the accountability process implemented pursuant to s. 1008.45 and the performance of the president in achieving the annual and long-term goals and objectives established in the Florida College System institution's employment accountability program implemented pursuant to s. 1012.86.

Section 4. Paragraph (a) of subsection (6) and paragraph (a) of subsection (7) of section 1001.706, Florida Statutes, are amended, to read:

1001.706 Powers and duties of the Board of Governors.—

(6) POWERS AND DUTIES RELATING TO PERSONNEL.—

(a) The Board of Governors, or the board's designee, shall establish the personnel program for all employees of a state university. The Board of Governors shall confirm the presidential selection and reappointment by a university board of trustees as a means of acknowledging that system cooperation is expected. A presidential search committee must recommend at least three candidates for selection by the university board of trustees.

(7) POWERS AND DUTIES RELATING TO PROPERTY.—

(a) The Board of Governors shall develop guidelines for university boards of trustees relating to the acquisition of real and personal property and the sale and disposal thereof and the approval and execution of contracts for the purchase, sale, lease, license, or acquisition of commodities, goods, equipment, contractual services, leases of real and personal property, and construction. The acquisition may include purchase by installment or lease-purchase. Such contracts may provide for payment of interest on the unpaid portion of the purchase price. Title to all real property acquired prior to January 7, 2003, and to all real property acquired with funds appropriated by the Legislature shall be vested in the Board of Trustees of the Internal Improvement Trust Fund and shall be transferred and conveyed by it. ~~Notwithstanding any other provisions of this subsection, each board of trustees shall comply with the provisions of s. 287.055 for the procurement of professional services as defined therein.~~ Any acquisition pursuant to this paragraph is subject to the provisions of s. 1010.62.

Section 5. Effective upon this act becoming a law, subsections (2), (5), and (7) of section 1001.7065, Florida Statutes, are amended to read:

1001.7065 Preeminent state research universities program.—

(2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—The following academic and research excellence standards are established for the preeminent state research universities program and shall be reported annually in the Board of Governors Accountability Plan:

(a) An average weighted grade point average of 4.0 or higher on a 4.0 scale and an average SAT score of ~~1800 or higher on a 2400-point scale or 1200 or higher on a 1600-point scale or an average ACT score of 25 or higher on a 36 score scale, using the latest published national concordance table developed jointly by the College Board and ACT, Inc., for fall semester incoming freshmen, as reported annually.~~

(b) A top-50 ranking on at least two well-known and highly respected national public university rankings, including, but not limited to, the U.S. News and World Report rankings, reflecting national preeminence, using most recent rankings.

(c) A freshman retention rate of 90 percent or higher for full-time, first-time-in-college students, ~~as reported annually to the Integrated Postsecondary Education Data System (IPEDS).~~

(d) A 4-year graduation rate of 60 percent or higher for full-time, first-time-in-college students, ~~as reported annually to the IPEDS. However, for the 2018 determination of a state university's preeminence designation and the related distribution of the 2018-2019 fiscal year appropriation associated with preeminence and emerging preeminence, a university is considered to have satisfied this graduation rate measure by attaining a 6-year graduation rate of~~

~~70 percent or higher by October 1, 2017, for full-time, first-time-in-college students, as reported to the IPEDS and confirmed by the Board of Governors.~~

(e) Six or more faculty members at the state university who are members of a national academy, ~~as reported by the Center for Measuring University Performance in the Top American Research Universities (TARU) annual report or the official membership directories maintained by each national academy.~~

(f) Total annual research expenditures, including federal research expenditures, of \$200 million or more, ~~as reported annually by the National Science Foundation (NSF).~~

(g) Total annual research expenditures in diversified nonmedical sciences of \$150 million or more, ~~based on data reported annually by the NSF.~~

(h) A top-100 university national ranking for research expenditures in five or more science, technology, engineering, or mathematics fields of study, ~~as reported annually by the NSF.~~

(i) One hundred or more total patents awarded by the United States Patent and Trademark Office for the most recent 3-year period.

(j) Four hundred or more doctoral degrees awarded annually, including professional doctoral degrees awarded in medical and health care disciplines, ~~as reported in the Board of Governors Annual Accountability Report.~~

(k) Two hundred or more postdoctoral appointees annually, ~~as reported in the TARU annual report.~~

(l) An endowment of \$500 million or more, ~~as reported in the Board of Governors Annual Accountability Report.~~

(5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM SUPPORT.—

(a) A state university that is designated as a preeminent state research university shall submit to the Board of Governors a 5-year benchmark plan with target rankings on key performance metrics for national excellence. Upon approval by the Board of Governors, and upon the university's meeting the benchmark plan goals annually, the Board of Governors shall award the university its proportionate share of any funds provided annually to support the program created under this section.

(b) A state university designated as an emerging preeminent state research university shall submit to the Board of Governors a 5-year benchmark plan with target rankings on key performance metrics for national excellence. ~~Upon approval by the Board of Governors, and upon the university's meeting the benchmark plan goals annually, the Board of Governors shall award the university its proportionate share of any funds provided annually to support the program created under this section.~~

(c) The award of funds under this subsection is contingent upon funding provided by the Legislature to support the preeminent state research universities program created under this section. Funding increases appropriated beyond the amounts funded in the previous fiscal year shall be distributed ~~as follows:~~

~~1. Each designated preeminent state research university that meets the criteria in paragraph (a). Each designated preeminent state research university shall receive an equal amount of funding.~~

~~2. Each designated emerging preeminent state research university that meets the criteria in paragraph (b) shall, beginning in the 2018-2019 fiscal year, receive an amount of funding that is equal to one-fourth of the total increased amount awarded to each designated preeminent state research university.~~

(7) STATE UNIVERSITIES PROGRAMS OF DISTINCTION EXCELLENCE THROUGHOUT THE STATE UNIVERSITY SYSTEM.—The Board of Governors shall establish standards and measures whereby state universities that focus on one core competency unique to the State University System that achieves excellence at the national or state level, meets state workforce needs, and fosters an innovation economy that focuses on areas such as health care, security, transportation, and science, technology, engineering, and mathematics (STEM), including supply chain management, individual undergraduate, graduate, and professional degree programs in state universities which objectively reflect national excellence can be identified. The Board of Governors may annually submit such programs, excluding those from preeminent state research universities, and make recommendations to the Legislature by January September 1 for funding, 2018, as to how any such programs could be enhanced and promoted.

Section 6. Subsection (1) of section 1001.92, Florida Statutes, is amended to read:

1001.92 State University System Performance-Based Incentive.—

(1) A State University System Performance-Based Incentive shall be awarded to state universities using performance-based metrics adopted by the Board of Governors of the State University System. Beginning with the Board of Governors' determination of each university's performance improvement and achievement ratings for 2018, and the related distribution of ~~annual~~ ~~the 2018-2019~~ fiscal year appropriation, the performance-based metrics must include:

- (a) The 4-year graduation rate for first-time-in-college students;
- (b) Beginning in fiscal year 2021-2022, the 2-year graduation rate for associate in arts transfer students rates;
- (c) Retention rates;
- (d) Postgraduation education rates;
- (e) Degree production;
- (f) Affordability;
- (g) Postgraduation employment and salaries, including wage thresholds that reflect the added value of a baccalaureate degree;
- (h) Access rate, based on the percentage of undergraduate students enrolled during the fall term who received a Pell Grant during the fall term; and
- (i) Beginning in fiscal year 2021-2022, the 6-year graduation rate for students who are awarded a Pell Grant in their first year.

~~The Board of Governors may approve and other metrics approved by the board in a publicly formally noticed meeting. The board shall adopt benchmarks to evaluate each state university's performance on the metrics to measure the state university's achievement of institutional excellence or need for improvement and minimum requirements for eligibility to receive performance funding. Benchmarks and metrics may not be adjusted after university performance data has been received by the Board of Governors. Access rate benchmarks must be differentiated and scored to reflect the varying access rate levels among the state universities; however, the scoring system may not include bonus points.~~

Section 7. Subsection (4) of section 1004.085, Florida Statutes, is amended to read:

1004.085 Textbook and instructional materials affordability.—

(4) Each Florida College System institution and state university board of trustees is authorized to adopt policies in consultation with providers, including bookstores, which allow for the use of innovative pricing techniques and payment options for textbooks and instructional materials. Such policies may include bulk pricing arrangements that enable students to purchase course materials or texts that are delivered digitally; delivered through other technologies that are, or the licenses of which are, required for use within a course; or delivered in a print format. Innovative pricing techniques and payment options must include an opt-in or opt-out provision for students and may be approved only if there is documented evidence that the options reduce the cost of textbooks and instructional materials for students taking a course.

Section 8. Effective upon this act becoming a law, paragraph (c) of subsection (2) of section 1004.346, Florida Statutes, is amended to read:

1004.346 Florida Industrial and Phosphate Research Institute.—

(2) PHOSPHATE RESEARCH AND ACTIVITIES BOARD.—The Phosphate Research and Activities Board is created to monitor the expenditure of funds appropriated to the university from the Phosphate Research Trust Fund.

(c) Members of the board appointed by the Governor shall be appointed to 3-year terms. A board member may continue to serve until a successor is appointed, ~~but not more than 180 days after the expiration of his or her term.~~ A board member is eligible for reappointment to subsequent terms.

Section 9. Section 1004.6499, Florida Statutes, is created to read:

1004.6499 Florida Institute for Great Citizenship.—

(1) The Florida Institute for Great Citizenship is established at the Florida State University for the purpose of providing Floridians with a bipartisan, world-class institute for intellectual diversity.

(2) The goals of the institute are to:

(a) Create undergraduate, graduate, post-doctoral, and professional-level fellowship opportunities for advanced study in civic literacy and engagement, political history, public policy, government institutions, debate, and civic discourse.

(b) Create regular forums for civic engagement and public policy discussions that are open to all students and the general public, thereby fostering civil discourse and the development of public policy research.

(c) Create a shared understanding of government institutions, their history, and the development of public policy through the publishing of publicly accessible research and materials.

(d) Create a curriculum for educating K-12 and postsecondary students on how to engage their government and become great advocates for themselves and their community.

(e) Become a national and state resource on polling information and survey methodology.

(3) The institute shall establish affiliate institutes at the University of Florida with a focus on American ideals and at Florida International University with a focus on free market economics.

Section 10. Section 1009.50, Florida Statutes, is amended to read:

1009.50 Florida Public Student Assistance Grant Program; eligibility for grants.—

(1) There is hereby created a Florida Public Student Assistance Grant Program. The program shall be administered by the participating institutions in accordance with rules of the state board.

(2)(a) State student assistance grants through the program may be made only to degree-seeking students who enroll in at least 6 semester hours, or the equivalent per term, and who meet the general requirements for student eligibility as provided in s. 1009.40, except as otherwise provided in this section. The grants shall be awarded annually for the amount of demonstrated unmet need for the cost of education and may not exceed the ~~maximum annual award an amount equal to the average prior academic year cost of tuition fees and other registration fees for 30 credit hours at state universities or such other amount as specified in the General Appropriations Act, to any recipient.~~ A demonstrated unmet need of less than \$200 shall render the applicant ineligible for a state student assistance grant. Recipients of the grants must have been accepted at a state university or Florida College System institution authorized by Florida law. If funds are available, a student who received an award in the fall or spring term may receive an award in the summer term. Priority in the distribution of summer awards shall be given to students who are within one semester of completing a degree program and students who have not yet earned at least 9 semester hours by attendance at one or more summer sessions. A student is eligible for the award for 110 percent of the number of credit hours required to complete the program in which enrolled, except as otherwise provided in s. 1009.40(3).

(b) A student applying for a Florida public student assistance grant shall be required to apply for the Pell Grant. The Pell Grant entitlement shall be considered when conducting an assessment of the financial resources available to each student.

(c) Priority in the distribution of grant moneys ~~may be given to students who are within one semester of completing a degree program, shall be given to students with the lowest total family resources, in accordance with a nationally recognized system of need analysis. Using the system of need analysis, the department shall establish a maximum expected family contribution.~~ An institution may not make a grant from this program to a student whose expected family contribution exceeds one and one-half times the maximum Pell Grant-eligible family contribution level established by the department. An institution may not impose additional criteria to determine a student's eligibility to receive a grant award.

(d) Each participating institution shall report, to the department by the established date; ~~the eligible students eligible for the program for to whom grant moneys are disbursed~~ each academic term. Each institution shall also report to the department necessary demographic and eligibility data for such students.

(3) Based on the unmet financial need of an eligible applicant, the amount of a Florida public student assistance grant must be between \$200 and the ~~weighted average of the cost of tuition and other registration fees for 30~~

~~credit hours at state universities per academic year or the amount specified in the General Appropriations Act.~~

(4)(a) The funds appropriated for the Florida Public Student Assistance Grant shall be distributed to eligible institutions in accordance with a formula approved by the State Board of Education. The formula ~~must~~ shall consider at least the prior year's distribution of funds, the number of ~~full-time~~ eligible applicants who did not receive awards, the standardization of the expected family contribution, and provisions for unused funds. The formula must account for changes in the number of eligible students across all student assistance grant programs established pursuant to this section and ss. 1009.505, 1009.51, and 1009.52.

(b) Payment of Florida public student assistance grants shall be transmitted to the president of the state university or Florida College System institution, or to his or her representative, in advance of the registration period. Institutions shall notify students of the amount of their awards.

(c) The eligibility status of each student to receive a disbursement shall be determined by each institution as of the end of its regular registration period, inclusive of a drop-add period. Institutions shall not be required to reevaluate a student's eligibility status after this date for purposes of changing eligibility determinations previously made.

(d) Institutions shall certify to the department within 30 days after the end of regular registration each term the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 60 days after the end of regular registration each spring term. An exception to the remittance deadline may be granted if the institution documents to the department how it plans to disburse awards to students for the subsequent summer term. An institution that uses funds for the summer term shall certify to the department the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 30 days after the end of the summer term.

(e) Each institution that receives moneys through the Florida Public Student Assistance Grant Program shall prepare a biennial report that includes a financial audit, conducted by the Auditor General, of the institution's administration of the program and a complete accounting of moneys allocated to the institution for the program. Such report shall be submitted to the department by March 1 every other year. The department may conduct its own annual or biennial audit of an institution's administration of the program and its allocated funds in lieu of the required biennial report and financial audit report. The department may suspend or revoke an institution's eligibility to receive future moneys for the program or may request a refund of any moneys overpaid to the institution for the program if the department finds that an institution has not complied with this section. Any refund requested pursuant to this paragraph shall be remitted within 60 days after notification by the department
~~any advances by June 1 of each year.~~

(5) Funds appropriated by the Legislature for state student assistance grants may be deposited in the State Student Financial Assistance Trust Fund. Notwithstanding ~~the provisions of~~ s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year which has been allocated to the Florida Public Student Assistance Grant Program shall remain therein and shall be available for carrying out the purposes of this section.

(6) The State Board of Education shall establish rules necessary to implement this section.

Section 11. Subsections (5) and (6) of section 1009.505, Florida Statutes, are renumbered as subsections (6) and (7), respectively, a new subsection (5) is added to that section, and subsections (3) and (4) of that section are amended, to read:

1009.505 Florida Public Postsecondary Career Education Student Assistance Grant Program.—

(3)(a) Student assistance grants through the program may be made only to certificate-seeking students enrolled at least half-time in a public postsecondary career certificate program who meet the general requirements for student eligibility as provided in s. 1009.40, except as otherwise provided in this section. The grants shall be awarded annually to any recipient for the amount of demonstrated unmet need for the cost of education and may not exceed the ~~average annual cost of tuition and registration fees or such other~~

amount as specified in the General Appropriations Act. Priority in the distribution of grant moneys may be given to students who are within one semester of completing a certificate program. A demonstrated unmet need of less than \$200 shall render the applicant ineligible for a grant under this section. Recipients of the grants must have been accepted at a Florida College System institution authorized by Florida law or a career center operated by a district school board under s. 1001.44. If funds are available, a student who received an award in the fall or spring term may receive an award in the summer term. Priority in the distribution of summer awards shall be given to students who are within one term of completing a certificate program. A student is eligible for the award for 110 percent of the number of clock hours required to complete the program in which enrolled.

(b) A student applying for a Florida public postsecondary career education student assistance grant shall be required to apply for the Pell Grant. A Pell Grant entitlement shall be considered when conducting an assessment of the financial resources available to each student; however, a Pell Grant entitlement shall not be required as a condition of receiving a grant under this section.

(c) Each participating institution shall report; to the department by the established date; ~~the eligible students eligible for the program for to whom grant moneys are disbursed~~ each academic term. Each institution shall also report to the department necessary demographic and eligibility data for such students.

(4)(a) The funds appropriated for the Florida Public Postsecondary Career Education Student Assistance Grant Program shall be distributed to eligible Florida College System institutions and district school boards in accordance with a formula approved by the department. The formula must account for changes in the number of eligible students across all student assistance grant programs established pursuant to this section and ss. 1009.50, 1009.51, and 1009.52.

(b) Payment of Florida public postsecondary career education student assistance grants shall be transmitted to the president of the Florida College System institution or to the district school superintendent, or to the designee thereof, in advance of the registration period. Institutions shall notify students of the amount of their awards.

(c) The eligibility status of each student to receive a disbursement shall be determined by each institution as of the end of its regular registration period, inclusive of a drop-add period. Institutions shall not be required to reevaluate a student's eligibility status after this date for purposes of changing eligibility determinations previously made.

(d) Participating institutions shall certify to the department within 30 days after the end of regular registration each term the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 60 days after the end of regular registration each spring term. An exception to the remittance deadline may be granted if the institution documents to the department how it plans to disburse awards to students for the subsequent summer term. An institution that uses funds for the summer term shall certify to the department the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 30 days after the end of the summer term.

(e) Each institution that receives moneys through the Florida Public Postsecondary Career Education Student Assistance Grant Program shall prepare a biennial report that includes a financial audit, conducted by the Auditor General, of the institution's administration of the program and a complete accounting of moneys allocated to the institution for the program. Such report shall be submitted to the department by March 1 every other year. The department may conduct its own annual or biennial audit of an institution's administration of the program and its allocated funds in lieu of the required biennial report and financial audit report. The department may suspend or revoke an institution's eligibility to receive future moneys for the program or may request a refund of any moneys overpaid to the institution if the department finds that an institution has not complied with this section. Any refund requested pursuant to this paragraph shall be remitted within 60 days after notification by the department.

(5) Funds appropriated by the Legislature for state student assistance grants may be deposited in the State Student Financial Assistance Trust Fund. Notwithstanding s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year which has been allocated to the

Florida Public Postsecondary Career Education Student Assistance Grant Program shall remain therein and shall be available for carrying out the purposes of this section by June 1 of each year.

Section 12. Section 1009.51, Florida Statutes, is amended to read:

1009.51 Florida Private Student Assistance Grant Program; eligibility for grants.—

(1) There is created a Florida Private Student Assistance Grant Program. The program shall be administered by the participating institutions in accordance with rules of the State Board of Education.

(2)(a) Florida private student assistance grants ~~from the State Student Financial Assistance Trust Fund~~ may be made only to full-time degree-seeking students who meet the general requirements for student eligibility as provided in s. 1009.40, except as otherwise provided in this section. Such grants shall be awarded for the amount of demonstrated unmet need for tuition and fees and may not exceed the maximum annual award ~~an amount equal to the average tuition and other registration fees for 30 credit hours at state universities plus \$1,000 per academic year, or as specified in the General Appropriations Act, to any applicant.~~ A demonstrated unmet need of less than \$200 shall render the applicant ineligible for a Florida private student assistance grant. Recipients of such grants must have been accepted at a baccalaureate-degree-granting independent nonprofit college or university, which is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools and which is located in and chartered as a domestic corporation by the state. If funds are available, a student who received an award in the fall or spring term may receive an award in the summer term. Priority in the distribution of summer awards shall be given to students who are within one semester of completing a degree or certificate program. No student may receive an award for more than the equivalent of 9 semesters or 14 quarters of full-time enrollment, except as otherwise provided in s. 1009.40(3).

(b) A student applying for a Florida private student assistance grant shall be required to apply for the Pell Grant. The Pell Grant entitlement shall be considered when conducting an assessment of the financial resources available to each student.

(c) Priority in the distribution of grant moneys may be given to students who are within one semester of completing a degree or certificate program ~~shall be given to students with the lowest total family resources, in accordance with a nationally recognized system of need analysis. Using the system of need analysis, the department shall establish a maximum expected family contribution.~~ An institution may not make a grant from this program to a student whose expected family contribution exceeds one and one-half times the maximum Pell Grant-eligible family contribution the level established by the department. An institution may not impose additional criteria to determine a student's eligibility to receive a grant award.

(d) Each participating institution shall report, to the department by the established date, ~~the eligible students eligible for the program for to whom grant moneys are disbursed~~ each academic term. Each institution shall also report to the department necessary demographic and eligibility data for such students.

(3) Based on the unmet financial need of an eligible applicant, the amount of a Florida private student assistance grant must be between \$200 and ~~the average cost of tuition and other registration fees for 30 credit hours at state universities plus \$1,000 per academic year or the amount specified in the General Appropriations Act.~~

(4)(a) The funds appropriated for the Florida Private Student Assistance Grant shall be distributed to eligible institutions in accordance with a formula approved by the State Board of Education. The formula must ~~shall~~ consider at least the prior year's distribution of funds, the number of ~~full-time~~ eligible applicants who did not receive awards, the standardization of the expected family contribution, and provisions for unused funds. The formula must account for changes in the number of eligible students across all student assistance grant programs established pursuant to this section and ss. 1009.50, 1009.505, and 1009.52.

(b) Payment of Florida private student assistance grants shall be transmitted to the president of the college or university, or to his or her representative, in advance of the registration period. Institutions shall notify students of the amount of their awards.

(c) The eligibility status of each student to receive a disbursement shall be determined by each institution as of the end of its regular registration period, inclusive of a drop-add period. Institutions shall not be required to reevaluate a student's eligibility status after this date for purposes of changing eligibility determinations previously made.

(d) Institutions shall certify to the department within 30 days after the end of regular registration each term the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 60 days after the end of regular registration each spring term. An exception to the remittance deadline may be granted if the institution documents to the department how it plans to disburse awards to students for the subsequent summer term. An institution that uses funds for the summer term shall certify to the department the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 30 days after the end of the summer term by June 1 of each year.

(e) Each institution that receives moneys through the Florida Private Student Assistance Grant Program shall prepare a biennial report that includes a financial audit, conducted by an independent certified public accountant, of the institution's administration of the program and a complete accounting of moneys ~~in the State Student Financial Assistance Trust Fund~~ allocated to the institution for the program. Such report shall be submitted to the department by March 1 every other year. The department may conduct its own annual or biennial audit of an institution's administration of the program and its allocated funds in lieu of the required biennial report and financial audit report. The department may suspend or revoke an institution's eligibility to receive future moneys ~~from the trust fund~~ for the program or request a refund of any moneys overpaid to the institution ~~through the trust fund~~ for the program if the department finds that an institution has not complied with ~~the provisions of~~ this section. Any refund requested pursuant to this paragraph shall be remitted within 60 days after notification by the department.

(5) Funds appropriated by the Legislature for Florida private student assistance grants may be deposited in the State Student Financial Assistance Trust Fund. Notwithstanding ~~the provisions of~~ s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year which has been allocated to the Florida Private Student Assistance Grant Program shall remain therein and shall be available for carrying out the purposes of this section and as otherwise provided by law.

(6) The State Board of Education shall adopt rules necessary to implement this section.

Section 13. Section 1009.52, Florida Statutes, is amended to read:

1009.52 Florida Postsecondary Student Assistance Grant Program; eligibility for grants.—

(1) There is created a Florida Postsecondary Student Assistance Grant Program. The program shall be administered by the participating institutions in accordance with rules of the State Board of Education.

(2)(a) Florida postsecondary student assistance grants ~~through the State Student Financial Assistance Trust Fund~~ may be made only to full-time degree-seeking students who meet the general requirements for student eligibility as provided in s. 1009.40, except as otherwise provided in this section. Such grants shall be awarded for the amount of demonstrated unmet need for tuition and fees and may not exceed the maximum annual award an amount equal to the average prior academic year cost of tuition and other registration fees for 30 credit hours at state universities plus \$1,000 per academic year, or as specified in the General Appropriations Act, to any applicant. A demonstrated unmet need of less than \$200 shall render the applicant ineligible for a Florida postsecondary student assistance grant. Recipients of such grants must have been accepted at a postsecondary institution that is located in ~~this~~ the state and that is:

1. A private nursing diploma school approved by the Florida Board of Nursing; or

2. A college or university licensed by the Commission for Independent Education, excluding those institutions the students of which are eligible to receive a Florida private student assistance grant pursuant to s. 1009.51.

If funds are available, a student who received an award in the fall or spring term may receive an award in the summer term. Priority in the distribution of summer awards shall be given to students who are within one semester of

~~completing a degree or certificate program.~~ No student may receive an award for more than the equivalent of 9 semesters or 14 quarters of full-time enrollment, except as otherwise provided in s. 1009.40(3).

(b) A student applying for a Florida postsecondary student assistance grant shall be required to apply for the Pell Grant. The Pell Grant entitlement shall be considered when conducting an assessment of the financial resources available to each student.

(c) Priority in the distribution of grant moneys may be given to students who are within one semester of completing a degree or certificate program ~~shall be given to students with the lowest total family resources, in accordance with a nationally recognized system of need analysis. Using the system of need analysis, the department shall establish a maximum expected family contribution.~~ An institution may not make a grant from this program to a student whose expected family contribution exceeds one and one-half times the maximum Pell Grant-eligible family contribution ~~the level established by the department.~~ An institution may not impose additional criteria to determine a student's eligibility to receive a grant award.

(d) Each participating institution shall report, to the department by the established date, the eligible students eligible for the program for to whom grant moneys are disbursed each academic term. Each institution shall also report to the department necessary demographic and eligibility data for such students.

(3) Based on the unmet financial need of an eligible applicant, the amount of a Florida postsecondary student assistance grant must be between \$200 and ~~the average cost of tuition and other registration fees for 30 credit hours at state universities plus \$1,000 per academic year~~ or the amount specified in the General Appropriations Act.

(4)(a) The funds appropriated for the Florida Postsecondary Student Assistance Grant shall be distributed to eligible institutions in accordance with a formula approved by the State Board of Education. The formula must ~~shall~~ consider at least the prior year's distribution of funds, the number of full-time eligible applicants who did not receive awards, the standardization of the expected family contribution, and provisions for unused funds. The formula must account for changes in the number of eligible students across all student assistance grant programs established pursuant to this section and ss. 1009.50, 1009.505, and 1009.51.

(b) Payment of Florida postsecondary student assistance grants shall be transmitted to the president of the eligible institution, or to his or her representative, in advance of the registration period. Institutions shall notify students of the amount of their awards.

(c) The eligibility status of each student to receive a disbursement shall be determined by each institution as of the end of its regular registration period, inclusive of a drop-add period. Institutions shall not be required to reevaluate a student's eligibility status after this date for purposes of changing eligibility determinations previously made.

(d) Institutions shall certify to the department within 30 days after the end of regular registration each term the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 60 days after the end of regular registration each spring term. An exception to the remittance deadline may be granted if the institution documents to the department how it plans to disburse awards to students for the subsequent summer term. An institution that uses funds for the summer term shall certify to the department the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 30 days after the end of the summer term by June 1 of each year.

(e) Each institution that receives moneys through the Florida Postsecondary Student Assistance Grant Program shall prepare a biennial report that includes a financial audit, conducted by an independent certified public accountant, of the institution's administration of the program and a complete accounting of moneys ~~in the State Student Financial Assistance Trust Fund allocated to the institution~~ for the program. Such report shall be submitted to the department by March 1 every other year. The department may conduct its own annual or biennial audit of an institution's administration of the program and its allocated funds in lieu of the required biennial report and financial audit report. The department may suspend or revoke an institution's eligibility to receive future moneys ~~from the trust fund~~ for the program or request a refund of any moneys overpaid to the institution

~~through the trust fund~~ for the program if the department finds that an institution has not complied with ~~the provisions of~~ this section. Any refund requested pursuant to this paragraph shall be remitted within 60 days after notification by the department.

(5) Any institution that was eligible to receive state student assistance grants on January 1, 1989, and that is not eligible to receive grants pursuant to s. 1009.51 is eligible to receive grants pursuant to this section.

(6) Funds appropriated by the Legislature for Florida postsecondary student assistance grants may be deposited in the State Student Financial Assistance Trust Fund. Notwithstanding ~~the provisions of~~ s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year which has been allocated to the Florida Postsecondary Student Assistance Grant Program shall remain therein and shall be available for carrying out the purposes of this section and as otherwise provided by law.

(7) The State Board of Education shall adopt rules necessary to implement this section.

Section 14. Subsection (2) of section 1009.534, Florida Statutes, is amended to read:

1009.534 Florida Academic Scholars award.—

(2) A Florida Academic Scholar who is enrolled in a certificate, diploma, associate, or baccalaureate degree program at a public or nonpublic postsecondary education institution is eligible, ~~beginning in the 2017-2018 academic year,~~ for an award equal to the amount necessary to pay 100 percent of tuition and fees established under ss. 1009.22(3), (5), (6), and (7); 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-(13), (14)(r), and (16), as applicable, and is eligible for an additional stipend \$300 each fall and spring academic semester or the equivalent for textbooks, to assist with the payment of educational expenses as funds are specifically appropriated in the General Appropriations Act.

Section 15. Subsection (2) of section 1009.535, Florida Statutes, is amended to read:

1009.535 Florida Medallion Scholars award.—

(2) A Florida Medallion Scholar who is enrolled in a certificate, diploma, associate, or baccalaureate degree program at a public or nonpublic postsecondary education institution is eligible, beginning in the fall 2018 semester, for an award equal to the amount necessary to pay 75 percent of tuition and fees established under ss. 1009.22(3), (5), (6), and (7); 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-(13), (14)(r), and (16), as applicable, to assist with the payment of educational expenses. Beginning in the fall 2021 semester, a Florida Medallion Scholar who is enrolled in an associate degree program at a Florida College System institution is eligible for an award equal to the amount necessary to pay 100 percent of tuition and fees established under s. 1009.23(3), (4), (7), (8), (10), and (11) to assist with the payment of educational expenses.

Section 16. Subsections (2), (4), (5), and (6) of section 1009.893, Florida Statutes, are amended to read:

1009.893 Benacquisto Scholarship Program.—

(2) The Benacquisto Scholarship Program is created to reward a high school graduate who receives recognition as a National Merit Scholar ~~or National Achievement Scholar~~ and who initially enrolls in the 2014-2015 academic year or, later, in a baccalaureate degree program at an eligible Florida public or independent postsecondary educational institution.

(4) In order to be eligible for an initial award under the scholarship program, a student must meet the requirements of paragraph (a) or paragraph (b).

(a) A student who is a resident of this state, as determined in s. 1009.40 and rules of the State Board of Education, must:

1. Earn a standard Florida high school diploma or its equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282, or s. 1003.435 unless:

a. The student completes a home education program according to s. 1002.41; or

b. The student earns a high school diploma from a non-Florida school while living with a parent who is on military or public service assignment out of this state;

2. Be accepted by and enroll in a Florida public or independent postsecondary educational institution that is regionally accredited; and

3. Be enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.

(b) A student who initially enrolls in a baccalaureate degree program in the 2018-2019 academic year or later and who is not a resident of this state, as determined in s. 1009.40 and rules of the State Board of Education, must:

1. Physically reside in this state on or near the campus of the postsecondary educational institution in which the student is enrolled;

2. Earn a high school diploma from a school outside Florida which is comparable to a standard Florida high school diploma or its equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282, or s. 1003.435 or must complete a home education program in another state; and

3. Be accepted by and enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.

(5)(a)1. An eligible student who meets the requirements of paragraph (4)(a), who is a National Merit Scholar ~~or National Achievement Scholar~~, and who attends a Florida public postsecondary educational institution shall receive a scholarship award equal to the institutional cost of attendance minus the sum of the student's Florida Bright Futures Scholarship and National Merit Scholarship ~~or National Achievement Scholarship~~.

2. An eligible student who meets the requirements of paragraph (4)(b), who is a National Merit Scholar, and who attends a Florida public postsecondary educational institution shall receive a scholarship award equal to the institutional cost of attendance for a resident of this state minus the student's National Merit Scholarship. Such student is exempt from the payment of out-of-state fees.

(b) An eligible student who is a National Merit Scholar ~~or National Achievement Scholar~~ and who attends a Florida independent postsecondary educational institution shall receive a scholarship award equal to the highest cost of attendance for a resident of this state enrolled at a Florida public university, as reported by the Board of Governors of the State University System, minus the sum of the student's Florida Bright Futures Scholarship and National Merit Scholarship ~~or National Achievement Scholarship~~.

(6)(a) To be eligible for a renewal award, a student must be enrolled full time, earn all credits for which he or she was enrolled, and maintain a 3.0 or higher grade point average. An eligible Benacquisto Scholar who has fewer than 12 credits remaining to complete his or her first baccalaureate degree may receive funding for one term in order to complete the degree.

(b) A student's renewal status is not affected by subsequent changes in the residency status of the student or the residency status of the student's family.

(c)~~(b)~~ A student may receive the scholarship award for a maximum of 100 percent of the number of credit hours required to complete a baccalaureate degree program, or until completion of a baccalaureate degree program, whichever comes first.

(d) A student may receive an award for up to 5 years following high school graduation and may not receive the award for more than 10 semesters.

(e) A student who receives an award under this program and fails to meet the renewal requirements due to a verifiable illness or other documented emergency may be granted an exception pursuant to s. 1009.40(1)(b)4.

Section 17. Subsection (2) and paragraphs (e) and (f) of subsection (3) of section 1011.45, Florida Statutes, are amended, and paragraph (g) is added to subsection (3) of that section, to read:

1011.45 End of year balance of funds.—Unexpended amounts in any fund in a university current year operating budget shall be carried forward and included as the balance forward for that fund in the approved operating budget for the following year.

(2) Each university that retains a state operating fund carry forward balance in excess of the 7 percent minimum shall submit a spending plan for its excess carry forward balance. The spending plan shall be submitted to the university's board of trustees for review, approval, or, if necessary, amendment by September 30 +, 2020, and each September 30 + thereafter. The Board of Governors shall review, approve, and amend, if necessary, each university's carry forward spending plan by November 15 ~~October 1~~, 2020, and each November 15 ~~October 1~~ thereafter.

(3) A university's carry forward spending plan shall include the estimated cost per planned expenditure and a timeline for completion of the expenditure. Authorized expenditures in a carry forward spending plan may include:

(e) Operating expenditures that support the university mission and that are nonrecurring; ~~and~~

(f) Any purpose specified by the board or in the General Appropriations Act; ~~and~~

(g) A commitment of funds to a contingency reserve for expenses incurred as a result of a state of emergency declared by the Governor pursuant to s. 252.36.

Section 18. Subsection (4) of section 1011.90, Florida Statutes, is amended to read:

1011.90 State university funding.—

(4) The Board of Governors shall establish and validate a cost-estimating system consistent with the requirements of subsection (1) and shall report as part of its legislative budget request the actual expenditures for the fiscal year ending the previous June 30. The legislative budget request must also include 5-year trend information on the number of faculty and administrators at each university and the proportion of FTE dedicated to instruction and research compared to administration. The Board of Governors, by regulation, shall define faculty and administrator classifications and shall also report the definitions in the legislative budget request. Expenditure analysis, operating budgets, and annual financial statements of each university must be prepared using the standard financial reporting procedures and formats prescribed by the Board of Governors. These formats shall be the same as used for the 2000-2001 fiscal year reports. Any revisions to these financial and reporting procedures and formats must be approved by the Executive Office of the Governor and the appropriations committees of the Legislature jointly under ~~the provisions of s. 216.023(3)~~. The Board of Governors shall continue to collect and maintain at a minimum management information existing on June 30, 2002. The expenditure analysis report shall include total expenditures from all sources for the general operation of the university and shall be in such detail as needed to support the legislative budget request.

Section 19. Section 1012.977, Florida Statutes, is created to read:

1012.977 Disclosure of contracts that affect the integrity of state universities or entities; penalties.—

(1) Any person employed by a state university or entity engaging in research which was created or authorized pursuant to part II of chapter 1004 consents to the policies of the university or entity, the regulations of the Board of Governors, and the laws of this state. At a minimum, such policies shall require employees engaged in the design, conduct, or reporting of research to disclose and receive a determination that the outside activity or financial interest does not affect the integrity of the state university or entity.

(2)(a) "Financial interest" includes anything of value other than that provided directly by the university or entity.

(b) "Outside activity" includes anything an employee does for an organization or an individual, other than the university or entity, that is related to the employee's expertise.

(3) An employee who has failed to disclose any outside activity or financial interest as required by subsection (1) shall be suspended without pay pending the outcome of an investigation which shall not exceed 60 days. Upon conclusion of the investigation, the university or entity may terminate the contract of the employee.

Section 20. Subsection (4) of section 1013.45, Florida Statutes, is amended, and paragraph (f) is added to subsection (1) of that section, to read:

1013.45 Educational facilities contracting and construction techniques.—

(1) Boards may employ procedures to contract for construction of new facilities, or for additions, remodeling, renovation, maintenance, or repairs to existing facilities, that will include, but not be limited to:

(f) The consideration of other factors, including price, for the procurement of construction management and program management by university boards of trustees in accordance with regulations of the Board of Governors.

(4) Except as otherwise provided in this section and s. 481.229, the services of a registered architect must be used for the development of plans for the erection, enlargement, or alteration of any educational facility. The services of a registered architect are not required for a minor renovation project for which the construction cost is less than \$50,000 or for the

placement or hookup of relocatable educational facilities that conform with standards adopted under s. 1013.37. However, boards must provide compliance with building code requirements and ensure that these structures are adequately anchored for wind resistance as required by law. A district school board shall reuse existing construction documents or design criteria packages if such reuse is feasible and practical. If a school district's 5-year educational facilities work plan includes the construction of two or more new schools for students in the same grade group and program, such as elementary, middle, or high school, the district school board shall require that prototype design and construction be used for the construction of these schools. Notwithstanding s. 287.055, a board may purchase the architectural services for the design of educational or ancillary facilities under an existing contract agreement for professional services held by a district school board in the State of Florida, provided that the purchase is to the economic advantage of the purchasing board, the services conform to the standards prescribed by rules of the State Board of Education, and such reuse is not without notice to, and permission from, the architect of record whose plans or design criteria are being reused. Plans shall be reviewed for compliance with the State Requirements for Educational Facilities. Rules adopted under this section must establish uniform prequalification, selection, bidding, and negotiation procedures applicable to construction management contracts and the design-build process. This section does not supersede any small, woman-owned or minority-owned business enterprise preference program adopted by a board. Except as otherwise provided in this section, the ~~negotiation~~ procedures applicable to construction management, program management, contracts and the design-build process must conform to the requirements of s. 287.055. ~~A board may not modify any rules regarding construction management contracts or the design-build process.~~

Section 21. Paragraph (b) of subsection (2), paragraph (b) of subsection (3), and subsection (4) of section 1013.841, Florida Statutes, are amended to read:

1013.841 End of year balance of Florida College System institution funds.—

(2)

(b) Each Florida College System institution with a final FTE less than 15,000 for the prior year that retains a state operating fund carry forward balance in excess of the 5 percent minimum shall submit a spending plan for its excess carry forward balance. The spending plan shall include all excess carry forward funds from state operating funds. The spending plan shall be submitted to the Florida College System institution's board of trustees for approval by September ~~30~~ 30 +, 2020, and each September ~~30~~ 30 + thereafter. The State Board of Education shall review and publish each Florida College System institution's carry forward spending plan by ~~November 15~~ November 15 ~~October 1~~, 2020, and each ~~November 15~~ November 15 ~~October 1~~ thereafter.

(3)

(b) Each Florida College System institution with a final FTE of 15,000 or greater for the prior year that retains a state operating fund carry forward balance in excess of the 7 percent minimum shall submit a spending plan for its excess carry forward balance. The spending plan shall include all excess carry forward funds from state operating funds. The spending plan shall be submitted to the Florida College System institution's board of trustees for approval by September ~~30~~ 30 +, 2020, and each September ~~30~~ 30 + thereafter. The State Board of Education shall review and publish each Florida College System institution's carry forward spending plan by ~~November 15~~ November 15 ~~October 1~~, 2020, and each ~~November 15~~ November 15 ~~October 1~~ thereafter.

(4) A Florida College System institution identified in paragraph ~~(3)(a)~~ (3)(b) must include in its carry forward spending plan the estimated cost per planned expenditure and a timeline for completion of the expenditure. Authorized expenditures in a carry forward spending plan may include:

(a) Commitment of funds to a public education capital outlay project for which an appropriation was previously provided, which requires additional funds for completion, and which is included in the list required by s. 1001.03(18)(d);

(b) Completion of a renovation, repair, or maintenance project that is consistent with the provisions of s. 1013.64(1), up to \$5 million per project;

(c) Completion of a remodeling or infrastructure project, up to \$10 million per project, if such project is survey recommended pursuant to s. 1013.31;

(d) Completion of a repair or replacement project necessary due to damage caused by a natural disaster for buildings included in the inventory required pursuant to s. 1013.31;

(e) Operating expenditures that support the Florida College System institution's mission which are nonrecurring; ~~and~~

(f) Any purpose approved by the state board or specified in the General Appropriations Act; and

(g) A commitment of funds to a contingency reserve for expenses incurred as a result of a state of emergency declared by the Governor pursuant to s. 252.36.

Section 22. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect July 1, 2020.

TITLE AMENDMENT

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to higher education; amending s. 287.057, F.S.; authorizing state agencies to contract with independent, nonprofit colleges and universities that meet specified requirements; amending s. 1001.03, F.S.; revising requirements for certain new construction, remodeling, or renovation projects; amending s. 1001.64, F.S.; providing membership requirements for specified search committees; requiring such search committees to recommend at least a certain number of candidates for president; amending s. 1001.706, F.S.; requiring certain search committees to recommend at least a certain number of candidates for president; deleting a requirement that certain boards of trustees comply with specified provisions for the procurement of professional services; amending s. 1001.7065, F.S.; revising standards for the preeminent state research universities program; requiring such standards to be reported annually in a specified plan; repealing the programs of excellence designation within the State University System; creating the "state universities of distinction" designation within the State University System; requiring the Board of Governors to establish standards and measures for specific state university competencies; providing requirements for such standards and measures; authorizing the Board of Governors to annually submit such programs to the Legislature for funding by a specified date; amending s. 1001.92, F.S.; revising the performance-based metrics for state universities to include specific data; authorizing the Board of Governors to approve other metrics; prohibiting the adjustment of such metrics and benchmarks once specified data has been received; amending s. 1004.085, F.S.; requiring innovative pricing techniques and payment options to include an opt-out provision; amending s. 1004.346, F.S.; removing a limitation on the length of time a Phosphate Research and Activities Board member may serve after expiration of his or her term; creating s. 1004.6499, F.S.; creating the Florida Institute for Great Citizenship for a specified purpose; providing goals of the institute; requiring the institute to establish specified affiliate institutes for certain purposes; amending s. 1009.50, F.S.; requiring that grants administered through the Florida Public Student Assistance Grant Program not exceed a certain amount; authorizing students who receive an award in the fall or spring term to receive an award in the summer term, subject to the availability of funds; providing for the prioritization of eligible summer awards; prohibiting institutions from dispensing grants to students whose expected family contribution exceeds a certain amount; requiring the formula used to distribute funds for the program to account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify the amount of funds disbursed within a specified timeframe; requiring institutions to remit any undisbursed advances within a specified timeframe; providing an exception; requiring institutions that receive moneys through the program to prepare and submit to the department by a specified date a biennial report that includes a financial audit conducted by the Auditor General; authorizing the department to conduct its own annual or biennial audit under certain circumstances; authorizing the department to suspend or revoke an institution's eligibility or request a refund of moneys overpaid to the institution under certain circumstances; providing a timeframe for such refunds; amending s. 1009.505, F.S.; requiring grants administered through the Florida Public Postsecondary Career Education

Student Assistance Grant Program to not exceed a certain amount; authorizing students who receive an award in the fall or spring term to receive an award in the summer term, subject to the availability of funds; providing for the prioritization of eligible summer awards; requiring the formula used to distribute funds for the program to account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify the amount of funds disbursed within a specified timeframe; requiring institutions to remit any undisbursed advances within a specified timeframe; providing an exception; requiring institutions that receive moneys through the program to prepare and submit to the department by a specified date a biennial report that includes a financial audit conducted by the Auditor General; authorizing the department to conduct its own annual or biennial audit under certain circumstances; authorizing the department to suspend or revoke an institution's eligibility or request a refund of moneys overpaid to the institution under certain circumstances; providing a timeframe for such refunds; authorizing funds appropriated for state student assistance grants to be deposited in a specified trust fund; requiring that any balance in the trust fund at the end of any fiscal year which has been allocated to the Florida Public Postsecondary Career Education Student Assistance Grant Program remain in the trust fund, subject to certain statutory exceptions; amending s. 1009.51, F.S.; requiring that grants administered through the Florida Private Student Assistance Grant Program not exceed a certain amount; authorizing students who receive an award in the fall or spring term to receive an award in the summer term, subject to the availability of funds; providing for the prioritization of eligible summer awards; prohibiting institutions from dispensing grants to students whose expected family contribution exceeds a certain amount; requiring the formula used to distribute funds for the program to account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify the amount of funds disbursed within a specified timeframe; requiring institutions to remit any undisbursed advances within a specified timeframe; providing an exception; revising a requirement for a biennial report; amending s. 1009.52, F.S.; requiring that grants administered through the Florida Postsecondary Student Assistance Grant Program not exceed a certain amount; authorizing students who receive an award in the fall or spring term to receive an award in the summer term, subject to the availability of funds; providing for the prioritization of eligible summer awards; prohibiting institutions from dispensing grants to students whose expected family contribution exceeds a certain amount; requiring the formula used to distribute funds for the program to account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify the amount of funds disbursed within a specified timeframe; requiring institutions to remit any undisbursed advances within a specified timeframe; providing an exception; revising a requirement for a biennial report; amending s. 1009.534, F.S.; revising provisions relating to additional funds for textbooks under Florida Academic Scholars award; amending s. 1009.535, F.S.; revising the amount of an award certain Florida Medallion Scholars may receive under certain circumstances; amending s. 1009.893, F.S.; revising and specifying eligibility for initial awards under the Benacquisto Scholarship Program; revising requirements for a student to receive a renewal award; providing a timeframe within which students may receive an award; providing an exception to renewal requirements; amending s. 1011.45, F.S.; revising the date by which a university must annually submit a spending plan to the university's board of trustees for approval; revising the date by which the Board of Governors must annually review and approve such plan; authorizing certain expenditures in a carry forward spending plan to include a commitment of funds to a contingency reserve for certain purposes; amending s. 1011.90, F.S.; providing requirements for a specified legislative budget request; requiring the Board of Governors to define specified classifications by regulation and report such definitions in such budget requests; creating s. 1012.977, F.S.; providing for the disclosure of contracts that affect the integrity of state universities or entities; providing definitions; providing penalties for failure to disclose such information; amending s. 1013.45, F.S.; authorizing university boards of trustees to use other factors, including price, for the procurement of professional services; requiring certain procedures to conform to specified requirements; deleting a provision that prohibits boards from modifying specified rules; amending s. 1013.841,

F.S.; revising the date by which a Florida College System institution must annually submit a spending plan to the institution's board of trustees for approval; revising the date by which the State Board of Education must annually review and publish such plans; authorizing certain expenditures in a carry forward spending plan to include a commitment of funds to a contingency reserve for certain purposes; providing effective dates.

Rep. R. Rodrigues moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS for CS for SB 78—A bill to be entitled An act relating to transportation-related facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; amending chapter 2014-228, L.O.F.; revising the name of an honorary designation; providing an honorary designation of certain transportation facilities specified; directing the Department of Transportation to erect suitable markers and to examine the feasibility to rename the facilities specified; requiring a report by a date certain; providing an honorary designation of a facility in a specified county; directing the Department of Highway Safety and Motor Vehicles to erect suitable markers; amending chapter 2019-169, L.O.F.; correcting the location of an honorary designation; providing an effective date.

—was read the second time by title.

REPRESENTATIVE R. RODRIGUES IN THE CHAIR

Representative Sirois offered the following:

(Amendment Bar Code: 546285)

Amendment 1—Remove line 106 and insert:

(26) That portion of S.R. 514 between I-95 and Babcock Street S.E. in Brevard County is designated as "Deputy Chief Lynne Nungesser Memorial Highway."

(27) The Department of Transportation is directed to erect

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

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS for SB 82—A bill to be entitled An act relating to individuals with disabilities; amending s. 393.063, F.S.; defining the term "significant additional need"; revising the definition of the term "support coordinator"; amending s. 393.066, F.S.; requiring persons and entities under contract with the Agency for Persons with Disabilities to use the agency data management systems to bill for services; repealing s. 393.0661, F.S., relating to the home and community-based services delivery system; amending s. 393.0662, F.S.; revising criteria used by the agency to develop a client's iBudget; revising criteria used by the agency to authorize additional funding for certain clients; requiring the agency to centralize medical necessity determinations of certain services; requiring the agency to certify and document the use of certain services before approving the expenditure of certain funds; requiring the Agency for Health Care Administration to seek federal approval to provide consumer-directed options; authorizing the Agency for Persons with Disabilities and the Agency for Health Care Administration to adopt rules; requiring the Agency for Health Care Administration to seek federal waivers and amend contracts under certain conditions; requiring the Agency for Persons with Disabilities to collect premiums or cost sharing; providing construction; providing for the reimbursement of certain providers of services; requiring the Agency for Persons with Disabilities to submit quarterly status reports to the Executive Office of the Governor and the chairs of the Senate Appropriations Committee and the House Appropriations Committee or their successor committees; providing requirements for such reports; requiring the Agency for Persons with Disabilities, in consultation with the Agency for Health Care Administration, to submit a certain plan to

the Executive Office of the Governor, the chair of the Senate Appropriations Committee, and the chair of the House Appropriations Committee under certain conditions; requiring the agency to work with the Agency for Health Care Administration to implement such plan; requiring the Agency for Persons with Disabilities, in consultation with the Agency for Health Care Administration, to provide quarterly reconciliation reports to the Governor and the Legislature within a specified timeframe; revising rulemaking authority of the Agency for Persons with Disabilities and the Agency for Health Care Administration; creating s. 393.0663, F.S.; providing legislative intent; defining the term "qualified organization"; requiring the Agency for Persons with Disabilities to use qualified organizations to provide support coordination services for certain clients; providing requirements for qualified organizations; providing agency duties; providing for the review and appeal of certain decisions made by the agency; authorizing the agency to adopt rules; amending s. 400.962, F.S.; requiring certain facilities that have been granted a certificate-of-need exemption to demonstrate and maintain compliance with specified criteria; amending s. 408.036, F.S.; providing an exemption from a certificate-of-need requirement for certain intermediate care facilities; limiting the number of such exemptions the Agency for Health Care Administration may grant; providing that a specific legislative appropriation is not required for such exemption; amending s. 409.906, F.S.; requiring the agency to seek federal approval to implement certain payment rates; amending s. 1002.385, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

THE SPEAKER IN THE CHAIR

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

Remarks

The Speaker recognized Representative Raschein, who gave brief farewell remarks.

CS for CS for CS for SB 140—A bill to be entitled An act relating to fireworks; creating s. 791.08, F.S.; defining the term "designated holiday"; providing an exemption for the use of fireworks solely and exclusively during a designated holiday; providing construction; providing legislative intent; prohibiting homeowners' associations from promulgating certain rules or regulations; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for SB 156—A bill to be entitled An act relating to the Early Childhood Music Education Incentive Pilot Program; amending s. 1003.481, F.S.; extending the scheduled expiration of the pilot program; revising an eligibility requirement; conforming a provision to changes made by the act; requiring the University of Florida's College of Education to collaborate with Florida International University's school of music for evaluation of the pilot program; requiring that the evaluation be shared with the Florida Center for Partnerships in Arts-Integrated Teaching; providing an effective date.

—was read the second time by title.

THE SPEAKER PRO TEMPORE IN THE CHAIR

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS for CS for SB 178—A bill to be entitled An act relating to public financing of construction projects; creating s. 161.551, F.S.; defining terms; prohibiting state-financed constructors from commencing construction of certain structures in coastal areas after a specified date without first taking certain steps regarding a sea level impact projection study; requiring the Department of Environmental Protection to develop by rule a standard for such studies; providing that such rule operates prospectively on projects that have not yet commenced as of the finalization of the rule; requiring the department to publish such studies on its website, subject to certain

conditions; requiring the department to adopt rules; providing for enforcement; providing effective dates.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 218—A bill to be entitled An act relating to licensure requirements for osteopathic physicians; amending s. 459.0055, F.S.; revising licensure requirements for persons seeking licensure or certification as an osteopathic physician; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 292—A bill to be entitled An act relating to insurance claims data; creating ss. 626.9202 and 627.444, F.S.; defining the terms "loss run statement" and "provide"; requiring surplus lines and authorized insurers, respectively, to provide insureds either a loss run statement or certain information within a certain timeframe after receipt of the insured's written request; providing construction; requiring insurers to provide notice to the agent of record after providing a loss run statement; specifying the required claims history in a loss run statement; providing that insurers are not required to provide loss reserve information; prohibiting insurers from charging a fee to prepare and provide one loss run statement annually; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 344—A bill to be entitled An act relating to courts; amending s. 28.345, F.S.; specifying that certain exemptions from court-related fees and charges apply to certain entities; amending s. 744.2008, F.S.; requiring the court to waive any court costs or filing fees for certain proceedings involving public guardians; amending s. 744.3675, F.S.; providing that certain examinations may be performed and reports prepared by a physician assistant or an advanced practice registered nurse under certain circumstances; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

SB 348—A bill to be entitled An act relating to the Florida Kidcare program; amending s. 409.815, F.S.; removing the lifetime maximum cap on covered expenses for a child enrolled in the Florida Healthy Kids program; conforming a cross-reference; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

SB 362—A bill to be entitled An act relating to Florida tourism marketing; amending s. 288.1226, F.S.; revising the scheduled repeal of the Florida Tourism Industry Marketing Corporation direct-support organization; amending s. 288.923, F.S.; abrogating the scheduled repeal of the Division of Tourism Marketing of Enterprise Florida, Inc.; providing an effective date.

—was read the second time by title.

Representative Ponder offered the following:

(Amendment Bar Code: 657321)

Amendment 1 (with title amendment)—Remove lines 16-24 and insert: (14) REPEAL.—This section is repealed October 1, 2023 ~~July 1, 2020~~, unless reviewed and saved from repeal by the Legislature.

Section 2. Subsection (6) of section 288.923, Florida Statutes, is amended to read:

288.923 Division of Tourism Marketing; definitions; responsibilities.—

(6) This section is repealed ~~October 1, 2023~~ ~~July 1, 2020~~, unless reviewed and saved from repeal by the Legislature.

TITLE AMENDMENT

Remove line 6 and insert:
 F.S.; revising the scheduled repeal of the Division

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

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

SB 384—A bill to be entitled An act relating to the Harris Chain of Lakes; repealing s. 373.467, F.S., relating to the Harris Chain of Lakes Restoration Council; amending s. 373.468, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for SB 410—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; prohibiting counties from adopting, after a specified date, a comprehensive plan, a land development regulation, or another form of restriction unless certain conditions are met; prohibiting counties from limiting a municipality from deciding land uses, density, and intensity allowed on certain lands; providing retroactive applicability; amending s. 163.3168, F.S.; requiring the Department of Economic Opportunity to give a preference to certain counties and municipalities when selecting applications for funding for specified technical assistance; amending s. 163.3177, F.S.; requiring local governments to include a property rights element in their comprehensive plans; providing a statement of rights that a local government may use; requiring a local government to adopt a property rights element by a specified date; prohibiting a local government's property rights element from conflicting with the statutorily provided statement of rights; amending s. 163.3237, F.S.; providing that certain property owners are not required to consent to development agreement changes under certain circumstances; amending s. 337.25, F.S.; requiring the Department of Transportation to afford a right of first refusal to certain individuals under specified circumstances; providing requirements and procedures for the right of first refusal; amending s. 337.401, F.S.; specifying timeframes for processing a permit application for a utility's use of a right-of-way; amending s. 380.06, F.S.; authorizing certain developments of regional impact agreements to be amended under certain circumstances; providing retroactive applicability; providing an effective date.

—was read the second time by title.

Representative McClain offered the following:

(Amendment Bar Code: 856967)

Amendment 1 (with title amendment)—Remove lines 70-73 and insert: county with a population in excess of 750,000 as of January 1, 2020, which has in place as of that date charter provisions governing land use or development, which provisions apply to all jurisdictions within the county.

Section 2. Subsection (4) is added to section 171.042, Florida Statutes, to read:

171.042 Prerequisites to annexation.—

(4) Except as otherwise provided in s. 171.205, a municipality may not annex an area within another municipal jurisdiction without the other municipality's consent.

TITLE AMENDMENT

Remove line 9 and insert:
 lands; providing retroactive applicability; amending s. 171.042, F.S.; prohibiting a municipality from annexing specified areas under certain circumstances; amending

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

Representative McClain offered the following:

(Amendment Bar Code: 373229)

Amendment 2 (with title amendment)—Remove lines 224-228 and insert:

permit application required under this subsection by a county or municipality having jurisdiction and control of the right-of-way of any public road must be processed and acted upon in accordance with the timeframes provided in subparagraphs (7)(d)7., 8., and 9.

Section 7. The Legislature finds and declares that this act fulfills an important state interest.

TITLE AMENDMENT

Remove line 31 and insert:
 utility's use of a right-of-way; providing a declaration of important state interest; amending s. 380.06,

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

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS for CS for SB 538—A bill to be entitled An act relating to emergency management; creating s. 252.381, F.S.; providing that certain informational meetings or calls coordinated by a federal, state, or local emergency management agency related to any federal, state, or local response to a declared disaster are not considered public meetings if certain conditions are met; providing for construction; creating s. 252.351, F.S.; defining the term "office"; requiring the State Watch Office within the Division of Emergency Management to create a list of reportable incidents; requiring a political subdivision to report incidents contained on the list to the office; authorizing the office to establish guidelines a political subdivision must follow to report an incident; requiring the office to annually provide the list of reportable incidents to each political subdivision; providing an effective date.

—was read the second time by title.

Representative Rodriguez, A. offered the following:

(Amendment Bar Code: 093237)

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

Section 1. Section 252.351, Florida Statutes, is created to read:
 252.351 Mandatory reporting of certain incidents by political subdivisions.-

(1) For purposes of this section, the term "office" means the State Watch Office established within the division pursuant to s. 14.2016.

(2) The division shall create and maintain a list of reportable incidents. The list shall include, but is not limited to, the following events:

(a) Major fires, including wildfires, commercial or multi-unit residential fires, or industrial fires.

(b) Search and rescue operations, including structure collapses or urban search and rescue responses.

(c) Bomb threats or threats to inflict harm on a large number of people or significant infrastructure, suspicious devices, or device detonations.

(d) Natural hazards and severe weather, including earthquakes, landslides, or ground subsidence or sinkholes.

(e) Public health and population protective actions, including public health hazards, evacuation orders, or emergency shelter openings.

(f) Animal or agricultural events, including suspected or confirmed animal diseases, suspected or confirmed agricultural diseases, crop failures, or food supply contamination.

(g) Environmental concerns, including an incident of reportable pollution release as required in s. 403.077(2).

(h) Nuclear power plant events, including events in process or that have occurred which indicate a potential degradation of the level of safety of the plant or which indicate a security threat to facility protection.

(i) Major transportation events, including aircraft or airport incidents, passenger or commercial railroad incidents, major road or bridge closures, or marine incidents involving a blocked navigable channel of a major waterway.

(j) Major utility or infrastructure events, including dam failures or overtopping, drinking water facility breaches, or major utility outages or disruptions involving transmission lines or substations.

(k) Military events, when information regarding such activities are provided to a political subdivision.

(3) As soon as practicable following its initial response to an incident, a political subdivision shall provide notification to the office that an incident specified on the list of reportable incidents has occurred within its geographical boundaries. The division may establish guidelines specifying the method and format a political subdivision must use when reporting an incident.

(4) Beginning December 1, 2020, and by December 1 every year thereafter, the division must provide the list of reportable incidents to each political subdivision.

Section 2. This act shall take effect July 1, 2020.

TITLE AMENDMENT

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to emergency reporting; creating s. 252.351, F.S.; defining the term "office"; requiring the Division of Emergency Management to create a list of reportable incidents; requiring such list to include certain events; requiring a political subdivision to report incidents contained on the list to the State Watch Office; authorizing the Division of Emergency Management to establish guidelines a political subdivision must follow to report an incident; requiring the Division of Emergency Management to annually provide the list of reportable incidents to each political subdivision; providing an effective date.

Rep. A. Rodriguez moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

SB 540—A bill to be entitled An act relating to insurance guaranty associations; creating s. 626.8621, F.S.; authorizing certain guaranty association employees to adjust losses for the Florida Insurance Guaranty Association if certain conditions are met; amending s. 631.54, F.S.; redefining the term "net direct written premiums" as "direct written premiums" and revising the definition of that term; amending s. 631.57, F.S.; deleting a calculation of initial estimated assessments levied by the Office of Insurance Regulation on insurers in the Florida Insurance Guaranty Association; providing that a notice requirement for initial assessments applies to emergency assessments; revising the frequency of payable installments for assessments if an installment method is elected by the association; revising the basis of calculating initial payments of assessments for certain insurers; conforming a provision to changes made by the act; amending ss. 625.012, 631.59, and 631.912, F.S.; conforming provisions to changes made by the act; amending s. 631.914, F.S.; deleting a calculation of initial estimated assessments levied by the office on insurers in the Florida Workers' Compensation Insurance Guaranty Association; revising the method for calculating assessments; authorizing the association to audit certain reports by insurers and self-insurance funds; specifying a requirement for the office in levying policy surcharges; revising a procedure for collecting policy surcharges; revising an installment method of payments to apply to policy surcharges rather than to assessments; revising requirements if the association elects to require insurers to remit assessments before surcharging policies; revising a requirement for annual reconciliation reports by insurers; revising construction; revising the applicability of premium taxes, fees, and commissions; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for SB 646—A bill to be entitled An act relating to intercollegiate athlete compensation and rights; creating s. 1006.74, F.S.; providing legislative findings; defining terms; authorizing certain intercollegiate athletes to earn compensation for the use of their names, images, or likenesses; providing requirements for such compensation; prohibiting postsecondary educational institutions from adopting or maintaining contracts, rules, regulations, standards, or other requirements that prevent or unduly restrict intercollegiate athletes from earning specified compensation; providing that certain compensation does not affect certain intercollegiate athlete eligibilities; prohibiting a postsecondary educational institution and other entities, institutions, and their employees from compensating intercollegiate athletes or prospective intercollegiate athletes for the use of their names, images, or likenesses; prohibiting a postsecondary educational institution from preventing or unduly restricting intercollegiate athletes from obtaining specified representation; requiring athlete agents and attorneys to meet specified requirements; providing that specified aid for intercollegiate athletes is not compensation; prohibiting the revocation or reduction of certain aid as a result of intercollegiate athletes earning certain compensation or obtaining specified representation; providing approval requirements for certain contracts for compensation for intercollegiate athletes who are minors; providing contract requirements; prohibiting intercollegiate athletes from entering into contracts for specified compensation that conflict with terms of her or his team contract; providing intercollegiate athlete contract disclosure requirements; prohibiting an intercollegiate athlete contract from extending beyond a specified timeframe; requiring each postsecondary institution to conduct a financial literacy and life skills workshop for intercollegiate athletes; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; amending s. 468.453, F.S.; providing requirements for certain athlete agents; providing an effective date.

—was read the second time by title.

Representative LaMarca offered the following:

(Amendment Bar Code: 370715)

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

Section 1. This act may be cited as the "Intercollegiate Athlete Bill of Rights."

Section 2. Section 1006.74, Florida Statutes, is created to read:

1006.74 Intercollegiate athlete compensation and rights.—

The Legislature finds that intercollegiate athletics provide intercollegiate athletes with significant educational opportunities. However, participation in intercollegiate athletics should not infringe upon an intercollegiate athlete's ability to earn compensation for her or his name, image, likeness, or persona. An intercollegiate athlete must have an equal opportunity to control and profit from the commercial use of her or his name, image, likeness, and persona and be protected from unauthorized appropriation and commercial exploitation of her or his right to publicity, including her or his name, image, likeness, and persona. Moreover, an intercollegiate athlete's inability to participate in intercollegiate athletics due to an injury should not impair her or his future health or academic success.

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

(a) "Athletic program" means an intercollegiate athletic program at a postsecondary educational institution.

(b) "Disability insurance" means insurance covering disability compensation benefits for an intercollegiate athlete participating in an athletic program.

(c) "Health insurance" means primary health insurance covering injuries resulting from the intercollegiate athlete's participation in an athletic program that provides for all medically necessary treatment and care until the intercollegiate athlete is restored to her or his condition before the injury.

(d) "Injury" means an injury sustained by an intercollegiate athlete while participating in an athletic program's activities.

(e) "Insurance" means health insurance and disability insurance.

(f) "Intercollegiate athlete" means a student who participates in an athletic program. The term includes a former intercollegiate athlete who suffered an injury.

(g) "Partial disability" means the intercollegiate athlete's incapacity because of the injury to earn full-time wages.

(h) "Physician" means a physician licensed under chapter 458, an osteopathic physician licensed under chapter 459, a podiatric physician licensed under chapter 461, or an optometrist licensed under chapter 463.

(i) "Postsecondary educational institution" means a state university, a Florida College System institution, or a private college or university receiving aid under chapter 1009.

(j) "Total disability" means an intercollegiate athlete's inability to earn wages because of an injury.

(2) INTERCOLLEGIATE ATHLETES' COMPENSATION AND RIGHTS AND POSTSECONDARY EDUCATIONAL INSTITUTIONS RESPONSIBILITIES.—Effective July 1, 2021:

(a) An intercollegiate athlete at a postsecondary educational institution may earn compensation for her or his name, image, likeness, or persona. Such compensation must be commensurate with the market value of the services provided. To preserve the integrity, quality, character, and amateur nature of intercollegiate athletics and to maintain a clear separation between amateur intercollegiate athletics and professional sports, such compensation may not be provided in exchange for athletic performance or attendance at a particular institution.

(b) A postsecondary educational institution may not adopt or maintain a contract, rule, regulation, standard, or other requirement that prevents or unduly restricts an intercollegiate athlete from earning compensation for the use of her or his name, image, likeness, or persona. Earning such compensation may not affect the intercollegiate athlete's grant-in-aid or athletic eligibility.

(c) A postsecondary educational institution, an entity whose purpose includes supporting or benefitting the institution or its athletic programs, or an officer, director, or employee of such institution or entity may not compensate or cause compensation to be directed to a current or prospective intercollegiate athlete for her or his name, image, likeness, or persona.

(d) A postsecondary educational institution may not prevent or unduly restrict an intercollegiate athlete from obtaining professional representation by an athlete agent or attorney engaged for the purpose of securing compensation for her or his name, image, likeness, or persona. Pursuant to s. 468.453(8), an athlete agent representing an intercollegiate athlete for purposes of securing compensation for her or his name, image, likeness, or persona must be licensed under part IX of chapter 468. An attorney representing an intercollegiate athlete for purposes of securing compensation for her or his name, image, likeness, or persona must be a member in good standing of The Florida Bar.

(e) Grant-in-aid, including cost of attendance, awarded to an intercollegiate athlete by a postsecondary educational institution is not compensation for the purposes of this subsection, and may not be revoked or reduced as a result of an intercollegiate athlete earning compensation or obtaining professional representation under this subsection.

(f) An intercollegiate athlete under the age of 18 years must have any contract for compensation for her or his name, image, likeness, or persona approved under ss. 743.08 and 743.09.

(g) An intercollegiate athlete's contract for compensation for her or his name, image, likeness, or persona may not violate this subsection.

(h) An intercollegiate athlete may not enter into a contract for compensation for her or his name, image, likeness, or persona if a term of the contract materially conflicts with a term of the intercollegiate athlete's team contract. A postsecondary educational institution asserting a conflict under this paragraph must disclose each relevant contract term that conflicts with the team contract to the intercollegiate athlete or her or his representative.

(i) An intercollegiate athlete who enters into a contract for compensation for her or his name, image, likeness, or persona shall disclose the contract to

the postsecondary educational institution at which she or he is enrolled, in a manner designated by the institution.

(j) The duration of a contract for representation of an intercollegiate athlete or compensation of an intercollegiate athlete's name, image, likeness, or persona may not extend beyond her or his participation in an athletic program at a postsecondary educational institution.

(3) POSTSECONDARY EDUCATIONAL INSTITUTION HEALTH AND DISABILITY INSURANCE REQUIREMENTS.—Each postsecondary educational institution shall:

(a)1. Maintain for each intercollegiate athlete health insurance and disability insurance that meets the requirements of subparagraphs 3. and 4., respectively, by:

a. Verifying that the intercollegiate athlete is provided the benefits required by this section by her or his own insurance or insurance provided by an immediate family member;

b. Providing insurance covering the intercollegiate athlete;

c. Participating in an insurance program, which provides at least the benefits required by this section, offered by an intercollegiate athletics sanctioning body or intercollegiate athletics association of which the postsecondary educational institution is a member; or

d. Any combination of sub-subparagraphs a.-c.

2. If the intercollegiate athlete's insurance under sub-subparagraph 1.a. lapses or does not provide the required medical benefits, the postsecondary educational institution must provide coverage under sub-subparagraph 1.b. or sub-subparagraph 1.c., or a combination thereof, beginning with the first dollar of a claim. If coverage is secured under sub-subparagraph 1.a., any deductible, copay, or coinsurance amounts must be paid by the postsecondary educational institution or an intercollegiate athletics association, conference, or organization of which the postsecondary educational institution is a member. If coverage is secured under sub-subparagraph 1.b. or sub-subparagraph 1.c., or a combination thereof, the entire premium and any deductible, copay, or coinsurance amounts must be paid by the postsecondary educational institution or an intercollegiate athletics association, conference, or organization of which the postsecondary educational institution is a member.

3. Health insurance under subparagraph 1. must include dental benefits for dental conditions related to the injury, medically necessary emergency and nonemergency medical transportation, professional and nonprofessional attendant care, prosthetics, orthotics, durable medical equipment, and medically necessary physical rehabilitation and vocational rehabilitation benefits.

4. Disability insurance under subparagraph 1. must provide at least \$400 per month for the first 12 months of total disability and \$2,700 per month for each month of total disability beyond the first 12 months of total disability; at least \$270 per month for the first 12 months of partial disability and \$1,800 per month for each month of partial disability beyond the first 12 months of partial disability; and a death benefit of at least \$25,000.

(b) Provide an intercollegiate athlete who was receiving athletic related grant-in-aid and is in good standing, an equivalent grant-in-aid for:

1. Up to one academic year or until the intercollegiate athlete completes her or his primary undergraduate degree, whichever is shorter, if the intercollegiate athlete has exhausted athletic eligibility.

2. Up to five academic years or until the intercollegiate athlete completes her or his primary undergraduate degree, whichever is shorter, if the intercollegiate athlete suffered an injury, and an independent physician with a specialty appropriate to each applicable injury determines that she or he is medically ineligible to participate in intercollegiate athletics.

(c) Conduct a financial literacy and life skills workshop for a minimum of 5 hours at the beginning of the intercollegiate athlete's first and third academic years. The workshop shall, at a minimum, include information concerning financial aid, debt management, and a recommended budget for full and partial grant-in-aid intercollegiate athletes based on the current academic year's cost of attendance. The workshop shall also include information on time management skills necessary for success as an intercollegiate athlete and available academic resources. The workshop may not include any marketing, advertising, referral, or solicitation by providers of financial products or services.

(4) LIMITATIONS.—

(a) This section does not require the medical treatment of a preexisting medical condition except to the extent that the preexisting medical condition is aggravated by the injury or treatment of the preexisting medical condition is medically necessary to the treatment of the injury.

(b) State funds may not be used to comply with the requirements of this section.

(c) An injury must be reported by the earlier of the 30th day after occurrence of the injury, the 30th day after the intercollegiate athlete knew or should have known that an injury existed, or 2 years after the intercollegiate athlete separates from the postsecondary educational institution.

(d) An intercollegiate athlete's claim for benefits related to an injury is barred after 2 years after the report of injury or 2 years after provision of compensable medical treatment, whichever is later.

(e) For a former intercollegiate athlete receiving disability compensation benefits under this section who is earning wages while receiving such benefits or is determined by a functional capacity expert to be capable of earning wages, beginning 12 months after the date of the injury, the benefit shall be reduced by an amount equal to one half of the former intercollegiate athlete's after tax earnings in excess of the base amount. The base amount shall be \$1,000 for the first 12 months the reduction provided by this paragraph is applied and shall increase by 2.5 percent annually thereafter. If the former intercollegiate athlete is determined by a functional capacity expert to have a wage earning capacity, but is not earning wages, the disability compensation benefit shall be reduced by one-half for any period more than 12 months after the date of the injury that the former intercollegiate athlete is not earning wages, unless the former intercollegiate athlete documents her or his employment search, which must include at least four employment applications submitted monthly.

(5) REGULATIONS AND RULES.—The Board of Governors and the State Board of Education shall adopt regulations and rules, respectively, to implement this section.

Section 3. Subsections (8) and (9) are added to section 468.453, Florida Statutes, to read:

468.453 Licensure required; qualifications; license nontransferable; service of process; temporary license; license or application from another state.—

(8) Notwithstanding subsection (3), a person must hold a valid license as an athlete agent to act as an athlete agent representing an intercollegiate athlete for purposes of contracts authorized under s. 1006.74.

(9) Notwithstanding athletic conference or collegiate athletic association rules, bylaws, regulations, and policies to the contrary, an athlete agent may represent an intercollegiate athlete in securing compensation for use of her or his name, image, likeness, and persona under s. 1006.74. An athlete agent is not subject to discipline under s. 468.456(1)(k) for representing an intercollegiate athlete under s. 1006.74.

Section 4. This act shall take effect July 1, 2020.

TITLE AMENDMENT

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to intercollegiate athlete compensation and rights; providing a short title; creating s. 1006.74, F.S.; providing legislative findings; providing definitions; authorizing certain intercollegiate athletes to earn compensation for their names, images, likenesses, and personas beginning on a date certain; providing requirements for such compensation; prohibiting postsecondary educational institutions from adopting or maintaining rules, regulations, standards, or other requirements that prevents or unduly restricts intercollegiate athletes from earning specified compensation; providing that certain compensation does not affect certain intercollegiate athlete eligibilities; prohibiting a postsecondary educational institution, certain entities, and specified individuals from compensating or causing compensation to be directed to intercollegiate athletes or prospective intercollegiate athletes for their names, images, likenesses, or personas; prohibiting a postsecondary educational institution from preventing or unduly restricting intercollegiate athletes from obtaining specified representation; requiring athlete agents and attorneys to meet specified

requirements; providing that specified aid for intercollegiate athletes is not considered compensation; prohibiting the revocation or reduction of certain aid as a result of intercollegiate athletes earning certain compensation or obtaining specified representation; providing approval requirements for certain contracts for compensation for intercollegiate athletes who are minors; providing contract requirements; prohibiting intercollegiate athletes from entering into contracts for specified compensation that materially conflict with terms of her or his team contract; providing intercollegiate athlete contract disclosure requirements; requiring postsecondary educational institutions to maintain certain insurance for intercollegiate athletes; providing requirements for such insurance; requiring postsecondary educational institutions to provide specified grant-in-aid to intercollegiate athletes under certain circumstances and provide a specified workshop; providing requirements for such grant-in-aid and workshop; providing applicability; prohibiting the use of state funds for specified purposes; providing requirements for reporting certain injuries and claims for benefits related to certain injuries; providing requirements for certain disability compensation benefits; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; amending s. 468.453, F.S.; providing requirements for certain athlete agents; providing an exemption from specified disciplinary actions; providing an effective date.

Rep. LaMarca moved the adoption of the amendment.

REPRESENTATIVE LA ROSA IN THE CHAIR

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

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS for SB 702—A bill to be entitled An act relating to petroleum cleanup; amending s. 376.3071, F.S.; providing legislative findings, declarations, and intent; authorizing the Department of Environmental Protection to use funds from the Inland Protection Trust Fund to pay for specified activities related to removal and replacement of petroleum storage systems; providing for petroleum storage system repair or replacement due to damage caused by ethanol or biodiesel and for preventive measures to reduce the potential for such damage; revising requirements for a limited contamination assessment report required to be provided by a property owner, an operator, or a person otherwise responsible for site rehabilitation to the Department of Environmental Protection under the Petroleum Cleanup Participation Program; providing requirements for requesting and receiving payments for such repair, replacement, and measures; providing construction; prohibiting payments for certain costs; limiting the payment amount a petroleum storage system owner or operator is eligible to receive annually; requiring the department, after a specified date, to only register storage system equipment that meets certain fuel standards; amending s. 376.30713, F.S.; revising the contents of an advanced cleanup application to include a specified property owner or responsible party agreement; requiring an applicant to submit a scope of work after the department has accepted the applicant's advanced cleanup application; requiring the department to issue a purchase order for a certain contamination assessment; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for SB 712—A bill to be entitled An act relating to environmental resource management; providing a short title; requiring the Department of Health to provide a specified report to the Governor and the Legislature by a specified date; requiring the Department of Health and the Department of Environmental Protection to submit to the Governor and the Legislature, by a specified date, certain recommendations relating to the transfer of the Onsite Sewage Program; requiring the departments to enter into an interagency agreement that meets certain requirements by a specified date; transferring the Onsite Sewage Program within the Department of Health to the Department of Environmental Protection by a type two transfer by a

specified date; providing that certain employees retain and transfer certain types of leave upon the transfer; amending s. 373.036, F.S.; directing water management districts to submit consolidated annual reports to the Office of Economic and Demographic Research; requiring such reports to include connection and conversion projects for onsite sewage treatment and disposal systems; requiring the Department of Environmental Protection, in coordination with the water management districts, to conduct a study on the bottled water industry in this state; providing requirements for the study; requiring the department to submit a report containing the findings of the study to the Governor and the Legislature by a specified date; defining terms; amending s. 373.4131, F.S.; requiring the Department of Environmental Protection to include stormwater structural control inspections as part of its regular staff training; requiring the department and the water management districts to adopt rules regarding stormwater design and operation regulations by a specified date and address specified information as part of such rule development; requiring the department to review and evaluate data relating to self-certification and provide the Legislature with recommendations for improvements; amending s. 381.0065, F.S.; requiring the department to implement an approval process for the use of specified nutrient-reducing onsite sewage treatment and disposal systems by a specified date; defining the term "department" for the regulation of onsite sewage treatment and disposal systems; revising the duties of the department; requiring the Department of Environmental Protection to adopt rules relating to the location of onsite sewage treatment and disposal systems and complete such rulemaking by a specified date; providing requirements for such rules; requiring the department to determine that a hardship exists for certain variance applicants; providing that certain provisions relating to existing setback requirements are applicable to permits only until the effective date of certain rules adopted by the department; removing provisions requiring certain onsite sewage treatment and disposal system research projects to be approved by a Department of Health technical review and advisory panel; removing provisions prohibiting the award of research projects to certain entities; removing provisions establishing a Department of Health onsite sewage treatment and disposal system research review and advisory committee; conforming provisions to changes made by the act; creating s. 381.00652, F.S.; defining the term "department"; creating the onsite sewage treatment and disposal systems technical advisory committee within the Department of Environmental Protection; authorizing the department, in consultation with the Department of Health, to appoint an onsite sewage treatment and disposal systems technical advisory committee; providing for committee purpose, membership, and expiration; requiring the committee to submit its recommendations to the Governor and Legislature; providing for the expiration of the committee; repealing s. 381.0068, F.S., relating to the Department of Health onsite sewage treatment and disposal systems technical review and advisory panel; amending s. 403.061, F.S.; requiring the department to adopt rules relating to domestic wastewater collection and transmission system pipe leakages and inflow and infiltration; requiring the department to adopt rules to require public utilities or their affiliated companies holding, applying for, or renewing a domestic wastewater discharge permit to file certain annual reports and data with the department; creating s. 403.0616, F.S.; requiring the department, subject to legislative appropriation, to establish a real-time water quality monitoring program; encouraging the formation of public-private partnerships; amending s. 403.064, F.S.; requiring the Department of Environmental Protection to initiate rule revisions based on certain potable reuse recommendations by a specified date; providing requirements for such rules; providing that reclaimed water is deemed a water source for public water supply systems; amending s. 403.067, F.S.; requiring basin management action plans for nutrient total maximum daily loads to include wastewater treatment and onsite sewage treatment and disposal system remediation plans that meet certain requirements; requiring the Department of Agriculture and Consumer Services to collect fertilizer application records from certain agricultural producers and provide the information to the department annually by a specified date; requiring the Department of Agriculture and Consumer Services to perform onsite inspections of the agricultural producers at specified intervals; providing for prioritization of such inspections; requiring certain basin management action plans to include cooperative agricultural

regional water quality improvement elements; requiring the Department of Agriculture and Consumer Services, in cooperation with specified entities, to annually develop research plans and legislative budget requests relating to best management practices by a specified date; requiring such entities to submit such plans to the Department of Environmental Protection and the Department of Agriculture and Consumer Services by a specific date; requiring the Department of Environmental Protection to work with specified entities to consider the adoption of best management practices for nutrient impacts from golf courses; creating s. 403.0671, F.S.; directing the Department of Environmental Protection, in coordination with specified entities, to submit reports regarding wastewater projects identified in the basin management action plans to the Governor and the Legislature and to submit certain wastewater project cost estimates to the Office of Economic and Demographic Research by specified dates; creating s. 403.0673, F.S.; establishing a wastewater grant program within the Department of Environmental Protection; authorizing the department to distribute appropriated funds for certain projects; providing requirements for the distribution; requiring the department to coordinate with each water management district to identify grant recipients; requiring an annual report to the Governor and Legislature by a specified date; creating s. 403.0855, F.S.; providing legislative findings regarding the regulation of biosolids management in this state; requiring the department to adopt rules for biosolids management; providing that such rules are not effective until ratified by the Legislature; providing permitting requirements for biosolids land application sites and facilities; requiring biosolids application sites and facilities to be enrolled in a specified best management practices program or be within a specified agricultural operation; providing requirements for the land application of biosolids; providing a definition; authorizing the enforcement or extension of certain local government regulations relating to the land application of biosolids until such regulations are repealed; amending s. 403.086, F.S.; prohibiting sewage disposal facilities from disposing waste into the Indian River Lagoon beginning on a specified date without certain advanced waste treatment; directing the Department of Environmental Protection, in consultation with specified entities, to submit a report to the Governor and the Legislature by a specified date; requiring sewage disposal facilities to have a power outage contingency plan, to take steps to prevent overflows and leaks and ensure that the wastewater reaches the facility for appropriate treatment, and to provide the Department of Environmental Protection with certain information; requiring the department to adopt rules; limiting the scope of such rules; authorizing utilities and operating entities to consolidate certain reports; providing that specified compliance is evidence in mitigation for assessment of certain penalties; amending s. 403.087, F.S.; requiring the department to issue operation permits for certain domestic wastewater treatment facilities under certain circumstances; amending s. 403.088, F.S.; revising the permit conditions for a water pollution operation permit; requiring permittees to submit annual reports to the department; requiring the department to submit an annual report identifying all domestic wastewater treatment facilities that experienced sanitary sewer overflows to the Governor and the Legislature by a specified date; amending s. 403.0891, F.S.; requiring model stormwater management programs to contain model ordinances for nutrient reduction practices and green infrastructure; amending s. 403.121, F.S.; revising administrative penalties for violations of ch. 403, F.S.; amending ss. 403.1835 and 403.1838, F.S.; requiring the Department of Environmental Protection to give funding priority to certain domestic wastewater utility projects; amending s. 403.412, F.S.; prohibiting local governments from recognizing or granting certain legal rights to the natural environment or granting such rights relating to the natural environment to a person or political subdivision; providing construction; providing a declaration of important state interest; amending ss. 153.54, 153.73, 163.3180, 180.03, 311.105, 327.46, 373.250, 373.414, 373.705, 373.707, 373.709, 373.807, 376.307, 380.0552, 381.006, 381.0061, 381.0064, 381.00651, 381.0101, 403.08601, 403.0871, 403.0872, 403.707, 403.861, 489.551, and 590.02, F.S.; conforming cross-references and provisions to changes made by the act; providing a directive to the Division of Law Revision upon the adoption of certain rules by the Department of Environmental Protection; providing effective dates.

—was read the second time by title.

Representative Jenne offered the following:

(Amendment Bar Code: 882781)

Amendment 1 (with title amendment)—Remove lines 1410-1413 and insert:
loads, including best management practices, subsequent to the determination of the relevant total maximum daily load before the development of the basin management action plan. The plan must also include credible projections of future growth in population and in agricultural pollutant load for the duration of the basin management action plan and specific proposals for limiting identify the mechanisms that will address potential future increases in pollutant loading to levels consistent with achieving the total maximum daily load.

TITLE AMENDMENT

Remove line 98 and insert:
403.067, F.S.; revising pollutant load reduction requirements for basin management action plans; requiring basin management action plans

Rep. Jenne moved the adoption of the amendment, which failed of adoption.

Representative Jenne offered the following:

(Amendment Bar Code: 106257)

Amendment 2 (with title amendment)—Remove lines 1450-1452 and insert:
other entity for each listed project, if applicable; ~~and~~
e. A planning-level estimate of each listed project's expected load reduction, if applicable; ~~and~~
f. An estimated allocation of the pollutant load reduction for each point source or category of nonpoint sources.

TITLE AMENDMENT

Remove line 98 and insert:
403.067, F.S.; revising pollutant load reduction requirements for basin management action plans; requiring basin management action plans

Rep. Jenne moved the adoption of the amendment, which failed of adoption.

Representative Jenne offered the following:

(Amendment Bar Code: 716973)

Amendment 3 (with title amendment)—Remove line 1486 and insert:
department authorization for the generation and sale of credits. The estimated load reductions in each basin management action plan developed pursuant to this paragraph must, at a minimum, equal the total amount of load reductions needed to achieve the total maximum daily load required under the plan.

TITLE AMENDMENT

Remove line 98 and insert:
403.067, F.S.; providing nutrient load reduction requirements for basin management action plans; requiring basin management action plans

Rep. Jenne moved the adoption of the amendment.

Representative Jenne offered the following:

(Amendment Bar Code: 518865)

Substitute Amendment 3 for Amendment 3 (716973)—Remove line 1568 and insert:
original project.

The estimated load reductions in each basin management action plan developed pursuant to this paragraph must, at a minimum, equal the total amount of load reductions needed to achieve the total maximum daily load required under the plan.

Rep. Jenne moved the adoption of the substitute amendment, which failed of adoption.

The question recurred on the adoption of **Amendment 3**, which failed of adoption.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

THE SPEAKER IN THE CHAIR

Remarks

The Speaker recognized Representative La Rosa, who gave brief farewell remarks.

REPRESENTATIVE R. RODRIGUES IN THE CHAIR

Consideration of **CS for CS for SB 728** was temporarily postponed.

CS for SB 738—A bill to be entitled An act relating to jury service; amending s. 40.013, F.S.; requiring that full-time students who meet specified criteria be excused from jury service upon request; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 1466—A bill to be entitled An act relating to government accountability; amending s. 189.031, F.S.; specifying conditions under which board members and public employees of special districts do not abuse their public positions; amending s. 189.069, F.S.; revising the list of items required to be included on the websites of special districts; amending s. 190.007, F.S.; specifying conditions under which board members and public employees of community development districts do not abuse their public positions; providing effective dates.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 1082—A bill to be entitled An act relating to domestic violence injunctions; amending s. 741.30, F.S.; authorizing a court to take certain actions regarding the care, possession, or control of an animal in domestic violence injunctions; providing applicability; conforming a cross-reference; making technical changes; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for CS for SB 664—A bill to be entitled An act relating to the verification of employment eligibility; amending s. 287.058, F.S.; requiring written agreements for the procurement of specified contractual services to include a statement regarding the requirement that a contractor or subcontractor register with and use E-Verify; creating s. 287.137, F.S.; defining terms; requiring public employers and certain contractors and subcontractors to register with and use E-Verify by a specified date; prohibiting public employers, contractors, and subcontractors from entering into a contract unless each party to the contract registers with and uses E-Verify; amending s. 288.061, F.S.; prohibiting the approval of certain economic development incentive applications after a specified date; requiring an awardee to repay certain moneys within a specified timeframe under certain circumstances; creating s. 448.093, F.S.; defining terms; requiring employers

to register with and use an electronic employment verification system to verify the employment eligibility of new employees by a certain date; authorizing employers to use an alternative system that meets specified criteria to confirm an employee's identity, subject to certain requirements; authorizing the Department of Economic Opportunity to conduct random audits of employment files of certain employers; requiring the department to take certain action against a noncompliant employer; requiring the appropriate licensing agency to suspend a noncompliant employer's license until certain conditions are met; requiring permanent revocation of licenses under specified circumstances; authorizing the imposition of fines for violations of the act; prohibiting an employer from knowingly employing an unauthorized alien; providing civil immunity for an employer registered with and using an electronic employment verification system; providing specified immunity and nonliability for an employer who complies in good faith with the requirements of the act; creating a rebuttable presumption for certain employers that the employer did not knowingly employ an unauthorized alien; authorizing certain persons with knowledge of a violation to file a complaint with the department, subject to certain limitations; providing a penalty for persons who knowingly file false or frivolous complaints; prescribing procedures for the disposition of such complaints; requiring the department to notify the Federal Government of the identity of an unauthorized alien; requiring employers to provide copies of certain documentation, upon request, to specified persons and governmental entities for certain purposes; prohibiting specified persons and entities from making a determination as to whether a person is an unauthorized alien; requiring the department to define by rule electronic employment verification systems substantially equivalent to the E-Verify system; providing requirements for such rules; authorizing the department to adopt additional rules in administering the act; providing for construction; providing appropriations and authorizing positions; providing for severability; providing an effective date.

—was read the second time by title.

Representative Byrd offered the following:

(Amendment Bar Code: 577843)

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

Section 1. Subsection (6) of section 288.061, Florida Statutes, is renumbered as subsection (7), and a new subsection (6) is added to that section to read:

288.061 Economic development incentive application process.—

(6) Beginning July 1, 2020, the executive director may not approve an economic development incentive application unless the application includes proof to the department that the applicant business is registered with and uses the E-Verify system, as defined in s. 448.095, to verify the work authorization status of all newly hired employees. If the department determines that an awardee is not complying with this subsection, the department must notify the awardee by certified mail of the department's determination of noncompliance and the awardee's right to appeal the determination. Upon a final determination of noncompliance, the awardee must repay all moneys received as an economic development incentive to the department within 30 days after the final determination.

Section 2. Section 448.095, Florida Statutes, is created to read:

448.095 Employment eligibility.—

(1) **DEFINITIONS.**—As used in this section, the term:

(a) "Agency" means any agency, department, board, or commission of this state or a county or municipality in this state that issues a license to operate a business in this state.

(b) "Contractor" means a person or entity that has entered or is attempting to enter into a contract with a public employer to provide labor, supplies, or services to such employer in exchange for salary, wages, or other remuneration.

(c) "Department" means the Department of Economic Opportunity.

(d) "Employee" means a person filling an authorized and established position who performs labor or services for a public or private employer in exchange for salary, wages, or other remuneration.

(e) "E-Verify system" means an Internet-based system operated by the United States Department of Homeland Security that allows participating employers to electronically verify the employment eligibility of newly hired employees.

(f) "Legal alien" means a person who is or was lawfully present or permanently residing legally in the United States and allowed to work at the time of employment and remains so throughout the duration of that employment.

(g) "License" means a franchise, a permit, a certificate, an approval, a registration, a charter, or any similar form of authorization required by state law and issued by an agency for the purpose of operating a business in this state. The term includes, but is not limited to:

1. An article of incorporation.

2. A certificate of partnership, a partnership registration, or an article of organization.

3. A grant of authority issued pursuant to state or federal law.

4. A transaction privilege tax license.

(h) "Private employer" means a person or entity that transacts business in this state, has a license issued by an agency, and employs persons to perform labor or services in this state in exchange for salary, wages, or other remuneration. The term does not include:

1. A public employer;

2. The occupant or owner of a private residence who hires:

a. Casual labor, as defined in s. 443.036, to be performed entirely within the private residence; or

b. A licensed independent contractor, as defined in federal laws or regulations, to perform a specified portion of labor or services; or

3. An employee leasing company licensed under part XI of chapter 468 that enters into a written agreement or understanding with a client company which places the primary obligation for compliance with this section upon the client company. In the absence of a written agreement or understanding, the employee leasing company is responsible for compliance with this section. Such employee leasing company shall, at all times, remain an employer as otherwise defined in federal laws or regulations.

(i) "Public employer" means an entity within state, regional, county, local, or municipal government, whether executive, judicial, or legislative, or any public school, community college, or state university that employs persons who perform labor or services for that employer in exchange for salary, wages, or other remuneration or that enters or attempts to enter into a contract with a contractor.

(j) "Subcontractor" means a person or entity that provides labor, supplies, or services to or for a contractor or another subcontractor in exchange for salary, wages, or other remuneration.

(k) "Unauthorized alien" means a person who is not authorized under federal law to be employed in the United States, as described in 8 U.S.C. s. 1324a(h)(3). The term shall be interpreted consistently with that section and any applicable federal rules or regulations.

(2) **PUBLIC EMPLOYERS, CONTRACTORS, AND SUBCONTRACTORS.**—

(a) Beginning January 1, 2021, every public employer, contractor, and subcontractor shall register with and use the E-Verify system to verify the work authorization status of all newly hired employees. A public employer, contractor, or subcontractor may not enter into a contract unless each party to the contract registers with and uses the E-Verify system.

(b)1. If a contractor enters into a contract with a subcontractor, the subcontractor must provide the contractor with an affidavit stating that the subcontractor does not employ, contract with, or subcontract with an unauthorized alien.

2. The contractor shall maintain a copy of such affidavit for the duration of the contract.

(c)1. A public employer, contractor, or subcontractor who has a good faith belief that a person or entity with which it is contracting has knowingly violated s. 448.09(1) shall terminate the contract with the person or entity.

2. A public employer that has a good faith belief that a subcontractor knowingly violated this subsection, but the contractor otherwise complied with this subsection, shall promptly notify the contractor and order the contractor to immediately terminate the contract with the subcontractor.

3. A contract terminated under subparagraph 1. or subparagraph 2. is not a breach of contract and may not be considered as such.

(d) A public employer, contractor, or subcontractor may file an action with a circuit or county court to challenge a termination under paragraph (c) no later than 20 calendar days after the date on which the contract was terminated.

(e) If a public employer terminates a contract with a contractor under paragraph (c), the contractor may not be awarded a public contract for at least 1 year after the date on which the contract was terminated.

(f) A contractor is liable for any additional costs incurred by a public employer as a result of the termination of a contract.

(3) PRIVATE EMPLOYERS.—

(a) Beginning January 1, 2021, a private employer shall, after making an offer of employment which has been accepted by a person, verify such person's employment eligibility. A private employer is not required to verify the employment eligibility of a continuing employee hired before January 1, 2021. However, if a person is a contract employee retained by a private employer, the private employer must verify the employee's employment eligibility upon the renewal or extension of his or her contract.

(b) A private employer shall verify a person's employment eligibility by:

1. Using the E-Verify system; or

2. Requiring the person to provide the same documentation that is required by the United States Citizenship and Immigration Services on its Employment Eligibility Verification form (Form I-9).

The private employer must retain a copy of the documentation provided under this subparagraph for at least 3 years after the person's initial date of employment.

(c) A private employer that complies with this subsection may not be held civilly or criminally liable under state law for hiring, continuing to employ, or refusing to hire an unauthorized alien if the information obtained under paragraph (b) indicates that the person's work authorization status was not that of an unauthorized alien.

(d) For purposes of this subsection, compliance with paragraph (b) creates a rebuttable presumption that a private employer did not knowingly employ an unauthorized alien in violation of s. 448.09(1).

(e) For the purpose of enforcement of this section, the following persons or entities may request, and a private employer must provide, copies of any documentation relied upon by the private employer for the verification of a person's employment eligibility, including, but not limited to, any documentation required under paragraph (b):

1. The Department of Law Enforcement.

2. The Attorney General.

3. The state attorney.

4. The statewide prosecutor.

A person or entity that makes a request under this paragraph must rely upon the federal government to verify a person's employment eligibility and may not independently make a final determination as to whether a person is an unauthorized alien.

(f) If a private employer does not comply with paragraph (b), the department shall require the private employer to provide an affidavit to the department stating that the private employer will comply with paragraph (b), the private employer has terminated the employment of all unauthorized aliens in this state, and the employer will not intentionally or knowingly employ an unauthorized alien in this state. If the private employer does not provide the required affidavit within 30 days after the department's request, the appropriate licensing agency shall suspend all applicable licenses held by the private employer until the private employer provides the department with the required affidavit. For purposes of this paragraph, the licenses that are subject to suspension under this paragraph are all licenses that are held by the private employer specific to the business location where the unauthorized alien performed work. If the private employer does not hold a license specific to the business location where the unauthorized alien performed work, but a

license is necessary to operate the private employer's business in general, the licenses that are subject to suspension under this paragraph are all licenses that are held by the private employer at the private employer's primary place of business.

(g) For any private employer found to have violated paragraph (f) three times within any 36 month period, the appropriate licensing agency shall permanently revoke all licenses that are held by the private employer specific to the business location where the unauthorized alien performed work. If the private employer does not hold a license specific to the business location where the unauthorized alien performed work, but a license is necessary to operate the private employer's business in general, the appropriate licensing agency shall permanently revoke all licenses that are held by the private employer at the private employer's primary place of business.

(4) CONSTRUCTION.—This section shall be enforced without regard to race, color, or national origin and shall be construed in a manner so as to be fully consistent with any applicable federal laws or regulations.

Section 3. This act shall take effect July 1, 2020.

TITLE AMENDMENT

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to the verification of employment eligibility; amending s. 288.061, F.S.; prohibiting the approval of certain economic development incentive applications after a specified date; requiring an awardee to repay certain moneys within a specified timeframe under certain circumstances; creating s. 448.095, F.S.; providing definitions; requiring public employers, contractors, and subcontractors to register with and use the E-Verify system; prohibiting such entities from entering into a contract unless each party to the contract registers with and uses the E-Verify system; requiring a subcontractor to provide a contractor with a certain affidavit; requiring a contractor to maintain a copy of such affidavit; authorizing the termination of a contract under certain conditions; providing that such termination is not a breach of contract; authorizing a challenge to such termination; providing certain liability for contractors if a contract is terminated; requiring private employers to verify the employment eligibility of newly hired employees beginning on a specified date; providing an exception; providing acceptable methods for verifying employment eligibility; requiring a private employer to maintain certain documentation for a specified time period; providing specified immunity and nonliability for private employers; creating a rebuttable presumption for private employers; requiring private employers to provide copies of certain documentation, upon request, to specified persons and entities for certain purposes; prohibiting specified persons and entities from making a determination as to whether a person is an unauthorized alien; requiring a specified affidavit from certain private employers; providing for the suspension or permanent revocation of certain licenses under certain circumstances; providing construction; providing an effective date.

Rep. Byrd moved the adoption of the amendment.

THE SPEAKER PRO TEMPORE IN THE CHAIR

Representative Eskamani offered the following:

(Amendment Bar Code: 959283)

Amendment 1 to Amendment 1 (577843) (with title amendment)—Between lines 215 and 216, insert:

Section 3. This act may only be implemented 90 days after federal immigration reform is enacted that provides for the expansion of federal work permits and a path to citizenship for the country's undocumented population.

TITLE AMENDMENT

Between lines 257 and 258, insert:

providing a condition for implementation of the act;

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

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

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS for CS for CS for SB 1794—A bill to be entitled An act relating to constitutional amendments; amending s. 15.21, F.S.; increasing the signature threshold at which the Secretary of State must transmit initiative petitions to the Attorney General for review; amending s. 16.061, F.S.; requiring the Attorney General to request the Supreme Court to address in an advisory opinion the facial validity of the proposed amendment under the United States Constitution; amending s. 100.371, F.S.; providing that a citizen may challenge in circuit court a petition circulator's registration with the Secretary of State; authorizing the Division of Elections or a supervisor of elections to provide petition forms in a certain electronic format; revising the length of time that a signature on a petition form is valid; revising the timeframe within which the supervisor must verify petition forms; requiring payment of the actual cost of signature verification on petition forms; requiring the supervisor to promptly verify signatures on petition forms under specified conditions; revising the circumstances under which a petition form is deemed valid; requiring the supervisor to post the actual cost amount for petition verification on his or her website; authorizing the supervisor to increase the actual cost amount biennially; requiring the division to post actual cost data for each county on its website; requiring the division and each supervisor to review technological options available to reduce verification costs and to post certain information on signature verification on their websites; requiring the Secretary of State to submit a copy of an initiative petition to the Financial Impact Estimating Conference; revising requirements for the Financial Impact Estimating Conference's analysis of a proposed initiative's economic impact; requiring certain ballot language based on the findings of the Financial Impact Estimating Conference; amending s. 101.161, F.S.; requiring that ballots containing constitutional amendments proposed by initiative include certain disclosures and statements, in a specified order; amending s. 101.171, F.S.; revising requirements regarding the availability of copies of constitutional amendments at polling locations; providing for applicability; providing for severability; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 966—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for property photographs and personal identifying information provided to specified entities by certain persons for the purpose of disaster recovery assistance; authorizing access to such records and information for certain purposes; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for SB 994—A bill to be entitled An act relating to guardianship; amending s. 744.312, F.S.; expanding factors for a court to consider when appointing a guardian; amending s. 744.334, F.S.; revising requirements for a petition for the appointment of a guardian; defining the term "alternatives to guardianship"; prohibiting professional guardians from petitioning for their own appointment except under certain circumstances; defining the term "relative"; providing that a specified provision does not apply to public guardians under specified circumstances; amending s. 744.363, F.S.; expanding requirements for initial guardianship plans; amending s. 744.367, F.S.; expanding requirements for annual guardianship reports; defining the term "remuneration"; amending s. 744.3675, F.S.; expanding requirements for annual guardianship plans; amending s. 744.441, F.S.; authorizing certain guardians to sign an order not to resuscitate; requiring

the court to use specified procedures for expedited judicial intervention under certain circumstances; amending s. 744.446, F.S.; prohibiting guardians from taking certain actions on behalf of an alleged incapacitated person or minor; revising provisions relating to conflicts of interest; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 1050—A bill to be entitled An act relating to disaster volunteer leave for state employees; amending s. 110.120, F.S.; reordering, revising, and providing definitions; revising conditions under which an employee may be granted leave under the Florida Disaster Volunteer Leave Act; specifying requirements and limitations; providing an effective date.

—was read the second time by title.

REPRESENTATIVE RASCHEIN IN THE CHAIR

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS for CS for CS for SB 1066—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; prohibiting new or increased impact fees from applying to certain applications; providing an exception; providing applicability; providing a calculation on which contributions to mitigate impacts not otherwise funded by impact fees must be based; prohibiting such contributions from being collected before the issuance of building permits; providing that impact fee credits are assignable and transferable under certain conditions; providing an effective date.

—was read the second time by title.

Representative DiCeglie offered the following:

(Amendment Bar Code: 288171)

Amendment 1 (with title amendment)—Remove lines 83-101 and insert: market value.

TITLE AMENDMENT

Remove lines 4-9 and insert:
applying to certain applications; providing

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

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

SB 1092—A bill to be entitled An act relating to fire prevention and control; creating s. 633.137, F.S.; creating the Firefighter Cancer Decontamination Equipment Grant Program within the Division of State Fire Marshal of the Department of Financial Services for certain purposes; requiring the division to administer the program and annually award grants, and distribute equipment and training, to qualifying fire departments in a certain manner; requiring the State Fire Marshal to adopt rules and procedures; providing application criteria; providing requirements for grant recipients; amending s. 191.006, F.S.; providing that an independent special fire control district has, and that the board of such district may exercise by majority vote, specified powers; providing an appropriation; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for CS for SB 810—A bill to be entitled An act relating to tobacco and nicotine products; amending s. 210.15, F.S.; revising the age limits for permits relating to cigarettes; amending s. 386.212, F.S.; revising age and time restrictions relating to the prohibition of smoking and vaping near school property; revising civil penalties; amending s. 569.002, F.S.; defining the term "liquid nicotine product"; revising the definition of the term

"tobacco products"; defining the terms "vapor-generating electronic device" and "nicotine product"; deleting the term "any person under the age of 18"; amending s. 569.003, F.S.; specifying that fees for a retail tobacco products dealer permit only apply to retailers dealing in certain tobacco products; revising the age limits for retail tobacco products dealer permits; amending s. 569.007, F.S.; revising prohibitions on the sale of tobacco products from vending machines; providing requirements for the delivery of vapor-generating electronic devices and liquid nicotine products; conforming provisions to federal law; prohibiting a person from selling, delivering, bartering, furnishing, or giving flavored liquid nicotine products to any other person; defining the term "flavored liquid nicotine product"; providing applicability; amending s. 569.101, F.S.; requiring that the age of persons purchasing tobacco products be verified under certain circumstances; amending s. 569.11, F.S.; revising civil penalties; conforming provisions to federal law; conforming provisions to changes made by the act; repealing s. 877.112, F.S., relating to nicotine products and nicotine dispensing devices; amending s. 210.095, F.S.; conforming provisions to federal law; making technical changes; amending ss. 569.0075, 569.008, 569.12, 569.14, and 569.19, F.S.; conforming provisions to federal law; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

SB 1116—A bill to be entitled An act relating to trust funds; creating s. 944.73, F.S.; creating the State-Operated Institutions Inmate Welfare Trust Fund within the Department of Corrections; providing the purpose of the trust fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for SB 1118—A bill to be entitled An act relating to inmate welfare trust funds; amending s. 944.516, F.S.; requiring that certain amounts in inmate trust fund accounts be deposited into the trust fund; amending s. 945.215, F.S.; requiring that specified proceeds and funds be deposited into the State-Operated Institutions Inmate Welfare Trust Fund; providing that the trust fund is a trust held by the Department of Corrections for the benefit and welfare of certain inmates; prohibiting deposits into the trust fund from exceeding a specified amount per fiscal year; requiring that deposits in excess of that amount be deposited into the General Revenue Fund; requiring that funds of the trust fund be used exclusively for specified purposes at correctional facilities operated by the department; requiring that funds from the trust fund be expended only pursuant to legislative appropriation; requiring the department to annually compile a report documenting trust fund receipts and expenditures; requiring the department to submit the report to the Governor and the Legislature by a specified date each year; amending s. 946.002, F.S.; requiring that certain prisoner earnings are deposited into the trust fund; providing an appropriation; providing a contingent effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for SB 1120—A bill to be entitled An act relating to substance abuse services; amending s. 397.4073, F.S.; specifying that certified recovery residence administrators and certain persons associated with certified recovery residences are subject to certain background screenings; requiring, rather than authorizing, the exemption from disqualification from employment for certain substance abuse service provider personnel; revising eligibility for exemption from disqualification from employment for such personnel; amending s. 397.487, F.S.; deleting a provision relating to background screenings for certain persons associated with applicant recovery residences; amending s. 397.4872, F.S.; deleting provisions relating to exemptions from disqualification for certain persons associated with recovery residences; amending s. 397.4873, F.S.; providing criminal penalties for violations relating to recovery residence patient referrals; amending s. 817.505, F.S.;

revising provisions relating to payment practices exempt from prohibitions on patient brokering; amending ss. 397.4871 and 435.07, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Representative Caruso offered the following:

(Amendment Bar Code: 780023)

Amendment 1 (with title amendment)—Remove lines 28-125 and insert: Section 1. Paragraph (b) of subsection (4) of section 397.4073, Florida Statutes, is amended to read:

397.4073 Background checks of service provider personnel.—

(4) EXEMPTIONS FROM DISQUALIFICATION.—

(b) ~~Since rehabilitated substance abuse impaired persons are effective in the successful treatment and rehabilitation of individuals with substance use disorders,~~ For service providers that ~~which~~ treat adolescents 13 years of age and older, service provider personnel whose background checks indicate crimes under s. 796.07(2)(e), s. 810.02(4), s. 812.014(2)(c), s. 817.563, s. 831.01, s. 831.02, s. 893.13, or s. 893.147, and any related criminal attempt, solicitation, or conspiracy under s. 777.04;

1. Shall ~~may~~ be exempted from disqualification from employment for such offenses pursuant to this paragraph if:

a. At least 5 years, or at least 3 years in the case of an individual seeking certification as a peer specialist under s. 397.417, have elapsed since the applicant requesting an exemption has completed or has been lawfully released from any confinement, supervision, or nonmonetary condition imposed by a court for the applicant's most recent disqualifying offense under this paragraph.

b. The applicant for an exemption has not been arrested for any offense during the 5 years, or 3 years in the case of a peer specialist, before the request for exemption.

2. May be exempted from disqualification from employment for such offenses without a waiting period as provided under s. 435.07(2).

Section 2. Subsection (6) of section 397.487, Florida Statutes, is amended to read:

397.487 Voluntary certification of recovery residences.—

(6) All owners, directors, and chief financial officers of an applicant recovery residence are subject to level 2 background screening as provided under s. 408.809 and chapter 435. A recovery residence is ineligible for certification, and a credentialing entity shall deny a recovery residence's application, if any owner, director, or chief financial officer has been found guilty of, or has entered a plea of guilty or nolo contendere to, regardless of adjudication, any offense listed in s. 408.809(4) or s. 435.04(2) unless the department has issued an exemption under ~~s. 435.07 s. 397.4073 or s. 397.4872~~. In accordance with s. 435.04, the department shall notify the credentialing agency of an owner's, director's, or chief financial officer's eligibility based on the results of his or her background screening.

Section 3. Subsection (5) of section 397.4871, Florida Statutes, is amended to read:

397.4871 Recovery residence administrator certification.—

(5) All applicants are subject to level 2 background screening as provided under chapter 435. An applicant is ineligible, and a credentialing entity shall deny the application, if the applicant has been found guilty of, or has entered a plea of guilty or nolo contendere to, regardless of adjudication, any offense listed in ~~s. 408.809 or s. 435.04(2)~~ unless the department has issued an exemption under ~~s. 435.07 s. 397.4872~~. In accordance with s. 435.04, the department shall notify the credentialing agency of the applicant's eligibility based on the results of his or her background screening.

Section 4. Subsections (2) and (3) of section 397.4872, Florida Statutes, are amended to read:

397.4872 Exemption from disqualification; publication.—

~~(2) The department may exempt a person from ss. 397.487(6) and 397.4871(5) if it has been at least 3 years since the person has completed or been lawfully released from confinement, supervision, or sanction for the~~

~~disqualifying offense. An exemption from the disqualifying offenses may not be given under any circumstances for any person who is a:~~

~~(a) Sexual predator pursuant to s. 775.21;~~

~~(b) Career offender pursuant to s. 775.261; or~~

~~(c) Sexual offender pursuant to s. 943.0435, unless the requirement to register as a sexual offender has been removed pursuant to s. 943.04354.~~

~~(2)(3) By April 1, 2016, each credentialing entity shall submit a list to the department of all recovery residences and recovery residence administrators certified by the credentialing entity that hold a valid certificate of compliance. Thereafter, The credentialing entity must notify the department within 3 business days after a new recovery residence or recovery residence administrator is certified or a recovery residence or recovery residence administrator's certificate expires or is terminated. The department shall publish on its website a list of all recovery residences that hold a valid certificate of compliance. The department shall also publish on its website a list of all recovery residence administrators who hold a valid certificate of compliance. A recovery residence or recovery residence administrator shall be excluded from the list upon written request to the department by the listed individual or entity.~~

TITLE AMENDMENT

Remove lines 3-17 and insert:

s. 397.4073, F.S.; requiring, rather than authorizing, an exemption from disqualification from employment for certain substance abuse service provider personnel under certain circumstances; providing that certain persons may be granted such exemption without a waiting period under certain circumstances; amending ss. 397.487 and 397.4871, F.S.; conforming cross-references to changes made by the act; amending s. 397.4872, F.S.; removing the authority of the Department of Children and Families to grant exemptions from disqualification under ch. 397, F.S., under certain circumstances; removing an obsolete provision; amending s. 397.4873, F.S.;

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

Representative Caruso offered the following:

(Amendment Bar Code: 162269)

Amendment 2 (with title amendment)—Remove lines 144-197 and insert:

Section 5. Paragraph (a) of subsection (3) of section 817.505, Florida Statutes, is amended to read:

817.505 Patient brokering prohibited; exceptions; penalties.—

(3) This section shall not apply to the following payment practices:

(a) Any discount, payment, waiver of payment, or payment practice not prohibited expressly authorized by 42 U.S.C. s. 1320a-7b(b) ~~42 U.S.C. s. 1320a-7b(b)(3)~~ or regulations promulgated ~~adopted~~ thereunder.

TITLE AMENDMENT

Remove lines 22-23 and insert:

brokering;

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

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS for SB 1276—A bill to be entitled An act relating to the Department of Citrus; creating s. 601.041, F.S.; establishing the Friends of Florida Citrus Program within the Department of Citrus; providing a purpose of the program; providing duties of the department; authorizing the program to receive certain funds; requiring funds to be deposited into the Florida Citrus Advertising Trust Fund; creating the Friends of Florida Citrus Advisory Council adjunct to the department; providing for the membership and duties of the advisory council; amending s. 601.10, F.S.; authorizing the Department of Citrus to loan department employees to or share department employees with

specified state and federal entities; authorizing the department to enter into agreements with such entities; providing that agreements are subject to prior approval by the department; requiring the loans and agreements to comply with certain provisions governing the intergovernmental interchange of public employees; deleting provisions setting out the required work schedule for the department; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 1344—A bill to be entitled An act relating to intermediate care facilities; amending s. 400.962, F.S.; requiring certain facilities that have been granted a certificate-of-need exemption to demonstrate and maintain compliance with specified criteria; amending s. 408.036, F.S.; providing an exemption from a certificate-of-need requirement for certain intermediate care facilities; limiting the number of such exemptions the Agency for Health Care Administration may grant; providing that a specific legislative appropriation is not required for the exemption; providing timeframes and a monitoring process for the exemptions granted by the agency; providing for future legislative review and repeal of the exemption; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for SB 1392—A bill to be entitled An act relating to courts; amending s. 25.025, F.S.; revising provisions governing the payment of subsistence and travel reimbursement for Supreme Court justices who designate an official headquarters other than the headquarters of the Supreme Court; authorizing the Chief Justice of the Supreme Court to establish certain parameters in administering the act; providing construction; creating s. 35.051, F.S.; authorizing district court of appeal judges who meet certain criteria to have an appropriate facility in their county of residence designated as their official headquarters; providing restrictions; specifying eligibility for subsistence and travel reimbursement, subject to the availability of funds; requiring the Chief Justice to coordinate with certain officials in implementing the act; providing that a county is not required to provide space for a judge in a county courthouse; authorizing counties to enter into agreements with a district court of appeal for use of county courthouse space; prohibiting a district court of appeal from using state funds to lease space to establish a judge's official headquarters; authorizing the Chief Justice to establish certain parameters in administering the act; providing for construction; amending s. 26.012, F.S.; limiting the appellate jurisdiction of the circuit courts to appeals from final administrative orders of local code enforcement boards and other reviews and appeals expressly provided by law; amending ss. 27.51 and 27.511, F.S.; revising the duties of the public defender and office of criminal conflict and civil regional counsel, respectively, regarding the handling of appeals to conform to changes made by the act; amending s. 34.017, F.S.; authorizing a county court to certify a question to a district court of appeal in a final judgment that is appealable to a circuit court; amending s. 35.065, F.S.; authorizing a district court of appeal to review certain questions certified by a county court; repealing s. 924.08, F.S., relating to the jurisdiction of the circuit court to hear appeals from final judgments in misdemeanor cases; providing effective dates.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for CS for SB 1414—A bill to be entitled An act relating to fish and wildlife activities; amending s. 379.105, F.S.; prohibiting certain harassment of hunters, trappers, and fishers within or on public lands or publicly or privately owned wildlife and fish management areas, or in or on public waters; amending s. 379.354, F.S.; authorizing the Fish and Wildlife Conservation Commission to designate additional annual free freshwater and saltwater fishing days; amending s. 379.372, F.S.; prohibiting the keeping, possessing, importing, selling, bartering, trading, or breeding of certain species except for educational, research, or eradication or control purposes;

including green iguanas and species of the genera *Salvator* and *Tupinambis* in such prohibition; providing that certain persons, firms, or corporations may continue to exhibit, sell, or breed green iguanas or tegu lizards commercially under certain circumstances; requiring such green iguanas or tegu lizards to be sold outside of this state; prohibiting the import of green iguanas or tegu lizards; requiring the commission to adopt rules that meet certain requirements; reenacting s. 379.2311(1), F.S., relating to the definition of the term "priority invasive species," to incorporate the amendment made to s. 379.372, F.S., in a reference thereto; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 1582—A bill to be entitled An act relating to asbestos trust claims; creating s. 774.301, F.S.; defining terms; requiring a plaintiff who files an asbestos claim to provide certain information to the parties of the action within a specified timeframe; requiring the plaintiff to supplement the information and materials under certain circumstances within a specified timeframe; authorizing the defendant to seek discovery from an asbestos trust; prohibiting the plaintiff from claiming privilege or confidentiality to bar discovery of such materials; providing that asbestos trust claim materials are admissible in evidence under certain circumstances; providing for the adjustment of a judgment under certain circumstances; providing for severability; providing an effective date.

—was read the second time by title.

Representative Leek offered the following:

(Amendment Bar Code: 838709)

Amendment 1 (with title amendment)—Remove lines 43-45 and insert: plaintiff shall:

(a) Investigate all asbestos trusts to determine which claims the plaintiff is eligible to file.

(b) File all asbestos trust claims the plaintiff is eligible to file.

(c) Provide all parties with:

1. All trust claim materials.

2. A sworn statement verifying that an investigation of all asbestos trusts has been conducted, all asbestos trust claims for which the plaintiff is eligible to file have been filed, and all trust claim materials have been provided to the parties.

TITLE AMENDMENT

Remove line 4 and insert:

who files an asbestos claim to investigate all asbestos trusts, file all asbestos trust claims the plaintiff is eligible to file, and provide certain

Rep. Leek moved the adoption of the amendment.

REPRESENTATIVE R. RODRIGUES IN THE CHAIR

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

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

SB 1714—A bill to be entitled An act relating to the sale of surplus state-owned office buildings and associated nonconservation lands; amending s. 215.196, F.S.; revising the purpose of the Architects Incidental Trust Fund; requiring funds relating to the sale of surplus state-owned office buildings and associated nonconservation lands to be used for certain purposes; amending s. 253.0341, F.S.; revising the entities that the Board of Trustees of the Internal Improvement Trust Fund must offer a lease to before offering certain surplus lands for sale to other specified entities; requiring an appraisal, comparable sales analysis, or broker's opinion of the surplus land's value to consider the highest and best use of the property; defining the term "highest and best use"; requiring funds from the sale of surplus state-owned

office buildings and associated nonconservation lands to be deposited into the Architects Incidental Trust Fund; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 1742—A bill to be entitled An act relating to home medical equipment providers; amending s. 400.93, F.S.; exempting allopathic, osteopathic, and chiropractic physicians who sell or rent electrostimulation medical equipment and supplies in the course of their practice from certain licensure requirements; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for CS for SB 1876—A bill to be entitled An act relating to the state hemp program; amending s. 500.03, F.S.; revising the definition of the term "food" to include hemp extract for purposes of the Florida Food Safety Act; amending s. 500.12, F.S.; providing that a person operating a minor food outlet that sells hemp extract is not exempt from certain food permit requirements; amending s. 581.217, F.S.; redefining the term "hemp extract"; directing the Department of Agriculture and Consumer Services, in consultation with the Administration Commission, to submit an amended plan for the state program to the United States Secretary of Agriculture under certain circumstances; providing that hemp extract that does not meet certain requirements will be considered adulterated or misbranded; prohibiting the sale of certain hemp extract products to individuals under a specified age; revising the contents of the department's required monthly report to the United States Secretary of Agriculture; authorizing the department to contract with entities to provide certain collection, testing, and disposal services; requiring samples to be taken within a specified timeframe before the anticipated harvest; providing that the Industrial Hemp Advisory Council is the sole advisory body to provide information, advice, and expertise regarding the program to the department; prohibiting the creation of other advisory bodies for such purpose; providing terms for advisory council members and the council chair; providing requirements for filling advisory council vacancies; directing the department to submit a report that provides recommendations for program fees to the Legislature by a specified date; providing an effective date.

—was read the second time by title.

Representative Drake offered the following:

(Amendment Bar Code: 870683)

Amendment 1 (with title amendment)—Remove lines 82-235 and insert:

Section 3. Subsections (7) through (14) of section 581.217, Florida Statutes, are renumbered as subsections (6) through (13), respectively, present subsections (3), (4), (6), (7), (9), (11), (12), (13), and (14) are amended, and a new subsection (14) is added to that section, to read:

581.217 State hemp program.—

(3) DEFINITIONS.—As used in this section, the term:

~~(a)~~ "Certifying agency" has the same meaning as in s. 578.011(8).

~~(a)(b)~~ "Contaminants unsafe for human consumption" includes, but is not limited to, any microbe, fungus, yeast, mildew, herbicide, pesticide, fungicide, residual solvent, metal, or other contaminant found in any amount that exceeds any of the accepted limitations as determined by rules adopted by the Department of Health in accordance with s. 381.986, or other limitation pursuant to the laws of this state, whichever amount is less.

~~(b)(c)~~ "Cultivate" means planting, watering, growing, or harvesting hemp.

~~(c)(d)~~ "Hemp" means the plant *Cannabis sativa* L. and any part of that plant, including the seeds thereof, and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers thereof, whether growing or not, that has a total delta-9-tetrahydrocannabinol concentration that does not exceed 0.3 percent on a dry-weight basis.

~~(d)(e)~~ "Hemp extract" means a substance or compound intended for ingestion, containing more than trace amounts of cannabinoid, or for inhalation which ~~that~~ is derived from or contains hemp and ~~which that~~ does not contain other controlled substances. The term does not include synthetic cannabinoid or seeds or seed-derived ingredients that are generally recognized as safe by the United States Food and Drug Administration.

~~(e)(f)~~ "Independent testing laboratory" means a laboratory that:

1. Does not have a direct or indirect interest in the entity whose product is being tested;
2. Does not have a direct or indirect interest in a facility that cultivates, processes, distributes, dispenses, or sells hemp or hemp extract in the state or in another jurisdiction or cultivates, processes, distributes, dispenses, or sells marijuana, as defined in s. 381.986; and
3. Is accredited by a third-party accrediting body as a competent testing laboratory pursuant to ISO/IEC 17025 of the International Organization for Standardization.

(4) FEDERAL APPROVAL.—The department shall seek approval of the state plan for the regulation of the cultivation of hemp with the United States Secretary of Agriculture in accordance with 7 U.S.C. s. 1639p within 30 days after adopting rules. If the state plan is not approved by the United States Secretary of Agriculture, the Commissioner of Agriculture, in consultation with and with final approval from the Administration Commission, shall develop a recommendation to amend the state plan and submit the recommendation to the Legislature. If revisions to the state plan can be made without statutory changes, the department, in consultation with and with final approval from the Administration Commission, shall submit an amended plan to the United States Secretary of Agriculture.

~~(6) HEMP SEED.—A licensee may only use hemp seeds and cultivars certified by a certifying agency or a university conducting an industrial hemp pilot project pursuant to s. 1004.4473.~~

~~(6)(7)~~ DISTRIBUTION AND RETAIL SALE OF HEMP EXTRACT.—

~~(a)~~ Hemp extract may only be distributed and sold in the state if the product:

- ~~1.(a)~~ Has a certificate of analysis prepared by an independent testing laboratory that states:
 - ~~a.1.~~ The hemp extract is the product of a batch tested by the independent testing laboratory;
 - ~~b.2.~~ The batch contained a total delta-9-tetrahydrocannabinol concentration that did not exceed 0.3 percent ~~on a dry-weight basis~~ pursuant to the testing of a random sample of the batch; and
 - ~~c.3.~~ The batch does not contain contaminants unsafe for human consumption.
- ~~2.(b)~~ Is distributed or sold in a container packaging that includes:
 - ~~a.1.~~ A scannable barcode or quick response code linked to the certificate of analysis of the hemp extract batch by an independent testing laboratory;
 - ~~b.2.~~ The batch number;
 - ~~c.3.~~ The Internet address of a website where batch information may be obtained;
 - ~~d.4.~~ The expiration date; and
 - ~~e.5.~~ The number of milligrams of each marketed cannabinoid per serving hemp extract; and

~~6.—A statement that the product contains a total delta-9-tetrahydrocannabinol concentration that does not exceed 0.3 percent on a dry-weight basis.~~

~~(b)~~ Hemp extract distributed or sold in violation of this section is considered adulterated or misbranded pursuant to chapter 500, chapter 502, or chapter 580.

~~(c)~~ Products that are intended for inhalation and contain hemp extract may not be sold in this state to a person who is under 21 years of age.

~~(8)(9)~~ DEPARTMENT REPORTING.—The department shall submit monthly to the United States Secretary of Agriculture a report of the locations in the state where hemp is cultivated or has been cultivated within the past 3 calendar years. The report must include the contact information for each licensee and the total acreage of hemp planted, harvested, and, if applicable, disposed of by each licensee.

~~(10)(11)~~ ENFORCEMENT.—

~~(a)~~ The department shall enforce this section.

~~(b)~~ Every state attorney, sheriff, police officer, and other appropriate county or municipal officer shall enforce, or assist any agent of the department in enforcing, this section and rules adopted by the department.

~~(c)~~ The department, or its agent, is authorized to enter any public or private premises during regular business hours in the performance of its duties relating to hemp cultivation.

~~(d)~~ The department shall conduct random inspections, at least annually, of each licensee to ensure that ~~only certified hemp seeds are being used and that~~ hemp is being cultivated in compliance with this section. The department may contract with entities to provide sample collection, laboratory testing, and disposal services to implement this section.

~~(11)(12)~~ RULES.—~~By August 1, 2019,~~ The department, in consultation with the Department of Health and the Department of Business and Professional Regulation, shall initiate rulemaking to administer the state hemp program. The rules must provide for:

~~(a)~~ A procedure that uses post-decarboxylation or other similarly reliable methods and a measure of uncertainty for testing the delta-9-tetrahydrocannabinol concentration of cultivated hemp. The sample must be taken no more than 15 days before the anticipated harvest by a federal, state, local, or tribal law enforcement agency.

~~(b)~~ A procedure for the effective disposal of plants, whether growing or not, that are cultivated in violation of this section or department rules, and products derived from those plants.

~~(13)(14)~~ INDUSTRIAL HEMP ADVISORY COUNCIL.—An Industrial Hemp Advisory Council, an advisory council as defined in s. 20.03, is established to provide information, advice, and expertise to the department with respect to plans, policies, and procedures applicable to the administration of the state hemp program. Notwithstanding ss. 377.6015 and 570.232, the Industrial Hemp Advisory Council is the sole advisory body to provide information, advice, and expertise related to the state hemp program to the department, and no other advisory body may be created for such purpose.

~~(a)~~ The advisory council is adjunct to the department for administrative purposes.

~~(b)~~ The advisory council shall be composed of all of the following members:

1. Two members appointed by the Commissioner of Agriculture.
2. Two members appointed by the Governor.
3. Two members appointed by the President of the Senate.
4. Two members appointed by the Speaker of the House of Representatives.
5. The dean for research of the Institute of Food and Agricultural Sciences of the University of Florida or his or her designee.
6. The president of Florida Agricultural and Mechanical University or his or her designee.
7. The executive director of the Department of Law Enforcement or his or her designee.
8. The president of the Florida Sheriffs Association or his or her designee.
9. The president of the Florida Police Chiefs Association or his or her designee.
10. The president of the Florida Farm Bureau Federation or his or her designee.
11. The president of the Florida Fruit and Vegetable Association or his or her designee.

~~(c)~~ Each advisory council member shall be appointed to a 4-year term, and any vacancy in the membership of the council must be filled in the same manner as the original appointment for the remainder of the unexpired term. For the purpose of achieving staggered terms, the initial members appointed to the council shall serve the following terms:

1. Four years for members appointed by the Governor.
2. Three years for members appointed by the President of the Senate or the Speaker of the House of Representatives.
3. Three years for members appointed by the Commissioner of Agriculture.
4. Two years for all other appointed members.

~~(d)(e)~~ The advisory council shall elect by a two-thirds vote of the members one member to serve as chair of the council. The chair shall serve for a term of 1 year.

(e)(d) A majority of the members of the advisory council constitutes a quorum.

(f)(e) The advisory council shall meet at least once annually at the call of the chair.

(g)(f) Advisory council members shall serve without compensation and are not entitled to reimbursement for per diem or travel expenses.

(14) FEES.—By December 1, 2020, the department shall

TITLE AMENDMENT

Remove lines 14-15 and insert:
 circumstances; removing a requirement that licensees only use certified hemp seeds and cultivars; revising requirements for the distribution and retail sale of hemp extract; providing that hemp extract that does not meet certain requirements is

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

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

SB 2506—A bill to be entitled An act relating to the Correctional Medical Authority; transferring the State of Florida Correctional Medical Authority from the Executive Office of the Governor to the Department of Health by a type two transfer; amending s. 945.602, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 7012—A bill to be entitled An act relating to mental health and substance abuse; amending s. 14.2019, F.S.; providing additional duties for the Statewide Office for Suicide Prevention; establishing the First Responders Suicide Deterrence Task Force adjunct to the office; specifying the task force's purpose; providing for the composition and the duties of the task force; requiring the task force to submit reports to the Governor and the Legislature on an annual basis; providing for future repeal; amending s. 14.20195, F.S.; providing additional duties for the Suicide Prevention Coordinating Council; revising the composition of the council; amending s. 334.044, F.S.; requiring the Department of Transportation to work with the office in developing a plan relating to evidence-based suicide deterrents in certain locations; amending s. 394.455, F.S.; defining the term "coordinated specialty care program"; revising the definition of the term "mental illness"; amending s. 394.4573, F.S.; revising the requirements for the annual state behavioral health services assessment; revising the essential elements of a coordinated system of care; amending s. 394.463, F.S.; requiring that certain information be provided to the guardian or representative of a minor patient released from involuntary examination; amending s. 394.658, F.S.; revising the application criteria for the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Program to include support for coordinated specialty care programs; amending s. 394.67, F.S.; defining the term "coordinated specialty care program"; amending s. 397.311, F.S.; redefining the term "medication-assisted treatment opiate addiction" as "medication-assisted treatment for opioid use disorders"; amending s. 397.321, F.S.; deleting a provision requiring the Department of Children and Families to develop a certification process by rule for community substance abuse prevention coalitions; amending s. 397.4012, F.S.; revising applicability for certain licensure exemptions; creating s. 456.0342, F.S.; providing applicability; requiring specified persons to complete certain suicide prevention education courses by a specified date; requiring certain boards to include the hours for such courses in the total hours of continuing education required for the profession; creating s. 786.1516, F.S.; defining the terms "emergency care" and "suicide emergency"; providing that persons providing certain emergency care are not liable for civil damages or penalties under certain circumstances; amending s. 916.106, F.S.; revising the definition of the term "mental illness"; amending ss. 916.13 and 916.15, F.S.; requiring the department to request a defendant's medical information from a jail within a certain timeframe after receiving a commitment order and other required

documentation; requiring the jail to provide such information within a certain timeframe; requiring the continued administration of psychotropic medication to a defendant if he or she is receiving such medication at a mental health facility at the time that he or she is discharged and transferred to the jail; providing an exception; requiring the jail and department physicians to collaborate on a defendant's medication changes for certain purposes; specifying that the jail physician has the final authority regarding the administering of medication to an inmate; amending ss. 1002.33 and 1012.583, F.S.; requiring charter schools and public schools, respectively, to incorporate certain training on suicide prevention in continuing education and inservice training requirements; providing that such schools must require all instructional personnel to participate in the training; requiring such schools to have a specified minimum number of staff members who are certified or deemed competent in the use of suicide screening instruments; requiring such schools to have a policy for such instruments; requiring such schools to report certain compliance to the Department of Education; conforming provisions to changes made by the act; amending ss. 39.407, 394.495, 394.496, 394.674, 394.74, 394.9085, 409.972, 464.012, and 744.2007, F.S.; conforming cross-references; requiring the Office of Program Policy Analysis and Government Accountability to perform a review of certain programs and efforts relating to suicide prevention programs in other states and make certain recommendations; requiring the office to submit a report to the Legislature by a specified date; providing an appropriation; authorizing positions; providing an effective date.

—was read the second time by title.

Representative Stevenson offered the following:

(Amendment Bar Code: 541211)

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

Section 1. Paragraphs (a) and (d) of subsection (2) of section 14.2019, Florida Statutes, are amended, paragraphs (e) and (f) are added to that subsection, and subsection (5) is added to that section, to read:

14.2019 Statewide Office for Suicide Prevention.—

(2) The statewide office shall, within available resources:

(a) Develop a network of community-based programs to improve suicide prevention initiatives. The network shall identify and work to eliminate barriers to providing suicide prevention services to individuals who are at risk of suicide. The network shall consist of stakeholders advocating suicide prevention, including, but not limited to, not-for-profit suicide prevention organizations, faith-based suicide prevention organizations, law enforcement agencies, first responders to emergency calls, veterans, servicemembers, suicide prevention community coalitions, schools and universities, mental health agencies, substance abuse treatment agencies, health care providers, and school personnel.

(d) Coordinate education and training curricula in suicide prevention efforts for law enforcement personnel, first responders to emergency calls, veterans, servicemembers, health care providers, school employees, and other persons who may have contact with persons at risk of suicide.

(e) Act as a clearinghouse for information and resources related to suicide prevention by:

1. Disseminating and sharing evidence-based best practices relating to suicide prevention.

2. Collecting and analyzing data on trends in suicide and suicide attempts annually by county, age, gender, profession, and other demographics as designated by the statewide office.

(f) Advise the Department of Transportation on the implementation of evidence-based suicide deterrents in the design elements and features of infrastructure projects throughout the state.

(5) The First Responders Suicide Deterrence Task Force, a task force as defined in s. 20.03(8), is created adjunct to the Statewide Office for Suicide Prevention.

(a) The purpose of the task force is to make recommendations on how to reduce the incidence of suicide and attempted suicide among employed or retired first responders in the state.

(b) The task force is composed of a representative of the statewide office and a representative of each of the following first responder organizations, nominated by the organization and appointed by the Secretary of Children and Families:

1. The Florida Professional Firefighters' Association.
2. The Florida Police Benevolent Association.
3. The Florida State Lodge of the Fraternal Order of Police.
4. The Florida Sheriffs Association.
5. The Florida Police Chiefs Association.
6. The Florida Fire Chiefs' Association.

(c) The task force shall elect a chair from among its membership. Except as otherwise provided, the task force shall operate in a manner consistent with s. 20.052.

(d) The task force shall identify or make recommendations on developing training programs and materials that would better enable first responders to cope with personal life stressors and stress related to their profession and foster an organizational culture that:

1. Promotes mutual support and solidarity among active and retired first responders.
2. Trains agency supervisors and managers to identify suicidal risk among active and retired first responders.
3. Improves the use and awareness of existing resources among active and retired first responders.
4. Educates active and retired first responders on suicide awareness and help-seeking.

(e) The task force shall identify state and federal public resources, funding and grants, first responder association resources, and private resources to implement identified training programs and materials.

(f) The task force shall report on its findings and recommendations for training programs and materials to deter suicide among active and retired first responders to the Governor, the President of the Senate, and the Speaker of the House of Representatives by each July 1, beginning in 2021, and through 2023.

(g) This subsection is repealed July 1, 2023.

Section 2. Paragraph (c) of subsection (1) and subsection (2) of section 14.20195, Florida Statutes, are amended, and paragraph (d) is added to subsection (1) of that section, to read:

14.20195 Suicide Prevention Coordinating Council; creation; membership; duties.—There is created within the Statewide Office for Suicide Prevention a Suicide Prevention Coordinating Council. The council shall develop strategies for preventing suicide.

(1) SCOPE OF ACTIVITY.—The Suicide Prevention Coordinating Council is a coordinating council as defined in s. 20.03 and shall:

(c) Make findings and recommendations regarding suicide prevention programs and activities, including, but not limited to, the implementation of evidence-based mental health awareness and assistance training programs and suicide risk identification training in municipalities throughout the state. The council shall prepare an annual report and present it to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 1, each year. The annual report must describe the status of existing and planned initiatives identified in the statewide plan for suicide prevention and any recommendations arising therefrom.

(d) In conjunction with the Department of Children and Families, advise members of the public on the locations and availability of local behavioral health providers.

(2) MEMBERSHIP.—The Suicide Prevention Coordinating Council shall consist of 31 ~~27~~ voting members and one nonvoting member.

(a) Seventeen ~~Thirteen~~ members shall be appointed by the director of the Statewide Office for Suicide Prevention and shall represent the following organizations:

1. The Florida Association of School Psychologists.
2. The Florida Sheriffs Association.
- ~~3. The Suicide Prevention Action Network USA.~~
- 3.4. The Florida Initiative of Suicide Prevention.

~~4.5. The Florida Suicide Prevention Coalition.~~

~~5.6. The American Foundation of Suicide Prevention.~~

~~6.7. The Florida School Board Association.~~

~~7.8. The National Council for Suicide Prevention.~~

~~8.9. The state chapter of AARP.~~

~~9.10. The Florida Behavioral Health Association The Florida Alcohol and Drug Abuse Association.~~

~~11. The Florida Council for Community Mental Health.~~

~~10.12. The Florida Counseling Association.~~

~~11.13. NAMI Florida.~~

12. The Florida Medical Association.

13. The Florida Osteopathic Medical Association.

14. The Florida Psychiatric Society.

15. The Florida Psychological Association.

16. Veterans Florida.

17. The Florida Association of Managing Entities.

(b) The following state officials or their designees shall serve on the coordinating council:

1. The Secretary of Elderly Affairs.
2. The State Surgeon General.
3. The Commissioner of Education.
4. The Secretary of Health Care Administration.
5. The Secretary of Juvenile Justice.
6. The Secretary of Corrections.
7. The executive director of the Department of Law Enforcement.
8. The executive director of the Department of Veterans' Affairs.
9. The Secretary of Children and Families.
10. The executive director of the Department of Economic Opportunity.

(c) The Governor shall appoint four additional members to the coordinating council. The appointees must have expertise that is critical to the prevention of suicide or represent an organization that is not already represented on the coordinating council.

(d) For the members appointed by the director of the Statewide Office for Suicide Prevention, seven members shall be appointed to initial terms of 3 years, and seven members shall be appointed to initial terms of 4 years. For the members appointed by the Governor, two members shall be appointed to initial terms of 4 years, and two members shall be appointed to initial terms of 3 years. Thereafter, such members shall be appointed to terms of 4 years. Any vacancy on the coordinating council shall be filled in the same manner as the original appointment, and any member who is appointed to fill a vacancy occurring because of death, resignation, or ineligibility for membership shall serve only for the unexpired term of the member's predecessor. A member is eligible for reappointment.

(e) The director of the Statewide Office for Suicide Prevention ~~is shall be~~ a nonvoting member of the coordinating council and shall act as chair.

(f) Members of the coordinating council shall serve without compensation. Any member of the coordinating council who is a public employee is entitled to reimbursement for per diem and travel expenses as provided in s. 112.061.

Section 3. Present paragraph (c) of subsection (10) of section 334.044, Florida Statutes, is redesignated as paragraph (d), and a new paragraph (c) is added to that subsection, to read:

334.044 Powers and duties of the department.—The department shall have the following general powers and duties:

(10)

(c) The department shall work with the Statewide Office for Suicide Prevention in developing a plan to consider the implementation of evidence-based suicide deterrents on all new infrastructure projects.

Section 4. Subsections (10) through (48) of section 394.455, Florida Statutes, are renumbered as subsections (11) through (49), respectively, present subsection (28) of that section is amended, and a new subsection (10) is added to that section, to read:

394.455 Definitions.—As used in this part, the term:

(10) "Coordinated specialty care program" means an evidence-based program for individuals who are experiencing the early indications of serious mental illness, especially symptoms of a first psychotic episode, and which includes, but is not limited to, intensive case management, individual or

group therapy, supported employment, family education and supports, and the provision of appropriate psychotropic medication as needed.

~~(29)(28)~~ "Mental illness" means an impairment of the mental or emotional processes that exercise conscious control of one's actions or of the ability to perceive or understand reality, which impairment substantially interferes with the person's ability to meet the ordinary demands of living. For the purposes of this part, the term does not include a developmental disability as defined in chapter 393, intoxication, or conditions manifested only by dementia, traumatic brain injury, antisocial behavior, or substance abuse.

Section 5. Subsections (3) through (24) of section 394.67, Florida Statutes, are renumbered as subsections (4) through (25), respectively, present subsection (3) of that section is amended, and a new subsection (3) is added to that section, to read:

394.67 Definitions.—As used in this part, the term:

(3) "Coordinated specialty care program" means an evidence-based program for individuals who are experiencing the early indications of serious mental illness, especially symptoms of a first psychotic episode, and which includes, but is not limited to, intensive case management, individual or group therapy, supported employment, family education and supports, and the provision of appropriate psychotropic medication as needed.

~~(4)(3)~~ "Crisis services" means short-term evaluation, stabilization, and brief intervention services provided to a person who is experiencing an acute mental or emotional crisis, as defined in subsection ~~(18)~~ ~~(17)~~, or an acute substance abuse crisis, as defined in subsection ~~(19)~~ ~~(18)~~, to prevent further deterioration of the person's mental health. Crisis services are provided in settings such as a crisis stabilization unit, an inpatient unit, a short-term residential treatment program, a detoxification facility, or an addictions receiving facility; at the site of the crisis by a mobile crisis response team; or at a hospital on an outpatient basis.

Section 6. Paragraph (b) of subsection (1) of section 394.658, Florida Statutes, is amended to read:

394.658 Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Program requirements.—

(1) The Criminal Justice, Mental Health, and Substance Abuse Statewide Grant Review Committee, in collaboration with the Department of Children and Families, the Department of Corrections, the Department of Juvenile Justice, the Department of Elderly Affairs, and the Office of the State Courts Administrator, shall establish criteria to be used to review submitted applications and to select the county that will be awarded a 1-year planning grant or a 3-year implementation or expansion grant. A planning, implementation, or expansion grant may not be awarded unless the application of the county meets the established criteria.

(b) The application criteria for a 3-year implementation or expansion grant shall require information from a county that demonstrates its completion of a well-established collaboration plan that includes public-private partnership models and the application of evidence-based practices. The implementation or expansion grants may support programs and diversion initiatives that include, but need not be limited to:

1. Mental health courts;[‡]
2. Diversion programs;[‡]
3. Alternative prosecution and sentencing programs;[‡]
4. Crisis intervention teams;[‡]
5. Treatment accountability services;[‡]
6. Specialized training for criminal justice, juvenile justice, and treatment services professionals;[‡]
7. Service delivery of collateral services such as housing, transitional housing, and supported employment;[‡] ~~and~~
8. Reentry services to create or expand mental health and substance abuse services and supports for affected persons;[‡]
9. Coordinated specialty care programs.

Section 7. Section 394.4573, Florida Statutes, is amended to read:

394.4573 Coordinated system of care; annual assessment; essential elements; measures of performance; system improvement grants; reports.—On or before December 1 of each year, the department shall submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives an assessment of the behavioral health services in this state. The assessment shall consider, at a minimum, the extent to which designated

receiving systems function as no-wrong-door models, the availability of treatment and recovery services that use recovery-oriented and peer-involved approaches, the availability of less-restrictive services, and the use of evidence-informed practices. The assessment shall also consider the availability of and access to coordinated specialty care programs and identify any gaps in the availability of and access to such programs in the state. The department's assessment shall consider, at a minimum, the needs assessments conducted by the managing entities pursuant to s. 394.9082(5). Beginning in 2017, the department shall compile and include in the report all plans submitted by managing entities pursuant to s. 394.9082(8) and the department's evaluation of each plan.

(1) As used in this section:

(a) "Care coordination" means the implementation of deliberate and planned organizational relationships and service procedures that improve the effectiveness and efficiency of the behavioral health system by engaging in purposeful interactions with individuals who are not yet effectively connected with services to ensure service linkage. Examples of care coordination activities include development of referral agreements, shared protocols, and information exchange procedures. The purpose of care coordination is to enhance the delivery of treatment services and recovery supports and to improve outcomes among priority populations.

(b) "Case management" means those direct services provided to a client in order to assess his or her needs, plan or arrange services, coordinate service providers, link the service system to a client, monitor service delivery, and evaluate patient outcomes to ensure the client is receiving the appropriate services.

(c) "Coordinated system of care" means the full array of behavioral and related services in a region or community offered by all service providers, whether participating under contract with the managing entity or by another method of community partnership or mutual agreement.

(d) "No-wrong-door model" means a model for the delivery of acute care services to persons who have mental health or substance use disorders, or both, which optimizes access to care, regardless of the entry point to the behavioral health care system.

(2) The essential elements of a coordinated system of care include:

(a) Community interventions, such as prevention, primary care for behavioral health needs, therapeutic and supportive services, crisis response services, and diversion programs.

(b) A designated receiving system that consists of one or more facilities serving a defined geographic area and responsible for assessment and evaluation, both voluntary and involuntary, and treatment or triage of patients who have a mental health or substance use disorder, or co-occurring disorders.

1. A county or several counties shall plan the designated receiving system using a process that includes the managing entity and is open to participation by individuals with behavioral health needs and their families, service providers, law enforcement agencies, and other parties. The county or counties, in collaboration with the managing entity, shall document the designated receiving system through written memoranda of agreement or other binding arrangements. The county or counties and the managing entity shall complete the plan and implement the designated receiving system by July 1, 2017, and the county or counties and the managing entity shall review and update, as necessary, the designated receiving system at least once every 3 years.

2. To the extent permitted by available resources, the designated receiving system shall function as a no-wrong-door model. The designated receiving system may be organized in any manner which functions as a no-wrong-door model that responds to individual needs and integrates services among various providers. Such models include, but are not limited to:

a. A central receiving system that consists of a designated central receiving facility that serves as a single entry point for persons with mental health or substance use disorders, or co-occurring disorders. The central receiving facility shall be capable of assessment, evaluation, and triage or treatment or stabilization of persons with mental health or substance use disorders, or co-occurring disorders.

b. A coordinated receiving system that consists of multiple entry points that are linked by shared data systems, formal referral agreements, and cooperative arrangements for care coordination and case management. Each

entry point shall be a designated receiving facility and shall, within existing resources, provide or arrange for necessary services following an initial assessment and evaluation.

c. A tiered receiving system that consists of multiple entry points, some of which offer only specialized or limited services. Each service provider shall be classified according to its capabilities as either a designated receiving facility or another type of service provider, such as a triage center, a licensed detoxification facility, or an access center. All participating service providers shall, within existing resources, be linked by methods to share data, formal referral agreements, and cooperative arrangements for care coordination and case management.

An accurate inventory of the participating service providers which specifies the capabilities and limitations of each provider and its ability to accept patients under the designated receiving system agreements and the transportation plan developed pursuant to this section shall be maintained and made available at all times to all first responders in the service area.

(c) Transportation in accordance with a plan developed under s. 394.462.

(d) Crisis services, including mobile response teams, crisis stabilization units, addiction receiving facilities, and detoxification facilities.

(e) Case management. Each case manager or person directly supervising a case manager who provides Medicaid-funded targeted case management services shall hold a valid certification from a department-approved credentialing entity as defined in s. 397.311(10) by July 1, 2017, and, thereafter, within 6 months after hire.

(f) Care coordination that involves coordination with other local systems and entities, public and private, which are involved with the individual, such as primary care, child welfare, behavioral health care, and criminal and juvenile justice organizations.

(g) Outpatient services.

(h) Residential services.

(i) Hospital inpatient care.

(j) Aftercare and other postdischarge services.

(k) Medication-assisted treatment and medication management.

(l) Recovery support, including, but not limited to, support for competitive employment, educational attainment, independent living skills development, family support and education, wellness management and self-care, and assistance in obtaining housing that meets the individual's needs. Such housing may include mental health residential treatment facilities, limited mental health assisted living facilities, adult family care homes, and supportive housing. Housing provided using state funds must provide a safe and decent environment free from abuse and neglect.

(m) Care plans shall assign specific responsibility for initial and ongoing evaluation of the supervision and support needs of the individual and the identification of housing that meets such needs. For purposes of this paragraph, the term "supervision" means oversight of and assistance with compliance with the clinical aspects of an individual's care plan.

(n) Coordinated specialty care programs.

(3) SYSTEM IMPROVEMENT GRANTS.—Subject to a specific appropriation by the Legislature, the department may award system improvement grants to managing entities based on a detailed plan to enhance services in accordance with the no-wrong-door model as defined in subsection (1) and to address specific needs identified in the assessment prepared by the department pursuant to this section. Such a grant must be awarded through a performance-based contract that links payments to the documented and measurable achievement of system improvements.

Section 8. Subsection (3) of section 394.463, Florida Statutes, is amended to read:

394.463 Involuntary examination.—

(3) NOTICE OF RELEASE.—Notice of the release shall be given to the patient's guardian or representative, to any person who executed a certificate admitting the patient to the receiving facility, and to any court which ordered the patient's evaluation. If the patient is a minor, information regarding the availability of a local mobile response service, suicide prevention resources, social supports, and local self-help groups must also be provided to the patient's guardian or representative along with the notice of the release.

Section 9. Paragraph (a) of subsection (26) of section 397.311, Florida Statutes, is amended to read:

397.311 Definitions.—As used in this chapter, except part VIII, the term:

(26) Licensed service components include a comprehensive continuum of accessible and quality substance abuse prevention, intervention, and clinical treatment services, including the following services:

(a) "Clinical treatment" means a professionally directed, deliberate, and planned regimen of services and interventions that are designed to reduce or eliminate the misuse of drugs and alcohol and promote a healthy, drug-free lifestyle. As defined by rule, "clinical treatment services" include, but are not limited to, the following licensable service components:

1. "Addictions receiving facility" is a secure, acute care facility that provides, at a minimum, detoxification and stabilization services; is operated 24 hours per day, 7 days per week; and is designated by the department to serve individuals found to be substance use impaired as described in s. 397.675 who meet the placement criteria for this component.

2. "Day or night treatment" is a service provided in a nonresidential environment, with a structured schedule of treatment and rehabilitative services.

3. "Day or night treatment with community housing" means a program intended for individuals who can benefit from living independently in peer community housing while participating in treatment services for a minimum of 5 hours a day for a minimum of 25 hours per week.

4. "Detoxification" is a service involving subacute care that is provided on an inpatient or an outpatient basis to assist individuals to withdraw from the physiological and psychological effects of substance abuse and who meet the placement criteria for this component.

5. "Intensive inpatient treatment" includes a planned regimen of evaluation, observation, medical monitoring, and clinical protocols delivered through an interdisciplinary team approach provided 24 hours per day, 7 days per week, in a highly structured, live-in environment.

6. "Intensive outpatient treatment" is a service that provides individual or group counseling in a more structured environment, is of higher intensity and duration than outpatient treatment, and is provided to individuals who meet the placement criteria for this component.

7. "Medication-assisted treatment for ~~opioid use disorders~~ ~~opioid addiction~~" is a service that uses methadone or other medication as authorized by state and federal law, in combination with medical, rehabilitative, supportive, and counseling services in the treatment of individuals who are dependent on opioid drugs.

8. "Outpatient treatment" is a service that provides individual, group, or family counseling by appointment during scheduled operating hours for individuals who meet the placement criteria for this component.

9. "Residential treatment" is a service provided in a structured live-in environment within a nonhospital setting on a 24-hours-per-day, 7-days-per-week basis, and is intended for individuals who meet the placement criteria for this component.

Section 10. Subsection (16) of section 397.321, Florida Statutes, is amended to read:

397.321 Duties of the department.—The department shall:

~~(16) Develop a certification process by rule for community substance abuse prevention coalitions.~~

Section 11. Section 397.4012, Florida Statutes, is amended to read:

397.4012 Exemptions from licensure.—The following are exempt from the licensing provisions of this chapter:

(1) A hospital or hospital-based component licensed under chapter 395.

(2) A nursing home facility as defined in s. 400.021.

(3) A substance abuse education program established pursuant to s. 1003.42.

(4) A facility or institution operated by the Federal Government.

(5) A physician or physician assistant licensed under chapter 458 or chapter 459.

(6) A psychologist licensed under chapter 490.

(7) A social worker, marriage and family therapist, or mental health counselor licensed under chapter 491.

(8) A legally cognizable church or nonprofit religious organization or denomination providing substance abuse services, including prevention

services, which are solely religious, spiritual, or ecclesiastical in nature. A church or nonprofit religious organization or denomination providing any of the licensed service components itemized under s. 397.311(26) is not exempt from substance abuse licensure but retains its exemption with respect to all services which are solely religious, spiritual, or ecclesiastical in nature.

(9) Facilities licensed under chapter 393 which, in addition to providing services to persons with developmental disabilities, also provide services to persons developmentally at risk as a consequence of exposure to alcohol or other legal or illegal drugs while in utero.

(10) DUI education and screening services provided pursuant to ss. 316.192, 316.193, 322.095, 322.271, and 322.291. Persons or entities providing treatment services must be licensed under this chapter unless exempted from licensing as provided in this section.

(11) A facility licensed under s. 394.875 as a crisis stabilization unit.

The exemptions from licensure in subsections (3), (4), (8), (9), and (10) this section do not apply to any service provider that receives an appropriation, grant, or contract from the state to operate as a service provider as defined in this chapter or to any substance abuse program regulated under pursuant to s. 397.4014. Furthermore, this chapter may not be construed to limit the practice of a physician or physician assistant licensed under chapter 458 or chapter 459, a psychologist licensed under chapter 490, a psychotherapist licensed under chapter 491, or an advanced practice registered nurse licensed under part I of chapter 464, who provides substance abuse treatment, so long as the physician, physician assistant, psychologist, psychotherapist, or advanced practice registered nurse does not represent to the public that he or she is a licensed service provider and does not provide services to individuals under pursuant to part V of this chapter. Failure to comply with any requirement necessary to maintain an exempt status under this section is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

Section 12. Subsection (14) of section 916.106, Florida Statutes, is amended to read:

916.106 Definitions.—For the purposes of this chapter, the term:

(14) "Mental illness" means an impairment of the emotional processes that exercise conscious control of one's actions, or of the ability to perceive or understand reality, which impairment substantially interferes with the defendant's ability to meet the ordinary demands of living. For the purposes of this chapter, the term does not apply to defendants who have only an intellectual disability or autism or a defendant with traumatic brain injury or dementia who lacks a co-occurring mental illness, and does not include intoxication or conditions manifested only by antisocial behavior or substance abuse impairment.

Section 13. Subsection (2) of section 916.13, Florida Statutes, is amended to read:

916.13 Involuntary commitment of defendant adjudicated incompetent.—

(2) A defendant who has been charged with a felony and who has been adjudicated incompetent to proceed due to mental illness, and who meets the criteria for involuntary commitment under this chapter, may be committed to the department, and the department shall retain and treat the defendant.

(a) Immediately after receipt of a completed copy of the court commitment order containing all documentation required by the applicable Florida Rules of Criminal Procedure, the department shall request all medical information relating to the defendant from the jail. The jail shall provide the department with all medical information relating to the defendant within 3 business days after receipt of the department's request or at the time the defendant enters the physical custody of the department, whichever is earlier.

~~(b)(a)~~ Within 6 months after the date of admission and at the end of any period of extended commitment, or at any time the administrator or his or her designee determines that the defendant has regained competency to proceed or no longer meets the criteria for continued commitment, the administrator or designee shall file a report with the court pursuant to the applicable Florida Rules of Criminal Procedure.

~~(c)(b)~~ A competency hearing must shall be held within 30 days after the court receives notification that the defendant is competent to proceed or no longer meets the criteria for continued commitment. The defendant must be transported to the committing court's jurisdiction for the hearing. If the defendant is receiving psychotropic medication at a mental health facility at

the time he or she is discharged and transferred to the jail, the administering of such medication must continue unless the jail physician documents the need to change or discontinue it. The jail and department physicians shall collaborate to ensure that medication changes do not adversely affect the defendant's mental health status or his or her ability to continue with court proceedings; however, the final authority regarding the administering of medication to an inmate in jail rests with the jail physician.

Section 14. Subsections (3) and (5) of section 916.15, Florida Statutes, are amended to read:

916.15 Involuntary commitment of defendant adjudicated not guilty by reason of insanity.—

(3)(a) Every defendant acquitted of criminal charges by reason of insanity and found to meet the criteria for involuntary commitment may be committed and treated in accordance with the provisions of this section and the applicable Florida Rules of Criminal Procedure.

(b) Immediately after receipt of a completed copy of the court commitment order containing all documentation required by the applicable Florida Rules of Criminal Procedure, the department shall request all medical information relating to the defendant from the jail. The jail shall provide the department with all medical information relating to the defendant within 3 business days after receipt of the department's request or at the time the defendant enters the physical custody of the department, whichever is earlier.

~~(c)~~ The department shall admit a defendant so adjudicated to an appropriate facility or program for treatment and shall retain and treat such defendant. No later than 6 months after the date of admission, prior to the end of any period of extended commitment, or at any time that the administrator or his or her designee determines shall have determined that the defendant no longer meets the criteria for continued commitment placement, the administrator or designee shall file a report with the court pursuant to the applicable Florida Rules of Criminal Procedure.

(5) The commitment hearing shall be held within 30 days after the court receives notification that the defendant no longer meets the criteria for continued commitment. The defendant must be transported to the committing court's jurisdiction for the hearing. Each defendant returning to a jail shall continue to receive the same psychotropic medications as prescribed by the facility physician at the time of discharge from a forensic or civil facility, unless the jail physician determines there is a compelling medical reason to change or discontinue the medication for the health and safety of the defendant. If the jail physician changes or discontinues the medication and the defendant is later determined at the competency hearing to be incompetent to stand trial and is recommitted to the department, the jail physician may not change or discontinue the defendant's prescribed psychotropic medication upon the defendant's next discharge from the forensic or civil facility.

Section 15. Paragraph (a) of subsection (3) of section 39.407, Florida Statutes, is amended to read:

39.407 Medical, psychiatric, and psychological examination and treatment of child; physical, mental, or substance abuse examination of person with or requesting child custody.—

(3)(a)1. Except as otherwise provided in subparagraph (b)1. or paragraph (e), before the department provides psychotropic medications to a child in its custody, the prescribing physician or a psychiatric nurse, as defined in s. 394.455, shall attempt to obtain express and informed consent, as defined in s. 394.455(16) ~~s. 394.455(15)~~ and as described in s. 394.459(3)(a), from the child's parent or legal guardian. The department must take steps necessary to facilitate the inclusion of the parent in the child's consultation with the physician or psychiatric nurse, as defined in s. 394.455. However, if the parental rights of the parent have been terminated, the parent's location or identity is unknown or cannot reasonably be ascertained, or the parent declines to give express and informed consent, the department may, after consultation with the prescribing physician or psychiatric nurse, as defined in s. 394.455, seek court authorization to provide the psychotropic medications to the child. Unless parental rights have been terminated and if it is possible to do so, the department shall continue to involve the parent in the decisionmaking process regarding the provision of psychotropic medications. If, at any time, a parent whose parental rights have not been terminated provides express and informed consent to the provision of a psychotropic

medication, the requirements of this section that the department seek court authorization do not apply to that medication until such time as the parent no longer consents.

2. Any time the department seeks a medical evaluation to determine the need to initiate or continue a psychotropic medication for a child, the department must provide to the evaluating physician or psychiatric nurse, as defined in s. 394.455, all pertinent medical information known to the department concerning that child.

Section 16. Subsection (3) of section 394.495, Florida Statutes, is amended to read:

394.495 Child and adolescent mental health system of care; programs and services.—

(3) Assessments must be performed by:

(a) A professional as defined in s. 394.455(5), (7), ~~(33), (32), (35), or (36)~~, or ~~(37)~~;

(b) A professional licensed under chapter 491; or

(c) A person who is under the direct supervision of a qualified professional as defined in s. 394.455(5), (7), ~~(33), (32), (35), or (36)~~, or ~~(37)~~ or a professional licensed under chapter 491.

Section 17. Subsection (5) of section 394.496, Florida Statutes, is amended to read:

394.496 Service planning.—

(5) A professional as defined in s. 394.455(5), (7), ~~(33), (32), (35), or (36)~~, or ~~(37)~~ or a professional licensed under chapter 491 must be included among those persons developing the services plan.

Section 18. Paragraph (a) of subsection (1) of section 394.674, Florida Statutes, is amended to read:

394.674 Eligibility for publicly funded substance abuse and mental health services; fee collection requirements.—

(1) To be eligible to receive substance abuse and mental health services funded by the department, an individual must be a member of at least one of the department's priority populations approved by the Legislature. The priority populations include:

(a) For adult mental health services:

1. Adults who have severe and persistent mental illness, as designated by the department using criteria that include severity of diagnosis, duration of the mental illness, ability to independently perform activities of daily living, and receipt of disability income for a psychiatric condition. Included within this group are:

a. Older adults in crisis.

b. Older adults who are at risk of being placed in a more restrictive environment because of their mental illness.

c. Persons deemed incompetent to proceed or not guilty by reason of insanity under chapter 916.

d. Other persons involved in the criminal justice system.

e. Persons diagnosed as having co-occurring mental illness and substance abuse disorders.

2. Persons who are experiencing an acute mental or emotional crisis as defined in ~~s. 394.67(18)~~ ~~s. 394.67(17)~~.

Section 19. Paragraph (a) of subsection (3) of section 394.74, Florida Statutes, is amended to read:

394.74 Contracts for provision of local substance abuse and mental health programs.—

(3) Contracts shall include, but are not limited to:

(a) A provision that, within the limits of available resources, substance abuse and mental health crisis services, as defined in ~~s. 394.67(4)~~ ~~s. 394.67(3)~~, shall be available to any individual residing or employed within the service area, regardless of ability to pay for such services, current or past health condition, or any other factor;

Section 20. Subsection (6) of section 394.9085, Florida Statutes, is amended to read:

394.9085 Behavioral provider liability.—

(6) For purposes of this section, the terms "detoxification services," "addictions receiving facility," and "receiving facility" have the same meanings as those provided in ~~ss. 397.311(26)(a)3, ss. 397.311(26)(a)4,~~ 397.311(26)(a)1., and ~~394.455(40)~~ ~~394.455(39)~~, respectively.

Section 21. Paragraph (b) of subsection (1) of section 409.972, Florida Statutes, is amended to read:

409.972 Mandatory and voluntary enrollment.—

(1) The following Medicaid-eligible persons are exempt from mandatory managed care enrollment required by s. 409.965, and may voluntarily choose to participate in the managed medical assistance program:

(b) Medicaid recipients residing in residential commitment facilities operated through the Department of Juvenile Justice or a treatment facility as defined in ~~s. 394.455(48)~~ ~~s. 394.455(47)~~.

Section 22. Paragraph (e) of subsection (4) of section 464.012, Florida Statutes, is amended to read:

464.012 Licensure of advanced practice registered nurses; fees; controlled substance prescribing.—

(4) In addition to the general functions specified in subsection (3), an advanced practice registered nurse may perform the following acts within his or her specialty:

(e) A psychiatric nurse, who meets the requirements in ~~s. 394.455(36)~~ ~~s. 394.455(35)~~, within the framework of an established protocol with a psychiatrist, may prescribe psychotropic controlled substances for the treatment of mental disorders.

Section 23. Subsection (7) of section 744.2007, Florida Statutes, is amended to read:

744.2007 Powers and duties.—

(7) A public guardian may not commit a ward to a treatment facility, as defined in ~~s. 394.455(48)~~ ~~s. 394.455(47)~~, without an involuntary placement proceeding as provided by law.

Section 24. This act shall take effect July 1, 2020.

TITLE AMENDMENT

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to substance abuse and mental health; amending s. 14.2019, F.S.; providing additional duties for the Statewide Office for Suicide Prevention; establishing the First Responders Suicide Deterrence Task Force adjunct to the office; specifying the purpose of the task force; providing for the composition and the duties of the task force; requiring the task force to submit reports to the Governor and the Legislature on an annual basis; providing for future repeal; amending s. 14.20195, F.S.; providing additional duties for the Suicide Prevention Coordinating Council; revising the composition of the council; amending s. 334.044, F.S.; requiring the Department of Transportation to work with the office in developing a plan relating to evidence-based suicide deterrents in certain locations; amending s. 394.455, F.S.; revising and providing definitions; amending s. 394.67, F.S.; defining the term "coordinated specialty care program"; amending s. 394.658, F.S.; revising the application criteria for the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Program to include support for coordinated specialty care programs; amending s. 394.4573, F.S.; requiring the Department of Children and Families to include specified information regarding coordinated specialty care programs in its annual assessment of behavioral health services; providing that a coordinated system of care includes coordinated specialty care programs; amending s. 394.463, F.S.; requiring that certain information be provided to the guardian or representative of a minor patient released from involuntary examination; amending s. 397.311, F.S.; revising a definition; amending s. 397.321, F.S.; removing the requirement that the department develop a certification process for community substance abuse prevention coalitions; amending s. 397.4012, F.S.; revising entities that are exempt from certain licensing requirements; amending s. 916.106, F.S.; revising a definition; amending ss. 916.13 and 916.15, F.S.; authorizing jails to share medical information pertaining to specified defendants with the Department of Children and Families; requiring the maintenance of psychotropic medications to specified defendants under certain circumstances; providing an exception; amending ss. 39.407, 394.495, 394.496, 394.674, 394.74, 394.9085, 409.972, 464.012, and 744.2007, F.S.; conforming cross-references; providing an effective date.

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

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS for SB 7018—A bill to be entitled An act relating to essential state infrastructure; amending s. 337.401, F.S.; specifying permit application timeframes required for the installation, location, or relocation of utilities within rights-of-way; creating s. 338.236, F.S.; authorizing the Department of Transportation to plan, design, and construct staging areas as part of the turnpike system for the intended purpose of staging supplies for prompt provision of assistance to the public in a declared state of emergency; requiring the department, in consultation with the Division of Emergency Management, to select sites for such areas; providing factors to be considered by the department and division in selecting sites; requiring the department to give priority consideration to placement of such staging areas in specified counties; authorizing the department to acquire property necessary for such staging areas; authorizing the department to authorize certain other uses of staging areas; requiring staging area projects to be included in the department's work program; creating s. 339.287, F.S.; providing legislative findings; requiring the department to coordinate, develop, and recommend a master plan for the development of electric vehicle charging station infrastructure along the State Highway System; requiring the department to submit the plan to the Governor and the Legislature by a specified date; providing responsibilities for the department and the Public Service Commission, in consultation with specified entities, in developing the plan; providing the goals and objectives of the plan; requiring the commission, in consultation with specified entities, to review certain emerging technologies; authorizing the department, commission, and the Office of Energy within the Department of Agriculture and Consumer Services to explore other issues as necessary and appropriate; requiring the department to file a status report with the Governor and the Legislature by a specified date containing any preliminary recommendations, including recommendations for legislation; amending s. 704.06, F.S.; providing construction relating to the rights of an owner of land that has been traditionally used for agriculture and is subject to a conservation easement; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for SB 1606—A bill to be entitled An act relating to insurance administration; amending s. 319.30, F.S.; revising a certain electronic signature requirement for a motor vehicle salvage certificate of title; amending ss. 440.12 and 440.20, F.S.; authorizing the payment of certain workers' compensation benefits to be transmitted to the employee's account with a licensed money transmitter; amending s. 624.155, F.S.; revising requirements and procedures for the civil remedy notice provided to insurers and the Department of Financial Services; revising the timeframe for an insurer to pay damages or for certain circumstances to be corrected; revising circumstances that toll the applicable statute of limitations and the period the statute of limitations is tolled; amending ss. 624.307 and 624.315, F.S.; providing that certain aggregate information containing trade secret information may be publicly disclosed by the department or the Office of Insurance Regulation, except under certain circumstances; amending s. 624.422, F.S., requiring insurers to file with the department certain contact information for service of process; amending s. 626.321, F.S.; providing that certain travel insurance licenses are subject to review by the department rather than by the office; revising persons who may be licensed to transact in travel insurance; specifying licensure and registration requirements for certain persons; defining the term "travel retailer"; specifying requirements for, restrictions on, and authorized acts by travel retailers and limited lines travel insurance producers; defining the term "offer and disseminate"; authorizing certain persons to sell, solicit, and negotiate travel insurance; amending ss. 627.062, 627.0651, and 627.410, F.S.; specifying that certain periods ending on a weekend or on certain holidays are extended until the conclusion of the next business day; amending s. 627.714, F.S.; revising criteria for assessing a residential condominium unit owner's loss assessment coverage; amending s.

627.7295, F.S.; decreasing the timeframe during which an insurer may not cancel a new policy or binder of motor vehicle insurance for nonpayment of premium, except under certain circumstances; creating ch. 647, F.S., entitled "Travel Insurance"; creating s. 647.01, F.S.; providing legislative purpose; providing applicability; creating s. 647.02, F.S.; defining terms; creating s. 647.03, F.S.; defining the terms "primary certificateholder" and "primary policyholder"; requiring travel insurers to pay the insurance premium tax on specified travel insurance premiums; providing construction; specifying requirements for travel insurers; creating s. 647.04, F.S.; providing that a travel protection plan may be offered for one price if it meets specified requirements; creating s. 647.05, F.S.; specifying sales practice requirements, prohibited sales practices, and authorized sales practices relating to travel insurance; specifying a policyholder's or certificateholder's right to cancel a travel protection plan for a full refund; defining the term "delivery"; specifying unfair insurance trade practices; providing construction; creating s. 647.06, F.S.; specifying qualifications for travel administrators; providing an exemption from certain licensure; providing that insurers are responsible for ensuring certain acts by travel administrators; creating s. 647.07, F.S.; specifying the classification for travel insurance for rate filing purposes; specifying authorized forms of travel insurance; providing applicability of certain provisions of the Rating Law; authorizing the development and provision of travel insurance programs on certain bases; creating s. 647.08, F.S.; requiring the department to adopt rules; providing effective dates.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 426—A bill to be entitled An act relating to economic development; amending s. 20.60, F.S.; revising the responsibilities of divisions within the Department of Economic Opportunity; requiring the executive director of the department to serve as a member of the board of directors of the Florida Development Finance Corporation; authorizing the executive director to designate a department employee to serve in this capacity; requiring that the annual report of the corporation be incorporated into the department's annual report on the condition of the business climate and economic development in the state; requiring the department to develop performance standards for the corporation and to include certain information relating to the standards in the department's annual report; amending s. 288.018, F.S.; defining the term "regional economic development organization"; specifying that the concept of building the professional capacity of a regional economic development organization includes the hiring of professional staff to perform specified services; providing that matching grants may be used to provide technical assistance to local governments and economic development organizations and to existing and prospective businesses; increasing the maximum amount of annual grant funding that specified economic development organizations may receive; revising the required amount of nonstate matching funds; requiring that certain information be included in contracts or agreements involving grant funds; requiring that contracts or agreements involving the expenditure of grant funds, and a plain-language version of certain contracts or agreements, be placed on the contracting regional economic development organization's website for a specified period before execution; deleting an obsolete provision; amending s. 288.0655, F.S.; revising the maximum percentage of total infrastructure project costs for which the department may award grants; specifying that improving access to and availability of broadband Internet services is an eligible project for certain grant funds; providing that grants for improvements to broadband Internet service and access must be conducted through certain partnerships; requiring the department to reevaluate certain guidelines by a specified date; requiring that certain information be included in contracts or agreements involving grant funds; requiring a regional economic development organization to post contracts or agreements involving the expenditure of grant funds, and a plain-language version of certain contracts or agreements, on the organization's website for a specified period before execution; amending s. 288.9604, F.S.; revising the membership of the board of directors of the corporation; requiring that the director of the Division of Bond Finance of the State Board of Administration, or his or her

designee, serve on the board of directors of the corporation; making conforming changes; authorizing meetings of the directors to be conducted by teleconference; providing for future repeals; requiring the chair and vice chair of the board of directors of the corporation to serve as regular members of the board after a specified date; providing construction; amending s. 288.9605, F.S.; providing for the electronic execution and delivery of certain documents executed by the corporation; amending s. 288.9606, F.S.; prohibiting certain bonds, notes, and other forms of indebtedness from exceeding a specified amount of time; specifying that certain bonds are payable solely from certain revenues; providing requirements for such bonds; amending s. 288.9610, F.S.; revising the entities to which the corporation is required to submit an annual report containing specified information; creating s. 288.9619, F.S.; requiring that certain conflicts of interest be publicly disclosed to the corporation and set forth in the corporation's minutes; prohibiting a director with a conflict of interest from taking certain actions; amending s. 445.002, F.S.; defining the terms "for cause" and "state board"; amending s. 445.003, F.S.; replacing CareerSource Florida, Inc., with the state board or the department in provisions relating to the implementation of the federal Workforce Innovation and Opportunity Act; authorizing, rather than requiring, certain funds to be reserved for the Incumbent Worker Training Program; conforming provisions to changes made by the act; authorizing the state board to hire an executive director and staff; requiring the state board to authorize the executive director and staff to work with the department for specified reasons; amending s. 445.004, F.S.; revising provisions relating to the operation of CareerSource Florida, Inc.; revising the purpose of CareerSource Florida, Inc.; providing purpose for the state board; revising the organizational structure of CareerSource Florida, Inc.; providing requirements for the organizational structure of the state board; providing the state board with powers and authority previously held by CareerSource Florida, Inc.; revising the requirements related to such powers and authority; requiring the state board, rather than CareerSource Florida, Inc., to submit an annual report to the Governor and the Legislature; authorizing the Auditor General to conduct an audit of the state board and programs or entities created by the state board; requiring the state board, rather than CareerSource Florida, Inc., to establish certain uniform performance accountability measures; requiring the state board, in consultation with the department, to design the workforce development strategy for the state; requiring that the strategy be approved by the Governor; revising requirements relating to the workforce development system; authorizing the department to consult with the state board to issue certain technical assistance letters; amending s. 445.006, F.S.; requiring that the state board, rather than CareerSource Florida, Inc., take certain actions relating to the state plan for workforce development; amending s. 445.007, F.S.; replacing CareerSource Florida, Inc., with the state board or the department in provisions relating to local workforce development boards; deleting the definition of the term "cause"; authorizing a chief elected official for a local workforce development board to remove certain persons from the board for cause; requiring the department to provide certain guidance to specified entities; deleting an obsolete provision; making technical changes; amending s. 445.0071, F.S.; replacing CareerSource Florida, Inc., with the state board or the department in provisions relating to the Florida Youth Summer Jobs Pilot Program; amending s. 445.008, F.S.; revising authority relating to the Workforce Training Institute; requiring that certain donations and grants be reported to the state board and the department; amending s. 445.009, F.S.; replacing CareerSource Florida, Inc., with the state board or the department in provisions relating to one-stop delivery systems; deleting an obsolete provision; amending s. 445.011, F.S.; replacing CareerSource Florida, Inc., with the department in provisions relating to workforce information systems; requiring the department to consult with the state board in implementing certain automated information systems; deleting a provision requiring CareerSource Florida, Inc., to take certain actions when procuring workforce information systems; amending s. 445.014, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to the establishment of one-stop delivery systems; amending s. 445.021, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to the relocation assistance program; amending s. 445.022, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to

Retention Incentive Training Accounts; amending s. 445.024, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to certain contract exceptions; amending s. 445.026, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to cash assistance severance benefits; amending s. 445.028, F.S.; replacing CareerSource Florida, Inc., with the department in provisions relating to transitional benefits and services; amending s. 445.030, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to transitional education and training; amending s. 445.033, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to evaluations of TANF-funded programs; amending s. 445.035, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to data collection and reporting; amending s. 445.048, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to the Passport to Economic Progress program; amending s. 445.051, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to individual development accounts; amending s. 445.055, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to the establishment of an employment advocacy and assistance program targeting a certain group; amending ss. 11.45, 288.901, 331.369, 413.405, 414.045, 420.622, 443.171, 443.181, 446.71, 1011.80, and 1011.801, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

THE SPEAKER PRO TEMPORE IN THE CHAIR

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS for CS for SB 1270—A bill to be entitled An act relating to the fiduciary duty of care for appointed public officials and executive officers; providing a directive to the Division of Law Revision to create part IX of ch. 112, F.S.; creating s. 112.89, F.S.; providing legislative findings and purpose; defining terms; establishing standards for the fiduciary duty of care for appointed public officials and executive officers of specified governmental entities; requiring training on board governance beginning on a specified date; requiring the Department of Business and Professional Regulation to contract for or approve such training programs or publish a list of approved training providers; specifying requirements for such training; authorizing training to be provided by in-house counsel for certain governmental entities; requiring appointed public officials and executive officers to certify their completion of the annual training; requiring the department to adopt rules; providing exceptions to the training requirement; specifying requirements for the appointment of executive officers and general counsels of governmental entities; specifying standards for legal counsel; providing an effective date.

—was read the second time by title.

Representative Tomkow offered the following:

(Amendment Bar Code: 064965)

Amendment 1 (with title amendment)—Remove lines 45-172 and insert:
(2) DEFINITIONS.—

(a) "Appointed public official" means either a local officer as defined in s. 112.3145(1)(a)2. or a state officer as defined in s. 112.3145(1)(c)2. and 3.

(b) "Executive officer" means the chief executive officer of a governmental entity to which an appointed public official is appointed.

(c) "General counsel" means the chief legal counsel of a governmental entity to which an appointed public official or an executive officer is appointed or hired.

(d) "Governmental entity" means the entity, or a board, a council, a commission, an authority, or other body thereof, to which an appointed public official or an executive officer is appointed or hired.

(3) **FIDUCIARY DUTY OF CARE.**—Each appointed public official and executive officer owes a fiduciary duty of care to the applicable entity he or she serves in accordance with law and has a duty to:

(a) Act in accordance with the laws, ordinances, rules, policies, and terms governing his or her office or employment.

(b) Act with the care, competence, and diligence normally exercised by a reasonably prudent person in similar corporate and proprietary circumstances.

(c) Act only within the scope of his or her authority.

(d) Refrain from conduct that is likely to damage the financial or economic interests of the governmental entity.

(e) Use reasonable efforts to maintain documentation in accordance with applicable laws.

(f) Maintain reasonable oversight of any delegated authority and discharge his or her duties with the care that a reasonably prudent person in a like business position would believe appropriate under the circumstances, and must:

1. Become reasonably informed in connection with any decisionmaking function;

2. Become reasonably informed when devoting attention to any oversight function;

3. Keep reasonably informed concerning the affairs of the governmental entity; and

4. Keep reasonably informed concerning the performance of a governmental entity's executive officers or other officers, agents, or employees.

Upon appointment or hiring, each appointed public official and executive officer subject to the fiduciary duty of care requirements of this subsection must provide a written declaration, as provided for under s. 92.525(2), that he or she has read, understood, and will comply with such requirements at all times during his or her service to the governmental entity. Such declaration shall be submitted to and maintained by the governmental entity's custodian of records.

(4) APPOINTMENT OF EXECUTIVE OFFICERS AND GENERAL COUNSELS.—The appointment of any executive officer or general counsel is subject to approval by a majority vote of the governmental entity.

(5) STANDARDS FOR LEGAL COUNSEL.—All legal counsel employed by a governmental entity must represent the legal interests and positions of the governmental entity and not the interests of any individual or employee of the governmental entity, unless such representation is directed by the governmental entity or as authorized by law.

(6) Nothing in this section shall be construed to create a cause of action against an executive officer, an appointed public official or a governmental entity.

Section 3. Section 11.421, Florida Statutes, is created to read:

11.421 Florida Integrity Office.—

(1) There is created under the Auditor General the Florida Integrity Office for the purpose of ensuring integrity in state and local government and facilitating the elimination of fraud, waste, abuse, mismanagement, and misconduct in government.

(2) The Florida Integrity Officer shall be a legislative employee and be appointed by and serve at the pleasure of the Auditor General. The Florida Integrity Officer shall oversee the efficient operation of the office and report to and be under the general supervision of the Auditor General.

(3) The Auditor General shall employ qualified individuals for the office pursuant to s. 11.42.

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

(a) "Appropriations project" means a specific appropriation or proviso that provides funding for a specified entity that is a local government, private entity, or privately operated program. The term does not include an appropriation or proviso:

1. Specifically authorized by statute;

2. That is part of a statewide distribution to local governments;

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

4. For a specific transportation facility that is part of the Department of Transportation's 5-year work program submitted pursuant to s. 339.135;

5. For an education fixed capital outlay project that is submitted pursuant to s. 1013.60 or s. 1013.64; or

6. For a specified program, research initiative, institute, center, or similar entity at a specific state college or university recommended by the Board of Governors or the State Board of Education in its legislative budget request.

(b) "Office" means the Florida Integrity Office.

(5) The Florida Integrity Officer may receive and investigate a complaint alleging fraud, waste, abuse, mismanagement, or misconduct in connection with the expenditure of public funds.

(6) A complaint may be submitted to the office by any of the following persons:

(a) The President of the Senate.

(b) The Speaker of the House of Representatives.

(c) The chair of an appropriations committee of the Senate or the House of Representatives.

(d) The Auditor General.

(7)(a) Upon receipt of a complaint, the Florida Integrity Officer shall determine whether the complaint is supported by sufficient information indicating a reasonable probability of fraud, waste, abuse, mismanagement, or misconduct. If the Florida Integrity Officer determines that the complaint is not supported by sufficient information indicating a reasonable probability of fraud, waste, abuse, mismanagement, or misconduct, the Florida Integrity Officer shall notify the complainant in writing and the complaint shall be closed.

(b) If the complaint is supported by sufficient information indicating a reasonable probability of fraud, waste, abuse, mismanagement, or misconduct, the Florida Integrity Officer shall determine whether an investigation into the matter has already been initiated by a law enforcement agency, the Commission on Ethics, the Chief Financial Officer, the Office of Chief Inspector General, or the applicable agency inspector general. If such an investigation has been initiated, the Florida Integrity Officer shall notify the complainant in writing and the complaint may be closed.

(c) If the complaint is supported by sufficient information indicating a reasonable probability of fraud, waste, abuse, mismanagement, or misconduct, and an investigation into the matter has not already been initiated as described in paragraph (b), the Florida Integrity Officer shall, within available resources, conduct an investigation and issue a report of the investigative findings to the complainant and to the President of the Senate and the Speaker of the House of Representatives. The Florida Integrity Officer may refer the matter to the Auditor General, the appropriate law enforcement agency, the Chief Financial Officer, the Office of the Chief Inspector General, or the applicable agency inspector general. The Auditor General may provide staff and other resources to assist the Florida Integrity Officer.

(8)(a) The Florida Integrity Officer, or his or her designee, may inspect and investigate the books, records, papers, documents, data, operation, and physical location of any public agency in this state, including any confidential information, and the public records of any entity that has received direct appropriations. The Florida Integrity Officer may agree to retain the confidentiality of confidential information pursuant to s. 11.0431(2)(a).

(b) Upon the request of the Florida Integrity Officer, the Legislative Auditing Committee or any other committee of the Legislature may issue subpoenas and subpoenas duces tecum, as provided in s. 11.143, to compel testimony or the production of evidence when deemed necessary to an investigation authorized by this section. Consistent with s. 11.143, such subpoenas and subpoenas duces tecum may be issued as provided by applicable legislative rules or, in the absence of applicable legislative rules, by the chair of the Legislative Auditing Committee with the approval of the Legislative Auditing Committee and the President of the Senate and the Speaker of the House of Representatives, or with the approval of the President of the Senate or the Speaker of the House of Representatives if such officer alone designated the Legislative Auditing Committee as defined in s. 1.01.

(c) If a witness fails or refuses to comply with a lawful subpoena or subpoena duces tecum issued pursuant to this subsection at a time when the Legislature is not in session, the subpoena or subpoena duces tecum may be enforced as provided in s. 11.143 and, in addition, the Auditor General, on

behalf of the committee issuing the subpoena or subpoena duces tecum, may file a complaint before any circuit court of the state to enforce the subpoena or subpoena duces tecum. Upon the filing of such complaint, the court shall take jurisdiction of the witness and the subject matter of the complaint and shall direct the witness to respond to all lawful questions and to produce all documentary evidence in the possession of the witness which is lawfully demanded. The failure of a witness to comply with such order constitutes a direct and criminal contempt of court, and the court shall punish the witness accordingly.

(d) When the Legislature is in session, upon the request of the Florida Integrity Officer directed to the committee issuing the subpoena or subpoena duces tecum, either house of the Legislature may seek compliance with the subpoena or subpoena duces tecum in accordance with the State Constitution, general law, the joint rules of the Legislature, or the rules of the house of the Legislature whose committee issued the subpoena or subpoena duces tecum.

(9) The Florida Integrity Officer shall receive copies of all reports required by ss. 14.32, 17.325, and 20.055.

(10)(a) Beginning with the 2021-2022 fiscal year, the Auditor General and the Florida Integrity Officer, within available resources, shall randomly select and review appropriations projects appropriated in the prior fiscal year and, if appropriate, investigate and recommend an audit of such projects. The review, investigation, or audit may be delayed on a selected project until a subsequent year if the timeline of the project warrants such delay. Each review, investigation, or audit must include, but is not limited to, evaluating whether the recipient of the appropriations project administered the project in an efficient and effective manner. When an audit is recommended by the Florida Integrity Officer under this subsection, the Auditor General shall determine whether the audit is appropriate.

(b) Beginning with the 2021-2022 fiscal year, the Auditor General and the Florida Integrity Officer, within available resources, shall select and review, investigate, or audit the financial activities of any political subdivision, special district, public authority, public hospital, state or local council or commission, unit of local government, or public education entity in this state, as well as any authority, council, commission, direct-support organization, institution, foundation, or similar entity created by law or ordinance to pursue a public purpose, entitled by law or ordinance to any distribution of tax or fee revenues, or organized for the sole purpose of supporting one of the public entities listed in this paragraph.

Section 4. Paragraphs (i) through (m) of subsection (1) of section 11.45, Florida Statutes, are redesignated as paragraphs (j) through (n), respectively, paragraphs (a) and (e) of subsection (1), paragraph (f) of subsection (2), and paragraph (j) of subsection (7) are amended, and a new paragraph (i) is added to subsection (1) of that section, to read:

11.45 Definitions; duties; authorities; reports; rules.—

(1) DEFINITIONS.—As used in ss. 11.40-11.51, the term:

(a) "Abuse" means behavior that is deficient or improper when compared with behavior that a prudent person would consider a reasonable and necessary operational practice given the facts and circumstances. The term includes the misuse of authority or position for personal gain or for the gain of an immediate or close family member or business associate.

(e) "Fraud" means obtaining something of value through willful misrepresentation, including, but not limited to, intentional misstatements or intentional omissions of amounts or disclosures in financial statements to deceive users of financial statements, theft of an entity's assets, bribery, or the use of one's position for personal enrichment through the deliberate misuse or misapplication of an entity's ~~organization's~~ resources.

(i) "Misconduct" means conduct which, though not illegal, is inappropriate for a person in his or her specified position.

(2) DUTIES.—The Auditor General shall:

(f) At least every 3 years, conduct operational audits of the accounts and records of state agencies, state universities, state colleges, district school boards, the Florida Clerks of Court Operations Corporation, water management districts, and the Florida School for the Deaf and the Blind. At the conclusion of each 3-year cycle, the Auditor General shall publish a report consolidating common operational audit findings for all state agencies, state universities, state colleges, and district school boards.

The Auditor General shall perform his or her duties independently but under the general policies established by the Legislative Auditing Committee. This subsection does not limit the Auditor General's discretionary authority to conduct other audits or engagements of governmental entities as authorized in subsection (3).

(7) AUDITOR GENERAL REPORTING REQUIREMENTS.—

(j) The Auditor General shall notify the Legislative Auditing Committee of any financial or operational audit report prepared pursuant to this section which indicates that a district school board, state university, or Florida College System institution has failed to take full corrective action in response to a recommendation that was included in the two preceding financial ~~or~~ ~~operational~~ audit reports or a preceding operational audit report.

1. The committee may direct the district school board or the governing body of the state university or Florida College System institution to provide a written statement to the committee explaining why full corrective action has not been taken or, if the governing body intends to take full corrective action, describing the corrective action to be taken and when it will occur.

2. If the committee determines that the written statement is not sufficient, the committee may require the chair of the district school board or the chair of the governing body of the state university or Florida College System institution, or the chair's designee, to appear before the committee.

3. If the committee determines that the district school board, state university, or Florida College System institution has failed to take full corrective action for which there is no justifiable reason or has failed to comply with committee requests made pursuant to this section, the committee shall refer the matter to the State Board of Education or the Board of Governors, as appropriate, to proceed in accordance with s. 1008.32 or s. 1008.322, respectively.

Section 5. Subsections (1) through (5) of section 14.32, Florida Statutes, are renumbered as subsections (2) through (6), respectively, and new subsections (1) and (7) are added to that section to read:

14.32 Office of Chief Inspector General.—

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

(a) "Abuse" means behavior that is deficient or improper when compared with behavior that a prudent person would consider a reasonable and necessary operational practice given the facts and circumstances. The term includes the misuse of authority or position for personal gain or for the benefit of another.

(b) "Fraud" means obtaining something of value through willful misrepresentation, including, but not limited to, the intentional misstatements or intentional omissions of amounts or disclosures in financial statements to deceive users of financial statements, theft of an entity's assets, bribery, or the use of one's position for personal enrichment through the deliberate misuse or misapplication of an entity's resources.

(c) "Independent contractor" has the same meaning as in s. 112.3187(3)(d).

(d) "Misconduct" means conduct which, though not illegal, is inappropriate for a person in his or her specified position.

(e) "Waste" means the act of using or expending resources unreasonably, carelessly, extravagantly, or for no useful purpose.

(7)(a) Within 6 months after the initiation of an investigation of fraud, waste, abuse, mismanagement, or misconduct in government, the Chief Inspector General or an agency inspector general must determine whether there is reasonable probability that fraud, waste, abuse, mismanagement, or misconduct in government has occurred. If there has not been a determination of such reasonable probability and the investigation continues, a new determination must be made every 3 months until the investigation is closed or such reasonable probability is found to exist.

(b) If the Chief Inspector General or an agency inspector general determines that there is reasonable probability that a public official, independent contractor, or agency has committed fraud, waste, abuse, mismanagement, or misconduct in government, the inspector general shall report such determination to the Florida Integrity Officer.

(c) If the findings of an investigation conducted pursuant to this subsection conclude that a public official, independent contractor, or agency has committed fraud, waste, abuse, mismanagement, or misconduct in government, the Chief Inspector General or agency inspector general shall report such findings to the Chief Financial Officer within 30 days after the

investigation is closed. Such public official, independent contractor, or person responsible within the agency is personally liable for repayment of the funds that were diverted or lost as a result of the fraud, waste, abuse, mismanagement, or misconduct in government. If the person liable fails to repay such funds voluntarily and the state does not agree to a settlement, the Chief Financial Officer shall bring a civil action to recover the funds within 60 days after receipt of such findings.

Section 6. Section 17.04, Florida Statutes, is amended to read:

17.04 To audit and adjust accounts of officers and those indebted to the state.—The Chief Financial Officer, using generally accepted auditing procedures for testing or sampling, shall examine, audit, adjust, and settle the accounts of all the officers of this state, and any other person in anywise entrusted with, or who may have received any property, funds, or moneys of this state, or who may be in anywise indebted or accountable to this state for any property, funds, or moneys, and require such officer or persons to render full accounts thereof, and to yield up such property or funds according to law, or pay such moneys into the treasury of this state, or to such officer or agent of the state as may be appointed to receive the same, and on failure so to do, to cause to be instituted and prosecuted proceedings, criminal or civil, at law or in equity, against such persons, according to law. The Chief Financial Officer may conduct investigations within or outside of this state as it deems necessary to aid in the enforcement of this section. The Chief Financial Officer may commence an investigation pursuant to this section based on a complaint or referral from any source. An employee of a state agency or a state contractor having knowledge of suspected misuse of state funds may report such information to the Chief Financial Officer. If during an investigation the Chief Financial Officer has reason to believe that any criminal statute of this state has or may have been violated, the Chief Financial Officer shall refer any records tending to show such violation to state or federal law enforcement or prosecutorial agencies and shall provide investigative assistance to those agencies as required.

Section 7. Subsections (4) and (5) of section 17.325, Florida Statutes, are renumbered as subsections (5) and (6), respectively, and a new subsection (4) is added to that section to read:

17.325 Governmental efficiency hotline; duties of Chief Financial Officer.—

(4) A copy of each suggestion or item of information received through the hotline or website that is logged pursuant to this section must be reported to the Florida Integrity Officer by the 15th of the month following receipt of the suggestion or item of information.

Section 8. Paragraph (g) is added to subsection (7) of section 20.055, Florida Statutes, to read:

20.055 Agency inspectors general.—

(7) In carrying out the investigative duties and responsibilities specified in this section, each inspector general shall initiate, conduct, supervise, and coordinate investigations designed to detect, deter, prevent, and eradicate fraud, waste, mismanagement, misconduct, and other abuses in state government. For these purposes, each inspector general shall:

(g) Make determinations and reports as required by s. 14.32(7).

Section 9. Paragraphs (a) and (b) of subsection (1) and subsection (2) of section 110.1245, Florida Statutes, are amended, and subsections (6) and (7) are added to that section, to read:

110.1245 Savings sharing program; bonus payments; other awards.—

(1)(a) The Department of Management Services shall adopt rules that prescribe procedures and promote a savings sharing program for an individual or group of employees who propose procedures or ideas that are adopted and that result in eliminating or reducing state expenditures, including employees reporting under the Whistle-blower's Act, if such proposals are placed in effect and may be implemented under current statutory authority.

(b) Each agency head shall recommend employees individually or by group to be awarded an amount of money, which amount shall be directly related to the cost savings realized. Each proposed award and amount of money must be approved by the Legislative Budget Commission, except an award issued under subsection (6).

(2) In June of each year, bonuses shall be paid to employees from funds authorized by the Legislature in an appropriation specifically for bonuses. For

purposes of this subsection, awards issued under subsection (6) are not considered bonuses. Each agency shall develop a plan for awarding lump-sum bonuses, which plan shall be submitted no later than September 15 of each year and approved by the Office of Policy and Budget in the Executive Office of the Governor. Such plan shall include, at a minimum, but is not limited to:

(a) A statement that bonuses are subject to specific appropriation by the Legislature.

(b) Eligibility criteria as follows:

1. The employee must have been employed ~~before~~ ~~prior to~~ July 1 of that fiscal year and have been continuously employed through the date of distribution.

2. The employee must not have been on leave without pay consecutively for more than 6 months during the fiscal year.

3. The employee must have had no sustained disciplinary action during the period beginning July 1 through the date the bonus checks are distributed. Disciplinary actions include written reprimands, suspensions, dismissals, and involuntary or voluntary demotions that were associated with a disciplinary action.

4. The employee must have demonstrated a commitment to the agency mission by reducing the burden on those served, continually improving the way business is conducted, producing results in the form of increased outputs, and working to improve processes.

5. The employee must have demonstrated initiative in work and have exceeded normal job expectations.

6. The employee must have modeled the way for others by displaying agency values of fairness, cooperation, respect, commitment, honesty, excellence, and teamwork.

(c) A periodic evaluation process of the employee's performance.

(d) A process for peer input that is fair, respectful of employees, and affects the outcome of the bonus distribution.

(e) A division of the agency by work unit for purposes of peer input and bonus distribution.

(f) A limitation on bonus distributions equal to 35 percent of the agency's total authorized positions. This requirement may be waived by the Office of Policy and Budget in the Executive Office of the Governor upon a showing of exceptional circumstances.

(6) Each agency inspector general shall report employees whose reports under the Whistle-blower's Act resulted in savings or recovery of public funds in excess of \$1,000. Awards shall be awarded by each agency to the employee, or his or her designee, whose report led to the savings or recovery, and each agency head is authorized to incur expenditures to provide such awards. The award shall be paid from the specific appropriation or trust fund from which the savings or recovery resulted, unless otherwise prohibited by federal law. The agency inspector general to whom the report was made or referred shall certify the savings or recovery resulting from the investigation. If more than one employee makes a relevant report, the award shall be shared in proportion to each employee's contribution to the investigation as certified by the agency inspector general. Awards shall be made in the following amounts:

(a) A career service employee shall receive 10 percent of the savings or recovery certified, but not less than \$500 and not more than a total of \$50,000 for whistle-blower reports in any 1 year. If the employee had any fault for the misspending or attempted misspending of public funds identified in the investigation that resulted in the savings or recovery, the award may be denied at the discretion of the agency head. If the award is not denied by the agency head, the award may not exceed \$500. The agency inspector general shall certify any fault on the part of the employee.

(b) A Senior Management Service employee or an employee in a select exempt position shall receive 5 percent of the savings or recovery certified, but not more than a total of \$1,000 for whistle-blower reports in any 1 year. An employee may not receive an award under this paragraph if he or she had any fault for the misspending or attempted misspending of public funds identified in the investigation that resulted in the savings or recovery. The agency inspector general shall certify any fault on the part of the employee.

(7) Notwithstanding any other provision of law, an employee whose name or identity is confidential or exempt from disclosure under state or federal law may participate in the savings sharing program authorized in this section. To

maintain confidentiality, upon notice of eligibility for an award, such employee may designate an authorized agent, trustee, or custodian to accept an award for which the employee is eligible on behalf of the employee.

Section 10. Section 216.1366, Florida Statutes, is created to read:
216.1366 Contract terms.—

(1) In order to preserve the interest of the state in the prudent expenditure of state funds, each public agency contract for services entered into or amended on or after July 1, 2020, shall authorize the public agency to inspect the:

- (a) Financial records, papers, and documents of the contractor directly related to the execution of the contract or the expenditure of state funds; and
- (b) Programmatic records, papers, and documents of the contractor that are necessary to monitor the performance of the contract or ensure that the terms of the contract are being met, as determined by the public agency.

(2) The contract shall require the contractor to provide any such records, papers, and documents requested by the public agency within 10 business days after such request.

Section 11. Paragraph (e) of subsection (3) of section 287.057, Florida Statutes, is amended, and subsection (24) is added to that section, to read:

287.057 Procurement of commodities or contractual services.—

(3) If the purchase price of commodities or contractual services exceeds the threshold amount provided in s. 287.017 for CATEGORY TWO, purchase of commodities or contractual services may not be made without receiving competitive sealed bids, competitive sealed proposals, or competitive sealed replies unless:

(e) The following contractual services and commodities are not subject to the competitive-solicitation requirements of this section:

1. Artistic services. As used in this subsection, the term "artistic services" does not include advertising or typesetting. As used in this subparagraph, the term "advertising" means the making of a representation in any form in connection with a trade, business, craft, or profession in order to promote the supply of commodities or services by the person promoting the commodities or contractual services.

2. Academic program reviews if the fee for such services does not exceed \$50,000.

3. Lectures by individuals.

4. Legal services, including attorney, paralegal, expert witness, appraisal, or mediator services.

5. Health services involving examination, diagnosis, treatment, prevention, medical consultation, or administration. The term also includes, but is not limited to, substance abuse and mental health services involving examination, diagnosis, treatment, prevention, or medical consultation if such services are offered to eligible individuals participating in a specific program that qualifies multiple providers and uses a standard payment methodology. Reimbursement of administrative costs for providers of services purchased in this manner are also exempt. For purposes of this subparagraph, the term "providers" means health professionals and health facilities, or organizations that deliver or arrange for the delivery of health services.

6. Services provided to persons with mental or physical disabilities by not-for-profit corporations that have obtained exemptions under s. 501(c)(3) of the United States Internal Revenue Code or when such services are governed by Office of Management and Budget Circular A-122. However, in acquiring such services, the agency shall consider the ability of the vendor, past performance, willingness to meet time requirements, and price.

7. Medicaid services delivered to an eligible Medicaid recipient unless the agency is directed otherwise in law.

8. Family placement services.

9. Prevention services related to mental health, including drug abuse prevention programs, child abuse prevention programs, and shelters for runaways, operated by not-for-profit corporations. However, in acquiring such services, the agency shall consider the ability of the vendor, past performance, willingness to meet time requirements, and price.

10. Training and education services provided to injured employees pursuant to s. 440.491(6).

11. Contracts entered into pursuant to s. 337.11.

12. Services or commodities provided by governmental entities.

13. ~~Statewide Public service announcement programs that provided by a Florida statewide nonprofit corporation under s. 501(e)(6) of the Internal Revenue Code which have a guaranteed documented match of at least \$3 to \$1.~~

(24) Notwithstanding any other provision of law, a state employee who is registered to lobby the Legislature, other than an agency head, may not participate in the negotiation or award of any contract required or expressly funded under a specific legislative appropriation or proviso in an appropriation act. This subsection does not apply to a state employee who is:

(a) Registered to lobby the Legislature, but whose primary job responsibilities do not involve lobbying.

(b) Employed by the Executive Office of the Governor.

(c) Employed by the Office of Policy and Budget.

Section 12. Section 288.00001, Florida Statutes, is created to read:

288.00001 Use of state or local incentive funds to pay for services.—Notwithstanding any other provision of law, a tax incentive may not be awarded or paid to a state contractor or any subcontractor for services provided or expenditures incurred pursuant to a state contract.

Section 13. Paragraph (e) of subsection (4) of section 1001.20, Florida Statutes, is amended to read:

1001.20 Department under direction of state board.—

(4) The Department of Education shall establish the following offices within the Office of the Commissioner of Education which shall coordinate their activities with all other divisions and offices:

(e) Office of Inspector General.—Organized using existing resources and funds and responsible for promoting accountability, efficiency, and effectiveness and detecting fraud and abuse within school districts, the Florida School for the Deaf and the Blind, and Florida College System institutions in Florida. If the Commissioner of Education determines that a district school board, the Board of Trustees for the Florida School for the Deaf and the Blind, or a Florida College System institution board of trustees is unwilling or unable to address substantiated allegations made by any person relating to waste, fraud, abuse, or financial mismanagement within the school district, the Florida School for the Deaf and the Blind, or the Florida College System institution, the office shall conduct, coordinate, or request investigations into such substantiated allegations. The office shall investigate allegations or reports of possible waste, fraud, or abuse, or mismanagement against a district school board or Florida College System institution made by any member of the Cabinet, the presiding officer of either house of the Legislature, a chair of a substantive or appropriations legislative committee with jurisdiction, or a member of the board for which an investigation is sought. The office shall have access to all information and personnel necessary to perform its duties and shall have all of its current powers, duties, and responsibilities authorized in s. 20.055.

Section 14. The Office of the Auditor General is authorized to use carryforward funds to fund the establishment and operations of the Florida Integrity Office as created by this act.

TITLE AMENDMENT

Remove lines 2-24 and insert:

An act relating to government accountability; providing a directive to the Division of Law Revision to create part IX of ch. 112, F.S.; creating s. 112.89, F.S.; providing legislative findings and purpose; defining terms; establishing standards for the fiduciary duty of care for appointed public officials and executive officers of specified governmental entities; providing such duties of care do not create a cause of action against an executive officer, an appointed public official or a governmental entity; specifying requirements for the appointment of executive officers and general counsels of governmental entities; specifying standards for legal counsel; creating s. 11.421, F.S.; creating the Florida Integrity Office under the Auditor General; providing definitions; providing duties and powers of the Florida Integrity Officer and the Auditor General; amending s. 11.45, F.S.; providing a definition; providing and revising Auditor General reporting requirements; amending s. 14.32, F.S.; providing definitions; providing investigative duties of the Chief Inspector General and agency inspectors general; requiring such inspectors general to provide a report to the Chief Financial Officer within a

specified timeframe in certain circumstances; providing liability for certain officials, contractors, and persons in certain circumstances; amending s. 17.04, F.S.; authorizing the Chief Financial Officer to commence an investigation based on certain complaints or referrals; authorizing state agency employees and state contractors to report certain information to the Chief Financial Officer; amending s. 17.325, F.S.; requiring certain records to be sent to the Florida Integrity Officer within a specified timeframe; amending s. 20.055, F.S.; requiring agency inspectors general to make certain determinations and reports; amending s. 110.1245, F.S.; providing requirements for awards given to employees who report under the Whistleblower's Act; authorizing expenditures for such awards; creating s. 216.1366, F.S.; providing requirements for certain public agency contracts; amending s. 287.057, F.S.; revising provisions relating to contractual services and commodities that are not subject to competitive-solicitation requirements; prohibiting certain state employees from participating in the negotiation or award of state contracts; creating s. 288.00001, F.S.; prohibiting tax incentives from being awarded or paid to a state contractor or subcontractor; amending s. 1001.20, F.S.; requiring the Office of Inspector General of the Department of Education to conduct investigations relating to waste, fraud, abuse, or mismanagement against a district school board or Florida College System institution; authorizing the Office of Auditor General to use carryforward funds to fund the Florida Integrity Office; providing an effective date.

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

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

Consideration of CS for CS for SB 346 was temporarily postponed.

CS for CS for SB 698—A bill to be entitled An act relating to reproductive health; amending s. 456.072, F.S.; providing grounds for disciplinary action; amending s. 456.074, F.S.; requiring the department to immediately suspend the license of certain health care practitioners under certain circumstances; creating s. 456.51, F.S.; defining the term "pelvic examination"; prohibiting certain students from performing a pelvic examination on a patient without first obtaining the written consent of the patient or the patient's legal representative; providing exceptions; amending ss. 458.331 and 459.015, F.S.; providing grounds for disciplinary action; creating s. 784.086, F.S.; defining terms; establishing the criminal offense of reproductive battery; providing criminal penalties; providing an exception; tolling the period of limitations; providing that a recipient's consent to an anonymous donor is not a defense to the crime of reproductive battery; providing an effective date.

—was read the second time by title.

Representative Jenne offered the following:

(Amendment Bar Code: 167817)

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

Section 1. Paragraph (pp) is added to subsection (1) of section 456.072, Florida Statutes, to read:

456.072 Grounds for discipline; penalties; enforcement.—

(1) The following acts shall constitute grounds for which the disciplinary actions specified in subsection (2) may be taken:

(pp) Intentionally implanting a patient or causing a patient to be implanted with a human embryo without the recipient's consent to the use of that human embryo, or inseminating a patient or causing a patient to be inseminated with the human reproductive material, as defined in s. 784.086, of a donor without the recipient's consent to the use of human reproductive material from that donor.

Section 2. Subsection (1) of section 456.074, Florida Statutes, is amended to read:

456.074 Certain health care practitioners; immediate suspension of license.—

(1) The department shall issue an emergency order suspending the license of any person licensed under chapter 458, chapter 459, chapter 460, chapter 461, chapter 462, chapter 463, chapter 464, chapter 465, chapter 466, or chapter 484 who pleads guilty to, is convicted or found guilty of, or who enters a plea of nolo contendere to, regardless of adjudication, to:

(a) A felony under chapter 409, chapter 817, or chapter 893 or under 21 U.S.C. ss. 801-970 or under 42 U.S.C. ss. 1395-1396; ~~or~~

(b) A misdemeanor or felony under 18 U.S.C. s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518 or 42 U.S.C. ss. 1320a-7b, relating to the Medicaid program; or

(c) A felony under s. 784.086, relating to a reproductive battery.

Section 3. Section 456.51, Florida Statutes, is created to read:

456.51 Consent for pelvic examinations.—

(1) As used in this section, the term "pelvic examination" means the series of tasks that comprise an examination of the vagina, cervix, uterus, fallopian tubes, ovaries, rectum, or external pelvic tissue or organs using any combination of modalities, which may include, but need not be limited to, the health care provider's gloved hand or instrumentation.

(2) A health care practitioner, a medical student, or any other student receiving training as a health care practitioner may not perform a pelvic examination on a patient without the written consent of the patient or the patient's legal representative executed specific to, and expressly identifying, the pelvic examination, unless:

(a) A court orders performance of the pelvic examination for the collection of evidence; or

(b) The pelvic examination is immediately necessary to avert a serious risk of imminent substantial and irreversible physical impairment of a major bodily function of the patient.

Section 4. Paragraph (ww) is added to subsection (1) of section 458.331, Florida Statutes, to read:

458.331 Grounds for disciplinary action; action by the board and department.—

(1) The following acts constitute grounds for denial of a license or disciplinary action, as specified in s. 456.072(2):

(ww) Implanting a patient or causing a patient to be implanted with a human embryo created with the human reproductive material, as defined in s. 784.086, of the licensee, or inseminating a patient or causing a patient to be inseminated with the human reproductive material of the licensee.

Section 5. Paragraph (yy) is added to subsection (1) of section 459.015, Florida Statutes, to read:

459.015 Grounds for disciplinary action; action by the board and department.—

(1) The following acts constitute grounds for denial of a license or disciplinary action, as specified in s. 456.072(2):

(yy) Implanting a patient or causing a patient to be implanted with a human embryo created with the human reproductive material, as defined in s. 784.086, of the licensee, or inseminating a patient or causing a patient to be inseminated with the human reproductive material of the licensee.

Section 6. Effective October 1, 2020, section 784.086, Florida Statutes, is created to read:

784.086 Reproductive battery.—

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

(a) "Donor" means a person who donates reproductive material, regardless of whether for personal use or compensation.

(b) "Health care practitioner" has the same meaning as provided in s. 456.001.

(c) "Recipient" means a person who receives reproductive material from a donor.

(d) "Reproductive material" means any human "egg" or "sperm" as those terms are defined in s. 742.13, or a human zygote.

(e) "Zygote" means a fertilized ovum.

(2) A health care practitioner may not intentionally transfer into the body of a recipient human reproductive material or implant a human embryo of a donor, knowing the recipient has not consented to the use of the human reproductive material or human embryo from that donor.

(a) A health care practitioner who violates this section commits reproductive battery, a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) A health care practitioner who violates this section and who is the donor of the reproductive material commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) Notwithstanding any other provision of law, the period of limitation for a violation under this section does not begin to run until the date on which the violation is discovered and reported to law enforcement or any other governmental agency.

(4) It is not a defense to the crime of reproductive battery that the recipient consented to an anonymous donor.

Section 7. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2020.

TITLE AMENDMENT

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to reproductive health; amending s. 456.072, F.S.; providing grounds for disciplinary action; amending s. 456.074, F.S.; requiring the department to immediately suspend the license of certain health care practitioners under certain circumstances; creating s. 456.51, F.S.; defining the term "pelvic examination"; prohibiting health care practitioners and certain students from performing a pelvic examination on a patient without first obtaining the written consent of the patient or the patient's legal representative; providing exceptions; amending ss. 458.331 and 459.015, F.S.; providing grounds for disciplinary action; creating s. 784.086, F.S.; defining terms; establishing the criminal offense of reproductive battery; providing criminal penalties; providing an exception; tolling the period of limitations; providing that a recipient's consent to an anonymous donor is not a defense to the crime of reproductive battery; providing effective dates.

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

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS for CS for SB 700—A bill to be entitled An act relating to juvenile justice; amending s. 20.316, F.S.; revising the name of a program and creating an additional program within the Department of Juvenile Justice; conforming a provision to changes made by the act; repealing s. 985.686, F.S., relating to shared county and state responsibility for juvenile detention; amending s. 985.6865, F.S.; deleting provisions relating to legislative findings and legislative intent; deleting a provision requiring each county that is not a fiscally constrained county to pay its annual percentage share of the total shared detention costs; requiring the Department of Juvenile Justice to calculate and provide to each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles its annual percentage share; requiring each county that is not a fiscally constrained county and that does not provide its own detention care for juveniles to incorporate into its annual budget sufficient funds to pay its annual percentage share; conforming a provision to changes made by the act; conforming a cross-reference; amending s. 943.0582, F.S.; deleting a requirement that limits diversion program expunction to programs for misdemeanor offenses; amending s. 985.126, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was read the second time by title.

Representative Grant, J. offered the following:

(Amendment Bar Code: 601895)

Amendment 1 (with title amendment)—Between lines 65 and 66, insert:

Section 2. Paragraphs (g) and (h) of subsection (1) of section 943.0585, Florida Statutes, are amended, and paragraph (a) of subsection (2) and subsection (3) of that section are reenacted, to read:

943.0585 Court-ordered expunction of criminal history records.—

(1) ELIGIBILITY.—A person is eligible to petition a court to expunge a criminal history record if:

(g) The person has never secured a prior sealing or expunction of a criminal history record under this section, s. 943.059, former s. 893.14, former s. 901.33, or former s. 943.058, unless:

1. Expunction is sought of a criminal history record previously sealed for 10 years pursuant to paragraph (h) and the record is otherwise eligible for expunction; or

2. The prior expunction of a criminal history record was granted for an offense that was committed when he or she was a minor and the record is otherwise eligible for expunction. This subparagraph does not apply when the prior expunction was for an offense in which the minor was charged as an adult.

(h) The person has previously obtained a court-ordered sealing of a ~~the~~ criminal history record under s. 943.059, former s. 893.14, former s. 901.33, or former s. 943.058 for a minimum of 10 years because adjudication was withheld or because all charges related to the arrest or alleged criminal activity to which the petition to expunge pertains were not dismissed before trial, without regard to whether the outcome of the trial was other than an adjudication of guilt. The requirement for the record to have previously been sealed for a minimum of 10 years does not apply if a plea was not entered or all charges related to the arrest or alleged criminal activity to which the petition to expunge pertains were dismissed before trial or a judgment of acquittal was rendered by a judge or a verdict of not guilty was rendered by a judge or jury.

(2) CERTIFICATE OF ELIGIBILITY.—Before petitioning a court to expunge a criminal history record, a person seeking to expunge a criminal history record must apply to the department for a certificate of eligibility for expunction. The department shall adopt rules to establish procedures for applying for and issuing a certificate of eligibility for expunction.

(a) The department shall issue a certificate of eligibility for expunction to a person who is the subject of a criminal history record if that person:

1. Satisfies the eligibility criteria in paragraphs (1)(a)-(h) and is not ineligible under s. 943.0584.

2. Has submitted to the department a written certified statement from the appropriate state attorney or statewide prosecutor which confirms the criminal history record complies with the criteria in paragraph (1)(a) or paragraphs (1)(b) and (c).

3. Has submitted to the department a certified copy of the disposition of the charge to which the petition to expunge pertains.

4. Remits a \$75 processing fee to the department for placement in the Department of Law Enforcement Operating Trust Fund, unless the executive director waives such fee.

(3) PETITION.—Each petition to expunge a criminal history record must be accompanied by:

(a) A valid certificate of eligibility issued by the department.

(b) The petitioner's sworn statement that he or she:

1. Satisfies the eligibility requirements for expunction in subsection (1).

2. Is eligible for expunction to the best of his or her knowledge and does not have any other petition to seal or expunge a criminal history record pending before any court.

A person who knowingly provides false information on such sworn statement commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

TITLE AMENDMENT

Remove line 6 and insert:

made by the act; amending and reenacting s. 943.0585, F.S.; expanding an exception to an eligibility requirement for expunction of a criminal history record to allow a prior expunction of a criminal history record granted for an offense committed when the person was a minor; providing an exception; repealing s. 985.686, F.S., relating

Rep. J. Grant moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

SB 1292—A bill to be entitled An act relating to public records; amending s. 943.0582, F.S.; providing an exemption from public records requirements for a nonjudicial record of the arrest of a minor who has successfully completed a diversion program; providing for retroactive application; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for SB 952—A bill to be entitled An act relating to the Senior Management Service Class; amending s. 121.055, F.S.; providing that participation in the Senior Management Service Class of the Florida Retirement System is compulsory for each appointed criminal conflict and civil regional counsel and specified staff of the regional counsel beginning on a specified date; authorizing members of the class to purchase and upgrade certain retirement credit; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

SB 374—A bill to be entitled An act relating to housing discrimination; creating s. 712.065, F.S.; defining the term "discriminatory restriction"; providing that discriminatory restrictions are unlawful, unenforceable, and declared null and void; providing that certain discriminatory restrictions are extinguished and severed from recorded title transactions; specifying that the recording of certain notices does not reimpose or preserve a discriminatory restriction; providing requirements for a parcel owner to remove a discriminatory restriction from a covenant or restriction; providing a directive to the Division of Law Revision; amending s. 760.07, F.S.; removing housing discrimination as a cause of action for certain relief and damages stemming from violations of the Florida Civil Rights Act of 1992; amending s. 760.34, F.S.; revising the conditions under which an aggrieved person may commence a civil action in any appropriate court against a specified respondent to enforce specified rights; providing that the aggrieved person does not need to pursue certain other remedies before commencing a civil action; making technical changes; amending s. 760.35, F.S.; authorizing, rather than requiring, a civil action to commence within a specified period after an alleged discriminatory housing practice; authorizing an aggrieved person to commence a civil action regardless of certain circumstances; prohibiting an aggrieved person from filing a specified action in certain circumstances; providing an exception; prohibiting an aggrieved person from commencing a specified civil action if an administrative law judge has commenced a hearing on the record on the allegation; making technical changes; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for SB 1060—A bill to be entitled An act relating to public records and meetings; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain documents which depict the structural elements of certain 911, E911, or public safety radio communication system infrastructure, structures, or facilities; providing an exemption from public records requirements for geographical maps indicating the actual or proposed locations of certain 911, E911, or public safety radio communication system infrastructure, structures, or facilities; providing for retroactive application; authorizing disclosure under certain circumstances; defining the term "public safety radio"; providing for future legislative review and repeal of the exemptions; amending s. 286.0113, F.S.; providing an exemption from public meetings requirements for portions of meetings that would reveal certain documents depicting the structural elements of certain 911, E911, or public safety radio communication system infrastructure, structures, or facilities, or geographical maps indicating the locations or proposed locations of certain 911, E911, or public safety radio communication system infrastructure, structures, or facilities; requiring the recording and transcription of exempt portions of such meetings; providing

an exemption from public records requirements for such recordings and transcripts; providing an exception; defining the term "public safety radio"; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

THE SPEAKER IN THE CHAIR

Consideration of **SB 1376** was temporarily postponed.

CS for SB 1398—A bill to be entitled An act relating to community planning; amending s. 120.525, F.S.; providing requirements for establishing a quorum for meetings of certain councils when a voting member appears via telephone, real-time videoconferencing, or similar real-time electronic or video communication; requiring the member to give notice of intent to appear via telephone, real-time videoconferencing, or similar real-time electronic or video communication by a specified time; amending s. 163.3168, F.S.; requiring the Department of Economic Opportunity to give a preference to certain counties and municipalities when selecting applications for funding for technical assistance; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS for CS for SB 1508—A bill to be entitled An act relating to police vehicles; amending s. 319.14, F.S.; prohibiting a person from knowingly selling, exchanging, or transferring a police vehicle without removing any police markings from the vehicle; defining the term "police markings"; requiring law enforcement agencies to provide an official letter of notification that the police markings have been removed; requiring sellers and auction houses to provide an official letter of notification that the police markings have been removed; exempting sales, exchanges, or transfers of police vehicles between law enforcement agencies from specified requirements; exempting sales, exchanges, or transfers of police vehicles to members of the public for the purposes of collection or display from specified requirements; requiring that a specified notice be provided to certain purchasers, customers, and transferees; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

Motion

On motion by Rep. Sprowls, the House agreed to revert to the order of Bills and Joint Resolutions on Third Reading and take up **CS/HB 529**, and upon completion of that bill, return to the regular order of business.

Bills and Joint Resolutions on Third Reading

CS/HB 529—A bill to be entitled An act relating to insurance guaranty associations; amending s. 631.57, F.S.; revising the obligations of the Florida Insurance Guaranty Association, Incorporated, for policies covering condominium associations and homeowners' associations; revising the percentage limits on the emergency assessments levied against insurers by the Office of Insurance Regulation; providing an effective date.

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

Session Vote Sequence: 670

Speaker Oliva in the Chair.

Yeas—115

Alexander

Aloupis

Altman

Andrade

Antone	Fernández	Leek	Rommel
Ausley	Fernandez-Barquin	Magar	Roth
Avila	Fetterhoff	Maggard	Sabatini
Bell	Fine	Mariano	Santiago
Beltran	Fischer	Massullo	Shoaf
Brannan	Fitzenhagen	McClain	Silvers
Brown	Geller	McClure	Sirois
Buchanan	Goff-Marcil	McGhee	Slosberg
Burton	Good	Newton	Smith, C.
Byrd	Grall	Oliva	Smith, D.
Caruso	Grant, J.	Omphroy	Sprowls
Casello	Grant, M.	Overdorf	Stark
Clemons	Gregory	Payne	Stone
Cortes, J.	Grieco	Perez	Sullivan
Cummings	Hage	Pigman	Thompson
Daley	Hart	Plakon	Toledo
Daniels	Hattersley	Plasencia	Tomkow
Davis	Hill	Polo	Trumbull
Diamond	Hogan Johnson	Polsky	Valdés
DiCeglie	Ingolia	Ponder	Watson, B.
Donalds	Jacquet	Pritchett	Watson, C.
Drake	Jenne	Raschein	Webb
Driskell	Jones	Renner	Willhite
DuBose	Joseph	Roach	Williams
Duggan	Killebrew	Robinson	Williamson
Duran	La Rosa	Rodriguez, R.	Yarborough
Eagle	LaMarca	Rodriguez, A.	Zika
Eskamani	Latvala	Rodriguez, A. M.	

Nays—None

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

Motion

On motion by Rep. Sprowls, the following House bills were laid on the table: CS/CS/HB 613, CS/CS/CS/HB 391, CS/CS/CS/HB 65, CS/HB 1321, CS/HB 579, HB 221, CS/CS/HB 269, CS/HB 211, HB 6031, HB 6025, CS/CS/CS/HB 203, CS/CS/HB 865, HB 329, CS/CS/HB 7051, CS/HB 609, CS/HB 1343, CS/HB 393, HB 855, CS/CS/HB 241, CS/HB 1265, CS/CS/HB 7037, CS/CS/HB 1035, CS/HB 709, CS/CS/HB 1181, CS/CS/CS/HB 637, CS/HB 487, CS/HB 7089, HB 869, CS/HB 871, CS/CS/CS/HB 649, CS/HB 1201, CS/CS/HB 1163, CS/HB 7057, CS/HB 777, CS/HB 741, HB 1387, HB 1183, CS/CS/HB 1063, CS/CS/HB 1081, HB 7099, CS/CS/HB 359, CS/CS/HB 1139, CS/HB 1287, HB 615, HB 1173, CS/CS/HB 605, HB 175, CS/CS/HB 755, HB 1097, and CS/HB 1281.

Moment of Silence

At the request of Rep. D. Smith, the House observed a moment of silence in memory of Rocky Harrelson of Seminole County, who passed away last week. Mr. Harrelson was a Vietnam veteran.

Motion to Adjourn

Rep. Sprowls moved that the House, after receiving reports, adjourn for the purpose of holding committee and subcommittee meetings and conducting other House business, to reconvene at 10:30 a.m., Wednesday, March 11, 2020, or upon call of the Chair. The motion was agreed to.

Messages from the Senate

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has concurred in House Amendment 1 (886033), and passed CS for CS for SB 70, as further amended.

Debbie Brown, Secretary

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 131.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 163.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 467.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 675.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for HB 767.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for HB 821, by the required Constitutional two-thirds vote of all members present and voting.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for HB 971.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for HB 1249.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 1373.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for CS for HB 1391.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for HB 1393, by the required Constitutional two-thirds vote of all members present and voting.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 1409, by the required Constitutional two-thirds vote of all members present and voting.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 7015.

Debbie Brown, Secretary

The above bill was ordered enrolled.

Votes After Roll Call

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

Rep. Davis:

Yeas—March 6: 570; March 9: 623

Rep. Grieco:

Yeas—March 9: 584

Rep. Jacobs:

Yeas—March 9: 639, 640

Rep. Jacquet:

Yeas—March 9: 606, 607, 608, 609, 610, 612, 614, 615, 616, 619, 620, 621, 622, 623, 625, 626, 627, 628, 629, 630, 632, 636

Rep. Jenne:

Yeas—February 13: 430; March 9: 611

Rep. McClain:

Yeas—February 26: 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513; March 9: 613

Rep. Santiago:

Yeas—March 9: 595

Rep. Williamson:

Yeas—February 26: 501

First-named Sponsors

CS/HB 529—Donalds

CS/HB 1059—Sullivan

CS/HB 1321—Grall

Cosponsors

HB 189—Hattersley

HJR 369—Casello

HB 371—Casello

CS/CS/HB 573—Brown, Caruso, Zika

CS/HB 579—Webb

HB 593—Trumbull

CS/CS/CS/HB 637—Overdorf

CS/HB 675—Brown

CS/HB 681—Daniels

CS/HB 1187—Roth

HB 1231—Brown, Thompson

HB 2221—Webb

HB 3271—Hattersley

CS/HB 7045—Donalds, Eagle

Excused

Rep. Altman until 7:00 p.m.; Rep. Jacobs; Rep. Omphroy until 11:11 a.m.

The following Conference Committee Managers were excused in order to conduct business with their Senate counterparts: Conference Committee on HB 5001, HB 5003, and HB 5005 to serve with Rep. Cummings, Chair; Managers-At-Large: Reps. Avila, Diamond, Eagle, Fitzenhagen, Jenne, La Rosa, McGhee, R. Rodrigues, Santiago, Sprowls, Stark, Stone, and Sullivan; House Agriculture and Natural Resources/Senate Agriculture, Environment, and General Government—Rep. Raschein, Chair; Reps. Altman, Brannan, Clemons, Jacobs, McClure, Omphroy, Perez, Polsky, Roth, Sirois, and C. Watson; House Government Operations and Technology/Senate Agriculture, Environment, and General Government—Rep. Williamson, Chair; Reps. Andrade, Antone, Brown, J. Cortes, Daniels, DiCeglie, Duggan, Grall, LaMarca, Sabatini, and Toledo; House Health Care/Senate Health and Human Services—Rep. Magar, Chair; Reps. Ausley, Burton, Duran, Fischer, J. Grant, M. Grant, Grieco, S. Jones, Pigman, Roach, A. M. Rodriguez,

Rommel, and Stevenson; House Higher Education/Senate Education—Rep. Fine, Chair; Reps. Alexander, Buchanan, Caruso, Driskell, Joseph, Maggard, Mariano, Newton, Overdorf, Ponder, Robinson, and C. Smith; House Justice/Senate Criminal and Civil Justice—Rep. Yarborough, Chair; Reps. Beltran, Byrd, Fernandez-Barquin, Gottlieb, Gregory, Payne, Plakon, Pritchett, Renner, Silvers and, Slosberg; House Pre K-12/Senate Education—Rep. Latvala, Chair; Reps. Aloupis, Bush, Davis, Donalds, Hage, Killebrew, Massullo, McClain, Tomkow, Valdés, Williams, and Zika; House Transportation and Tourism/Senate Transportation, Tourism and Economic

Development—Rep. Trumbull, Chair; Reps. Drake, Daley, DuBose, Fetterhoff, Geller, Ingoglia, Leek, Plasencia, A. Rodriguez, D. Smith, and B. Watson.

Adjourned

Pursuant to the motion previously agreed to, the House adjourned at 8:45 p.m., to reconvene at 10:30 a.m., Wednesday, March 11, 2020, or upon call of the Chair.

CHAMBER ACTIONS ON BILLS

Tuesday, March 10, 2020

SB	28 — Read 3rd time; Passed; YEAS 116, NAYS 0	CS/CS/CS/HB	391 — Laid on Table
CS/CS/HB	59 — Temporarily postponed, on 3rd Reading	CS/HB	393 — Laid on Table
CS/CS/CS/HB	65 — Laid on Table	SB	400 — Read 3rd time; Passed as amended; YEAS 116, NAYS 0
CS for SB	72 — Read 2nd time; Amendment 441551 adopted; Placed on 3rd reading	CS for CS for SB	410 — Read 2nd time; Amendment 856967 adopted; Amendment 373229 adopted; Placed on 3rd reading
CS for CS for SB	78 — Read 2nd time; Amendment 546285 adopted; Placed on 3rd reading	CS for SB	426 — Read 2nd time; Placed on 3rd reading
CS for SB	82 — Read 2nd time; Placed on 3rd reading	CS for SB	434 — Read 3rd time; CS passed; YEAS 117, NAYS 0
CS for CS for SB	124 — Read 3rd time; CS passed; YEAS 115, NAYS 1	CS/HB	487 — Laid on Table
CS for CS for SB	140 — Read 2nd time; Placed on 3rd reading	CS/HB	529 — Temporarily postponed, on 3rd Reading; Read 3rd time; CS passed; YEAS 115, NAYS 0
CS for CS for SB	156 — Read 2nd time; Placed on 3rd reading	CS for CS for SB	538 — Read 2nd time; Amendment 093237 adopted; Placed on 3rd reading
SB	172 — Read 3rd time; Passed; YEAS 68, NAYS 47	SB	540 — Read 2nd time; Placed on 3rd reading
HB	175 — Laid on Table	CS/HB	563 — Temporarily postponed, on 3rd Reading
CS for CS for SB	178 — Read 2nd time; Placed on 3rd reading	CS/CS/HB	573 — Read 3rd time; Amendment 877421 adopted; CS passed as amended; YEAS 118, NAYS 0
CS/CS/CS/HB	203 — Laid on Table	CS/HB	579 — Laid on Table
CS/HB	211 — Laid on Table	CS for CS for SB	580 — Read 3rd time; CS passed; YEAS 116, NAYS 0
CS for SB	218 — Read 2nd time; Placed on 3rd reading	CS/CS/HB	605 — Laid on Table
HB	221 — Laid on Table	CS/HB	609 — Laid on Table
CS for SB	226 — Read 3rd time; CS passed; YEAS 115, NAYS 0	CS/CS/HB	613 — Laid on Table
CS/CS/HB	241 — Temporarily postponed, on 3rd Reading; Laid on Table	HB	615 — Laid on Table
CS/HB	255 — Temporarily postponed, on 3rd Reading	CS/CS/HB	625 — Read 3rd time; CS passed; YEAS 117, NAYS 0
CS/CS/HB	269 — Laid on Table	CS/CS/CS/HB	637 — Laid on Table
CS for SB	292 — Read 2nd time; Placed on 3rd reading	CS for CS for SB	646 — Read 2nd time; Amendment 370715 adopted; Placed on 3rd reading
SB	294 — Read 3rd time; Passed; YEAS 116, NAYS 0	CS/CS/CS/HB	649 — Laid on Table
HB	329 — Laid on Table	CS for CS for CS for SB	662 — Read 3rd time; CS passed; YEAS 117, NAYS 0
CS for SB	344 — Read 2nd time; Placed on 3rd reading	CS for CS for CS for SB	664 — Read 2nd time; Amendment 959283 Failed; Amendment 577843 adopted; Placed on 3rd reading
CS for CS for SB	346 — Temporarily postponed, on 2nd Reading	CS/HB	675 — Read 3rd time; CS passed; YEAS 118, NAYS 0
SB	348 — Read 2nd time; Placed on 3rd reading	CS for CS for SB	698 — Read 2nd time; Amendment 167817 adopted; Placed on 3rd reading
CS/CS/HB	359 — Laid on Table		
SB	362 — Read 2nd time; Amendment 657321 adopted; Placed on 3rd reading		
SB	374 — Read 2nd time; Placed on 3rd reading		
SB	384 — Read 2nd time; Placed on 3rd reading		

CS for CS for SB	700 — Read 2nd time; Amendment 601895 adopted; Placed on 3rd reading	CS/HB	1083 — Read 3rd time; CS passed as amended; YEAS 117, NAYS 0
CS for SB	702 — Read 2nd time; Placed on 3rd reading	SB	1084 — Read 3rd time; Passed; YEAS 116, NAYS 0
CS/HB	709 — Laid on Table	SB	1092 — Read 2nd time; Placed on 3rd reading
CS for CS for SB	712 — Read 2nd time; Amendment 882781 Failed; Amendment 106257 Failed; Amendment 518865 Failed; Amendment 716973 Failed; Placed on 3rd reading	HB	1097 — Laid on Table
SB	716 — Read 3rd time; Passed; YEAS 116, NAYS 0	CS/CS/HB	1111 — Temporarily postponed, on 3rd Reading
CS for CS for SB	728 — Temporarily postponed, on 2nd Reading	SB	1116 — Read 2nd time; Placed on 3rd reading
CS for SB	738 — Read 2nd time; Placed on 3rd reading	CS for CS for SB	1118 — Read 2nd time; Placed on 3rd reading
CS/HB	741 — Laid on Table	CS for CS for SB	1120 — Read 2nd time; Amendment 780023 adopted; Amendment 162269 adopted; Placed on 3rd reading
CS/CS/HB	755 — Laid on Table	CS/CS/HB	1139 — Laid on Table
CS/HB	777 — Laid on Table	CS/CS/HB	1163 — Laid on Table
CS for CS for CS for SB	810 — Read 2nd time; Placed on 3rd reading	HB	1173 — Laid on Table
SB	828 — Read 3rd time; Passed; YEAS 112, NAYS 0	CS/CS/HB	1181 — Laid on Table
SB	830 — Read 3rd time; Passed; YEAS 114, NAYS 0	HB	1183 — Laid on Table
CS/HB	835 — Read 3rd time; CS passed as amended; YEAS 118, NAYS 0	CS/HB	1201 — Laid on Table
CS for SB	838 — Read 3rd time; CS passed as amended; YEAS 114, NAYS 0	HB	1231 — Read 3rd time; Passed as amended; YEAS 116, NAYS 0
HB	855 — Temporarily postponed, on 3rd Reading; Laid on Table	CS/CS/HB	1259 — Read 3rd time; Amendment 215111 adopted; CS passed as amended; YEAS 118, NAYS 0
CS/CS/HB	865 — Laid on Table	CS/HB	1265 — Laid on Table
HB	869 — Laid on Table	CS for CS for SB	1270 — Read 2nd time; Amendment 064965 adopted; Placed on 3rd reading
CS/HB	871 — Laid on Table	CS for SB	1276 — Read 2nd time; Placed on 3rd reading
SB	936 — Read 3rd time; Passed; YEAS 115, NAYS 0	CS/HB	1281 — Laid on Table
CS for SB	952 — Read 2nd time; Placed on 3rd reading	CS for CS for SB	1286 — Read 3rd time; CS passed; YEAS 71, NAYS 43
CS for SB	966 — Read 2nd time; Placed on 3rd reading	CS/HB	1287 — Laid on Table
CS for CS for SB	994 — Read 2nd time; Placed on 3rd reading	SB	1292 — Read 2nd time; Placed on 3rd reading
CS/CS/HB	1035 — Laid on Table	CS/HB	1321 — Laid on Table
CS for SB	1050 — Read 2nd time; Placed on 3rd reading	CS for SB	1326 — Read 2nd time; Placed on 3rd reading
CS for SB	1056 — Read 3rd time; CS passed; YEAS 118, NAYS 0	CS/HB	1343 — Laid on Table
CS for CS for SB	1060 — Read 2nd time; Placed on 3rd reading	CS for SB	1344 — Read 2nd time; Placed on 3rd reading
CS/CS/HB	1063 — Laid on Table	SB	1362 — Read 3rd time; Passed; YEAS 115, NAYS 0
CS for CS for CS for SB	1066 — Read 2nd time; Amendment 288171 adopted; Placed on 3rd reading	SB	1376 — Temporarily postponed, on 2nd Reading
CS/CS/HB	1081 — Laid on Table	HB	1387 — Laid on Table
CS for SB	1082 — Read 2nd time; Placed on 3rd reading	CS for CS for SB	1392 — Read 2nd time; Placed on 3rd reading
		CS for SB	1398 — Read 2nd time; Placed on 3rd reading
		CS for CS for CS for SB	1414 — Read 2nd time; Placed on 3rd reading

CS for SB	1466 — Read 2nd time; Placed on 3rd reading	SB	7004 — Read 3rd time; Passed; YEAS 117, NAYS 0
CS for CS for SB	1508 — Read 2nd time; Placed on 3rd reading	CS for SB	7012 — Read 2nd time; Amendment 541211 adopted; Placed on 3rd reading
CS for SB	1582 — Read 2nd time; Amendment 838709 adopted; Placed on 3rd reading	CS for SB	7018 — Read 2nd time; Placed on 3rd reading
CS for CS for SB	1606 — Read 2nd time; Placed on 3rd reading	CS/CS/HB	7037 — Temporarily postponed, on 3rd Reading; Laid on Table
SB	1714 — Read 2nd time; Placed on 3rd reading	CS/CS/HB	7051 — Laid on Table
CS for SB	1742 — Read 2nd time; Placed on 3rd reading	CS/HB	7057 — Laid on Table
CS for CS for CS for SB	1794 — Read 2nd time; Placed on 3rd reading	CS/CS/HB	7063 — Temporarily postponed, on 3rd Reading
CS for CS for CS for SB	1876 — Read 2nd time; Amendment 870683 adopted; Placed on 3rd reading	CS/HB	7077 — Read 3rd time; CS passed as amended; YEAS 114, NAYS 0
SB	2506 — Read 2nd time; Placed on 3rd reading	CS/HB	7089 — Laid on Table
HB	6025 — Laid on Table	HB	7099 — Laid on Table
HB	6031 — Laid on Table		

JOURNAL OF THE HOUSE OF REPRESENTATIVES

DAILY INDICES FOR

March 10, 2020

NUMERIC INDEX

SB 28	1019	CS/HB 835	1021
CS for CS for SB 70	1070	CS for SB 838	1027
CS for SB 72	1031	SB 936	1025
CS for CS for SB 78	1040	CS for SB 952	1069
CS for SB 82	1040	CS for SB 966	1050
CS for CS for SB 124	1027	CS for CS for HB 971	1070
CS for HB 131	1070	CS for CS for SB 994	1050
CS for CS for CS for SB 140	1041	CS for SB 1050	1050
CS for CS for SB 156	1041	CS for SB 1056	1024
HB 163	1070	CS/HB 1059	1071
SB 172	1029	CS for CS for SB 1060	1069
CS for CS for SB 178	1041	CS for CS for CS for SB 1066	1050
HB 189	1071	CS for SB 1082	1047
CS for SB 218	1041	CS/HB 1083	1022
CS for SB 226	1030	SB 1084	1025
CS for SB 292	1041	SB 1092	1050
SB 294	1026	SB 1116	1051
CS for SB 344	1041	CS for CS for SB 1118	1051
SB 348	1041	CS for CS for SB 1120	1051
SB 362	1041	CS/HB 1187	1071
HJR 369	1071	HB 1231	1020, 1071
HB 371	1071	CS for CS for HB 1249	1070
SB 374	1069	CS/CS/HB 1259	1023-1024
SB 384	1042	CS for CS for SB 1270	1062
SB 400	1030	CS for SB 1276	1052
CS for CS for SB 410	1042	CS for CS for SB 1286	1026
CS for SB 426	1061	SB 1292	1069
CS for SB 434	1028	CS/HB 1321	1071
CS for HB 467	1070	CS for SB 1326	1031
CS/HB 529	1069, 1071	CS for SB 1344	1052
CS for CS for SB 538	1042	SB 1362	1026
SB 540	1043	CS for HB 1373	1071
CS/CS/HB 573	1022, 1071	CS for CS for CS for HB 1391	1071
CS/HB 579	1071	CS for CS for SB 1392	1052
CS for CS for SB 580	1029	CS for CS for HB 1393	1071
HB 593	1071	CS for SB 1398	1069
CS/CS/HB 625	1021	CS for HB 1409	1071
CS/CS/CS/HB 637	1071	CS for CS for CS for SB 1414	1052
CS for CS for SB 646	1043	CS for SB 1466	1047
CS for CS for CS for SB 662	1028	CS for CS for SB 1508	1069
CS for CS for CS for SB 664	1047	CS for SB 1582	1053
CS for HB 675	1070	CS for CS for SB 1606	1061
CS/HB 675	1022, 1071	SB 1714	1053
CS/HB 681	1071	CS for SB 1742	1053
CS for CS for SB 698	1067	CS for CS for CS for SB 1794	1050
CS for CS for SB 700	1068	CS for CS for CS for SB 1876	1053
CS for SB 702	1045	HB 2221	1071
CS for CS for SB 712	1045	SB 2506	1055
SB 716	1030	HB 3271	1071
CS for SB 738	1047	SB 7004	1029
CS for CS for HB 767	1070	CS for SB 7012	1055
CS for CS for CS for SB 810	1050	HB 7015	1071
CS for CS for HB 821	1070	CS for SB 7018	1061
SB 828	1024	CS/HB 7045	1071
SB 830	1025	CS/HB 7077	1020

JOURNAL OF THE HOUSE OF REPRESENTATIVES

SUBJECT INDEX

Bills and Joint Resolutions on Third Reading	1019, 1069	Reports of Standing Committees and Subcommittees	1017
Cosponsors	1071	Special Orders	1031
First-named Sponsors	1071	Votes After Roll Call	1071
Messages from the Senate	1070		