



The Journal OF THE House of Representatives

Number 40

Thursday, March 12, 2020

The House was called to order by the Speaker *pro tempore* at 12:30 p.m.

Prayer

The following prayer was offered by the Reverend Dr. Gaston E. Smith of Friendship Missionary Baptist Church of Miami, upon invitation of Rep. Bush:

Has thou not known, has thou not heard, that God, the everlasting Father, the creator of the ends of the earth fainteth not, neither is He weary? There is no searching of His understanding. He gives power to the faint and to them that have no might. He increases their strength. Even the youth shall be weary, and the young men shall utterly fall, but they that wait upon the Lord shall renew their strength. They shall mount up with wings as eagles, they shall run and not get weary. They shall walk and not faint.

Eternal God, our Father, we are indeed grateful for yet another day, a day that we've never seen before, and a day that we shall never see again. Scripture tells us that this is the day that the Lord has made. Let us rejoice and be glad in it. Today we ask choice blessings upon our governor, this great state of Florida, those gathered in this assembly, every leader and resident of this great state. Dear God, please bless our country, every county, every city, every family, and especially our children. In this season of crisis and calamities and catastrophic conditions, and the coronavirus, we profess that we need You, and we need You now. Help us heal the land. Let love, wisdom, and compassion abide across the aisle in this assembly, today and throughout the end of the session.

In closing, bless every public servant, bless every peace officer, every parent, every pupil, and please cover the least, the lost, and the left out of our communities. We solicit Your sovereign peace, Your provision, Your power, and Your protection. Now unto Him who is able to keep us from falling, to present us faultless in the presence of His glory with exceeding joy. To the only wise God, our Savior, be glory, majesty, dominion, and power, both now and forever. Amen.

The following members were recorded present:

Session Vote Sequence: 736

Representative Magar in the Chair.

Yeas—114

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

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

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: Fisher D. Kariher of Gulf Breeze at the invitation of Rep. Williamson; Lillian G. Maxwell of Okeechobee at the invitation of Rep. Pigman; Reagan E. Mullins of Tarpon Springs at the invitation of Rep. Plakon; and Anderson A. Parker of Navarre at the invitation of Rep. Williamson.

House Physician

The Speaker *pro tempore* introduced Dr. Jason Pirozzolo of Winter Garden, who served in the Clinic today upon invitation of Rep. La Rosa.

Correction of the *Journal*

The *Journal* of March 11, 2020, was corrected and approved as corrected.

Report of the Public Integrity & Ethics Committee

Rep. Leek was recognized to make a report on behalf of the Public Integrity and Ethics Committee regarding the investigation of the Florida Coalition Against Domestic Violence.

Rep. Leek:

The Public Integrity & Ethics Committee met this morning, and adopted the following findings:

1. On March 2, 2020, pursuant to authorization of this House on February, 13, 2020, Speaker Oliva issued a subpoena ordering Tiffany Carr to appear with certain records and to provide testimony on March 12, 2020, at 9:00 a.m.;
2. Despite ample notice of the subpoena, Tiffany Carr did not respond or appear on March 12, 2020 as required;
3. Such failure to appear constitutes contempt as provided in House Rule 16.2(b)(1).

Motions to Execute and Provide Notice of the Order to Show Cause

Rep. Leek, Chair of the Public Integrity & Ethics Committee, moved that the House direct Speaker Oliva to execute an order commanding Tiffany Carr to show cause why she should not be held in contempt of the House, which 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 passed HB 1189, with 1 amendment, and requests the concurrence of the House.

Debbie Brown, Secretary

HB 1189—A bill to be entitled An act relating to genetic information for insurance purposes; amending s. 627.4301, F.S.; providing definitions; prohibiting life insurers and long-term care insurers from canceling, limiting, or denying coverage, or establishing differentials in premium rates based on genetic information under certain circumstances; prohibiting such insurers from taking certain actions relating to genetic information for any insurance purpose; providing applicability; providing an effective date.

(Amendment Bar Code: 624566)

Senate Amendment 1 (with title amendment)—
Between lines 64 and 65

insert:

(d) Nothing in this section shall be construed as preventing a life insurer or long-term care insurer from accessing an individual's medical record as part of an application exam. Nothing in this section prohibits a life insurer or long-term care insurer from considering a medical diagnosis included in an individual's medical record, even if a diagnosis was made based on the results of a genetic test.

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete line 10

and insert:

any insurance purpose; providing construction and applicability;

On motion by Rep. Sprowls, the House concurred in **Senate Amendment 1**.

The question recurred on the passage of **HB 1189**. The vote was:

Session Vote Sequence: 737

Representative Magar in the Chair.

Yeas—110

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

Nays—None

Votes after roll call:

Yeas—Jacobs, Mercado, Silvers

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

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 43, with 1 amendment, and requests the concurrence of the House.

Debbie Brown, Secretary

CS/HB 43—A bill to be entitled An act relating to child welfare; providing a short title; amending s. 25.385, F.S.; requiring the Florida Court Educational Council to establish certain standards for instruction of circuit and county court judges for dependency cases; creating s. 39.0142, F.S.; requiring the Department of Law Enforcement to provide certain information to law enforcement officers relating to specified individuals; providing how such information shall be provided to law enforcement officers; providing requirements for law enforcement officers and the central abuse hotline relating to specified interactions with certain persons and how to relay details of such interactions; amending s. 39.820, F.S.; revising the definition of the term “guardian ad litem;” amending s. 39.8296, F.S.; requiring that the guardian ad litem training program include training on the recognition of and responses to head trauma and brain injury in specified children; revising the membership of the Statewide Guardian Ad Litem Curriculum Committee; amending s. 402.402, F.S.; requiring certain entities to provide training to certain parties on the recognition of and responses to head trauma and brain injury in specified children; amending s. 409.988, F.S.; requiring lead agencies to provide certain individuals with training on the recognition of and responses to head trauma and brain injury in specified children; authorizing lead agencies to provide intensive family reunification services that combine child welfare and mental health services to certain families; amending s. 409.996, F.S.; authorizing the Department of Children and Families and certain lead agencies to create and implement a program to more effectively provide case management services to specified children; providing criteria for selecting judicial circuits for implementation of the program; specifying requirements of the program; requiring a report to the Legislature and Governor under specified conditions; creating s. 943.17298, F.S.; requiring the Criminal

Justice Standards and Training Commission to incorporate training for specified purposes; requiring law enforcement officers to complete such training as part of either basic recruit training or continuing training or education by a specified date; providing an effective date.

(Amendment Bar Code: 755426)

Senate Amendment 1 (with title amendment)—

Delete everything after the enacting clause and insert:

Section 1. This act may be cited as "Jordan's Law."

Section 2. Section 25.385, Florida Statutes, is amended to read:

25.385 Standards for instruction of circuit and county court judges ~~in handling domestic violence cases.~~

(1) The Florida Court Educational Council shall establish standards for instruction of circuit and county court judges who have responsibility for domestic violence cases, and the council shall provide such instruction on a periodic and timely basis.

~~(2) As used in this subsection, section:~~

~~(a) the term "domestic violence" has the meaning set forth in s. 741.28.~~

~~(b) "Family or household member" has the meaning set forth in s. 741.28.~~

(2) The Florida Court Educational Council shall establish standards for instruction of circuit and county court judges who have responsibility for dependency cases regarding the recognition of and responses to head trauma and brain injury in a child under 6 years of age. The council shall provide such instruction on a periodic and timely basis.

Section 3. Section 39.0142, Florida Statutes, is created to read:

39.0142 Notifying law enforcement officers of parent or caregiver names.—Beginning March 1, 2021, the Department of Law Enforcement shall provide information to law enforcement officers stating whether a person is a parent or caregiver who is currently the subject of a child protective investigation for alleged child abuse, abandonment, or neglect or is a parent or caregiver of a child who has been allowed to return to or remain in the home under judicial supervision after an adjudication of dependency. The Florida Department of Law Enforcement shall provide this data via a Florida Crime Information Center query into the department's child protection database.

(1) If a law enforcement officer has an interaction with a parent or caregiver as described in this section and the interaction results in the officer having concern about a child's health, safety, or well-being, the officer shall report relevant details of the interaction to the central abuse hotline immediately after the interaction even if the requirements of s. 39.201, relating to a person having actual knowledge or suspicion of abuse, abandonment, or neglect, are not met.

(2) The central abuse hotline shall provide any relevant information to:

(a) The child protective investigator, if the parent or caregiver is the subject of a child protective investigation; or

(b) The child's case manager and the attorney representing the department, if the parent or caregiver has a child under judicial supervision after an adjudication of dependency.

Section 4. Paragraph (h) of subsection (3) of section 39.303, Florida Statutes, is amended to read:

39.303 Child Protection Teams and sexual abuse treatment programs; services; eligible cases.—

(3) The Department of Health shall use and convene the Child Protection Teams to supplement the assessment and protective supervision activities of the family safety and preservation program of the Department of Children and Families. This section does not remove or reduce the duty and responsibility of any person to report pursuant to this chapter all suspected or actual cases of child abuse, abandonment, or neglect or sexual abuse of a child. The role of the Child Protection Teams is to support activities of the program and to provide services deemed by the Child Protection Teams to be necessary and appropriate to abused, abandoned, and neglected children upon referral. The specialized diagnostic assessment, evaluation, coordination, consultation, and other supportive services that a Child Protection Team must be capable of providing include, but are not limited to, the following:

(h) Such training services for program and other employees of the Department of Children and Families, employees of the Department of Health, and other medical professionals as is deemed appropriate to enable them to develop and maintain their professional skills and abilities in handling child abuse, abandonment, and neglect cases. The training service must include training in the recognition of and appropriate responses to head trauma and brain injury in a child under 6 years of age as required by ss. 402.402(2) and 409.988.

A Child Protection Team that is evaluating a report of medical neglect and assessing the health care needs of a medically complex child shall consult with a physician who has experience in treating children with the same condition.

Section 5. Section 39.820, Florida Statutes, is amended to read:

39.820 Definitions.—As used in this ~~chapter part~~, the term:

(1) "Guardian ad litem" as referred to in any civil or criminal proceeding includes the following: the Statewide Guardian Ad Litem Office, which includes circuit a-certified guardian ad litem programs; program, a duly certified volunteer, a staff member, a staff attorney, a contract attorney, or a ~~certified~~ pro bono attorney working on behalf of a guardian ad litem ~~or the program; staff members of a program office~~; a court-appointed attorney; or a responsible adult who is appointed by the court to represent the best interests of a child in a proceeding as provided for by law, including, but not limited to, this chapter, who is a party to any judicial proceeding as a representative of the child, and who serves until discharged by the court.

(2) "Guardian advocate" means a person appointed by the court to act on behalf of a drug dependent newborn ~~under pursuant to the provisions of this part~~.

Section 6. Paragraph (b) of subsection (2) of section 39.8296, Florida Statutes, is amended to read:

39.8296 Statewide Guardian Ad Litem Office; legislative findings and intent; creation; appointment of executive director; duties of office.—

(2) STATEWIDE GUARDIAN AD LITEM OFFICE.—There is created a Statewide Guardian Ad Litem Office within the Justice Administrative Commission. The Justice Administrative Commission shall provide administrative support and service to the office to the extent requested by the executive director within the available resources of the commission. The Statewide Guardian Ad Litem Office ~~is shall not be~~ subject to control, supervision, or direction by the Justice Administrative Commission in the performance of its duties, but the employees of the office ~~are shall be~~ governed by the classification plan and salary and benefits plan approved by the Justice Administrative Commission.

(b) The Statewide Guardian Ad Litem Office shall, within available resources, have oversight responsibilities for and provide technical assistance to all guardian ad litem and attorney ad litem programs located within the judicial circuits.

1. The office shall identify the resources required to implement methods of collecting, reporting, and tracking reliable and consistent case data.

2. The office shall review the current guardian ad litem programs in Florida and other states.

3. The office, in consultation with local guardian ad litem offices, shall develop statewide performance measures and standards.

4. The office shall develop a guardian ad litem training program, which shall include, but is not limited to, training on the recognition of and responses to head trauma and brain injury in a child under 6 years of age. The office shall establish a curriculum committee to develop the training program specified in this subparagraph. The curriculum committee shall include, but not be limited to, dependency judges, directors of circuit guardian ad litem programs, active certified guardians ad litem, a mental health professional who specializes in the treatment of children, a member of a child advocacy group, a representative of a domestic violence advocacy group the Florida Coalition Against Domestic Violence, an individual with a degree in social work, and a social worker experienced in working with victims and perpetrators of child abuse.

5. The office shall review the various methods of funding guardian ad litem programs, ~~shall~~ maximize the use of those funding sources to the extent

possible, and ~~shall~~ review the kinds of services being provided by circuit guardian ad litem programs.

6. The office shall determine the feasibility or desirability of new concepts of organization, administration, financing, or service delivery designed to preserve the civil and constitutional rights and fulfill other needs of dependent children.

7. In an effort to promote normalcy and establish trust between a court-appointed volunteer guardian ad litem and a child alleged to be abused, abandoned, or neglected under this chapter, a guardian ad litem may transport a child. However, a guardian ad litem volunteer may not be required or directed by the program or a court to transport a child.

8. The office shall submit to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Chief Justice of the Supreme Court an interim report describing the progress of the office in meeting the goals as described in this section. The office shall submit to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Chief Justice of the Supreme Court a proposed plan including alternatives for meeting the state's guardian ad litem and attorney ad litem needs. This plan may include recommendations for less than the entire state, may include a phase-in system, and shall include estimates of the cost of each of the alternatives. Each year the office shall provide a status report and provide further recommendations to address the need for guardian ad litem services and related issues.

Section 7. Subsection (3) of section 402.40, Florida Statutes, is amended to read:

402.40 Child welfare training and certification.—

(3) **THIRD-PARTY CREDENTIALING ENTITIES.**—The department shall approve one or more third-party credentialing entities for the purpose of developing and administering child welfare certification programs for persons who provide child welfare services. A third-party credentialing entity shall request such approval in writing from the department. In order to obtain approval, the third-party credentialing entity must:

(a) Establish professional requirements and standards that applicants must achieve in order to obtain a child welfare certification and to maintain such certification.

(b) Develop and apply core competencies and examination instruments according to nationally recognized certification and psychometric standards.

(c) Maintain a professional code of ethics and a disciplinary process that apply to all persons holding child welfare certification.

(d) Maintain a database, accessible to the public, of all persons holding child welfare certification, including any history of ethical violations.

(e) Require annual continuing education for persons holding child welfare certification.

(f) Administer a continuing education provider program to ensure that only qualified providers offer continuing education opportunities for certificateholders.

(g) Review the findings and all relevant records involving the death of a child or other critical incident following completion of any reviews by the department, the inspector general, or the Office of the Attorney General. Such review may occur only upon the filing of a complaint from an outside party involving certified personnel. This review shall assess the certified personnel's compliance with the third-party credentialing entity's published code of ethical and professional conduct and disciplinary procedures.

~~(h)(e)~~ Maintain an advisory committee, including representatives from each region of the department, each sheriff's office providing child protective services, and each community-based care lead agency, who shall be appointed by the organization they represent. The third-party credentialing entity may appoint additional members to the advisory committee.

Section 8. Subsections (2) and (4) of section 402.402, Florida Statutes, are amended to read:

402.402 Child protection and child welfare personnel; attorneys employed by the department.—

(2) **SPECIALIZED TRAINING.**—All child protective investigators and child protective investigation supervisors employed by the department or a sheriff's office must complete the following specialized training:

(a) Training on the recognition of and responses to head trauma and brain injury in a child under 6 years of age developed by the Child Protection Team Program within the Department of Health.

(b) Training that is either focused on serving a specific population, including, but not limited to, medically fragile children, sexually exploited children, children under 3 years of age, or families with a history of domestic violence, mental illness, or substance abuse, or focused on performing certain aspects of child protection practice, including, but not limited to, investigation techniques and analysis of family dynamics.

The specialized training may be used to fulfill continuing education requirements under s. 402.40(3)(e). Individuals hired before July 1, 2014, shall complete the specialized training by June 30, 2016, and individuals hired on or after July 1, 2014, shall complete the specialized training within 2 years after hire. An individual may receive specialized training in multiple areas.

(4) **ATTORNEYS EMPLOYED BY THE DEPARTMENT TO HANDLE CHILD WELFARE CASES.**—Attorneys hired on or after July 1, 2014, whose primary responsibility is representing the department in child welfare cases shall, within the first 6 months of employment, receive training in all of the following:

(a) The dependency court process, including the attorney's role in preparing and reviewing documents prepared for dependency court for accuracy and completeness.;

(b) Preparing and presenting child welfare cases, including at least 1 week shadowing an experienced children's legal services attorney preparing and presenting cases.;

(c) Safety assessment, safety decisionmaking tools, and safety plans.;

(d) Developing information presented by investigators and case managers to support decisionmaking in the best interest of children.;

(e) The experiences and techniques of case managers and investigators, including shadowing an experienced child protective investigator and an experienced case manager for at least 8 hours.

(f) The recognition of and responses to head trauma and brain injury in a child under 6 years of age.

Section 9. Paragraph (f) of subsection (1) and subsection (3) of section 409.988, Florida Statutes, are amended to read:

409.988 Lead agency duties; general provisions.—

(1) **DUTIES.**—A lead agency:

(f) Shall ensure that all individuals providing care for dependent children receive appropriate training and meet the minimum employment standards established by the department. Appropriate training shall include, but is not limited to, training on the recognition of and responses to head trauma and brain injury in a child under 6 years of age developed by the Child Protection Team Program within the Department of Health.

(3) **SERVICES.**—A lead agency must provide dependent children with services that are supported by research or that are recognized as best practices in the child welfare field. The agency shall give priority to the use of services that are evidence-based and trauma-informed and may also provide other innovative services, including, but not limited to, family-centered and cognitive-behavioral interventions designed to mitigate out-of-home placements and intensive family reunification services that combine child welfare and mental health services for families with dependent children under 6 years of age.

Section 10. Section 943.17298, Florida Statutes, is created to read:

943.17298 Training in the recognition of and responses to head trauma and brain injury.—The commission shall establish standards for the instruction of law enforcement officers in the subject of recognition of and responses to head trauma and brain injury in a child under 6 years of age to aid an officer in the detection of head trauma and brain injury due to child abuse. Each law enforcement officer must successfully complete the training as part of the basic recruit training for a law enforcement officer, as required under s. 943.13(9), or as a part of continuing training or education required under s. 943.135(1), before July 1, 2022.

Section 11. Until all systems enhancements and integrations required to implement the provisions of s. 39.0142, Florida Statutes, are complete and in production, the Florida Department of Law Enforcement, in collaboration with

the Department of Children and Families, shall submit quarterly status reports to the Office of Policy and Budget in the Executive Office of the Governor and the chair of each legislative appropriations committee. Each report must detail progress made to date on each activity needed to implement the technology provisions of the bill.

Section 12. This act shall take effect July 1, 2020.

===== TITLE AMENDMENT =====

And the title is amended as follows:

Delete everything before the enacting clause and insert:

A bill to be entitled

An act relating to child welfare; providing a short title; amending s. 25.385, F.S.; requiring the Florida Court Educational Council to establish certain standards for instruction of circuit and county court judges for dependency cases; deleting obsolete language; creating s. 39.0142, F.S.; requiring the Department of Law Enforcement to provide certain information to law enforcement officers relating to specified individuals; requiring that such information be provided in a specified manner; providing requirements for law enforcement officers relating to specified interactions with certain persons; requiring the central abuse hotline to provide relevant information to certain persons; amending s. 39.303, F.S.; requiring Child Protection Teams to be capable of providing certain training relating to head trauma and brain injuries in children younger than a specified age; amending s. 39.820, F.S.; revising the definition of the term "guardian ad litem;" making technical changes; amending s. 39.8296, F.S.; requiring that the guardian ad litem training program include training on the recognition of and responses to head trauma and brain injury in specified children; revising the membership of the curriculum committee established by the Statewide Guardian Ad Litem Office within the Justice Administrative Commission; amending s. 402.40, F.S.; requiring third-party credentialing entities to conduct reviews to ensure compliance with the entity's published code of ethical and professional conduct and disciplinary procedures under certain circumstances; amending s. 402.402, F.S.; requiring certain child protective investigators, child protective investigation supervisors, and attorneys to complete training on the recognition of and responses to head trauma and brain injury in specified children; amending s. 409.988, F.S.; requiring lead agencies to provide certain individuals with training on the recognition of and responses to head trauma and brain injury in specified children; authorizing lead agencies to provide intensive family reunification services that combine child welfare and mental health services to certain families; creating s. 943.17298, F.S.; requiring the Criminal Justice Standards and Training Commission to establish standards for the instruction of law enforcement officers in a specified subject; requiring law enforcement officers to complete such training as part of either basic recruit training, continuing training, or education by a specified date; requiring the Florida Department of Law Enforcement, in collaboration with the Department of Children and Families, to submit quarterly status reports containing specified information to the Office of Policy and Budget in the Executive Office of the Governor and to the chair of each legislative appropriations committee until certain requirements are met; providing an effective date.

On motion by Rep. Latvala, the House concurred in **Senate Amendment 1**.

The question recurred on the passage of **CS/HB 43**. The vote was:

Session Vote Sequence: 738

Representative Magar in the Chair.

Yeas—113

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

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

Nays—None

Votes after roll call:

Yeas—Jacobs, Mercado

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

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 7011, with 1 amendment, and requests the concurrence of the House.

Debbie Brown, Secretary

CS/HB 7011—A bill to be entitled An act relating to K-12 student athletes; amending s. 1006.165, F.S.; revising requirements for the availability of automated external defibrillators on school grounds; revising training requirements for certain individuals related to cardiopulmonary resuscitation and use of automated external defibrillators; requiring that an individual with specified training be present at certain athletic activities; providing notification requirements for the locations of specified automated external defibrillators; requiring the Florida High School Athletic Association to establish certain requirements relating to student athlete safety; requiring certain individuals to complete specified training annually; amending s. 1006.20, F.S.; revising requirements for a specified medical evaluation; providing an effective date.

(Amendment Bar Code: 632478)

Senate Amendment 1 (with title amendment)—

Before line 22

insert:

Section 1. This act may be cited as the "Zachary Martin Act."

===== TITLE AMENDMENT =====

And the title is amended as follows:

Delete line 2

and insert:

An act relating to student athletes; providing a short title; amending s.

On motion by Rep. Massullo, the House concurred in **Senate Amendment 1**.

The question recurred on the passage of **CS/HB 7011**. The vote was:

Session Vote Sequence: 739

Representative Magar in the Chair.

Yeas—114

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

Nays—None

Votes after roll call:

Yeas—Jacobs, Mercado

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

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 81, with 1 amendment, and requests the concurrence of the House.

Debbie Brown, Secretary

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

(Amendment Bar Code: 719906)

Senate Amendment 1 (with title amendment)—

Delete everything after the enacting clause and insert:

Section 1. Paragraph (i) is added to subsection (3) of section 383.14, Florida Statutes, to read:

383.14 Screening for metabolic disorders, other hereditary and congenital disorders, and environmental risk factors.—

(3) DEPARTMENT OF HEALTH; POWERS AND DUTIES.—The department shall administer and provide certain services to implement the provisions of this section and shall:

(i) Create and make available electronically a pamphlet with information on screening for, and the treatment of, preventable infant and childhood eye and vision disorders, including, but not limited to, retinoblastoma and amblyopia.

All provisions of this subsection must be coordinated with the provisions and plans established under this chapter, chapter 411, and Pub. L. No. 99-457.

Section 2. Paragraph (i) is added to subsection (3) of section 383.318, Florida Statutes, to read:

383.318 Postpartum care for birth center clients and infants.—

(3) The birth center shall provide a postpartum evaluation and followup care that includes all of the following:

(i) Provision of the informational pamphlet on infant and childhood eye and vision disorders created by the department pursuant to s. 383.14(3)(i).

Section 3. Section 395.1053, Florida Statutes, is amended to read:

395.1053 Postpartum education.—A hospital that provides birthing services shall incorporate information on safe sleep practices and the possible causes of Sudden Unexpected Infant Death into the hospital's postpartum instruction on the care of newborns and provide to each parent the informational pamphlet on infant and childhood eye and vision disorders created by the department pursuant to s. 383.14(3)(i).

Section 4. Section 456.0496, Florida Statutes, is created to read:

456.0496 Provision of information to parents during planned out-of-hospital births.—A health care practitioner who attends an out-of-hospital birth must ensure that the informational pamphlet on infant and childhood eye and vision disorders created by the department pursuant to s. 383.14(3)(i) is provided to each parent after such a birth.

Section 5. Subsection (1), paragraph (b) of subsection (2), and subsection (6) of section 409.9071, Florida Statutes, are amended to read:

409.9071 Medicaid provider agreements for school districts certifying state match.—

(1) The agency shall reimburse school-based services as provided in ss. 409.908(21) and 1011.70 ~~former s. 236.0812~~ pursuant to the rehabilitative services option provided under 42 U.S.C. s. 1396d(a)(13). For purposes of this section, billing agent consulting services are ~~shall be~~ considered billing agent services, as that term is used in s. 409.913(10), and, as such, payments to such persons may ~~shall~~ not be based on amounts for which they bill nor based on the amount a provider receives from the Medicaid program. This provision may ~~shall~~ not restrict privatization of Medicaid school-based services. Subject to any limitations provided for in the General Appropriations Act, the agency, in compliance with appropriate federal authorization, shall develop policies and procedures and shall allow for certification of state and local education funds that which have been provided for school-based services as specified in s. 1011.70 and authorized by a physician's order where required by federal Medicaid law. ~~Any state or local funds certified pursuant to this section shall be for children with specified disabilities who are eligible for both Medicaid and part B or part H of the Individuals with Disabilities Education Act (IDEA), or the exceptional student education program, or who have an individualized educational plan.~~

(2) School districts that wish to enroll as Medicaid providers and that certify state match in order to receive federal Medicaid reimbursements for services, pursuant to subsection (1), shall agree to:

(b) Develop and maintain the financial and other student individual education plan records needed to document the appropriate use of state and federal Medicaid funds.

~~(6) Retroactive reimbursements for services as specified in former s. 236.0812 as of July 1, 1996, including reimbursement for the 1995-1996 and 1996-1997 school years, are subject to federal approval.~~

Section 6. Subsection (21) of section 409.908, Florida Statutes, is amended to read:

409.908 Reimbursement of Medicaid providers.—Subject to specific appropriations, the agency shall reimburse Medicaid providers, in accordance with state and federal law, according to methodologies set forth in the rules of the agency and in policy manuals and handbooks incorporated by reference therein. These methodologies may include fee schedules, reimbursement methods based on cost reporting, negotiated fees, competitive bidding pursuant to s. 287.057, and other mechanisms the agency considers efficient

and effective for purchasing services or goods on behalf of recipients. If a provider is reimbursed based on cost reporting and submits a cost report late and that cost report would have been used to set a lower reimbursement rate for a rate semester, then the provider's rate for that semester shall be retroactively calculated using the new cost report, and full payment at the recalculated rate shall be effected retroactively. Medicare-granted extensions for filing cost reports, if applicable, shall also apply to Medicaid cost reports. Payment for Medicaid compensable services made on behalf of Medicaid eligible persons is subject to the availability of moneys and any limitations or directions provided for in the General Appropriations Act or chapter 216. Further, nothing in this section shall be construed to prevent or limit the agency from adjusting fees, reimbursement rates, lengths of stay, number of visits, or number of services, or making any other adjustments necessary to comply with the availability of moneys and any limitations or directions provided for in the General Appropriations Act, provided the adjustment is consistent with legislative intent.

(21) The agency shall reimburse school districts ~~that which~~ certify the state match pursuant to ss. 409.9071 and 1011.70 for the federal portion of the school district's allowable costs to deliver the services, based on the reimbursement schedule. The school district shall determine the costs for delivering services as authorized in ss. 409.9071 and 1011.70 for which the state match will be certified. Reimbursement of school-based providers is contingent on such providers being enrolled as Medicaid providers and meeting the qualifications contained in 42 C.F.R. s. 440.110, unless otherwise waived by the United States Department of Health and Human Services federal Health Care Financing Administration. Speech therapy providers who are certified through the Department of Education pursuant to rule 6A-4.0176, Florida Administrative Code, are eligible for reimbursement for services that are provided on school premises. Any employee of the school district who has been fingerprinted and has received a criminal background check in accordance with Department of Education rules and guidelines is shall be exempt from any agency requirements relating to criminal background checks.

Section 7. Paragraph (a) of subsection (1) and subsection (3) of section 1002.391, Florida Statutes, are amended to read:

1002.391 Auditory-oral education programs.—

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

(a) "Auditory-oral education program" means a program that develops and relies solely on listening skills and uses an implant or assistive hearing device for the purpose of relying on speech and spoken language skills as the method of communication and uses faculty and supervisors certified as listening and spoken language specialists each day the child is in attendance.

(3) The level of services shall be determined by the individual educational plan team or individualized family support plan team, which includes the child's parent in accordance with the rules of the State Board of Education and a certified listening and spoken language specialist from the family's chosen program. A child is eligible for services under this section until the end of the school year in which he or she reaches the age of 7 years or after grade 2, whichever comes first.

Section 8. This act shall take effect July 1, 2020.

===== TITLE AMENDMENT =====
And the title is amended as follows:

Delete everything before the enacting clause and insert:

A bill to be entitled

An act relating to health care for children; amending s. 383.14, F.S.; requiring the Department of Health to create and make available electronically a pamphlet with specified information; amending s. 383.318, F.S.; requiring birth centers to provide the informational pamphlet to clients during postpartum care; amending s. 395.1053, F.S.; requiring hospitals that provide birthing services to provide the informational pamphlet to parents during postpartum education; creating s. 456.0496, F.S.; requiring certain health care practitioners to ensure that the pamphlet is provided to parents after a planned out-of-hospital birth; amending s. 409.9071, F.S.; revising applicable provisions for the reimbursement of school-based services by the Agency for Health Care Administration to certain school districts; deleting a requirement

specifying the use of certified state and local education funds for school-based services; conforming a provision to changes made by the act; deleting an obsolete provision; amending s. 409.908, F.S.; specifying the federal agency that may waive certain school-based provider qualifications; amending s. 1002.391, F.S.; revising the definition for the term "auditory-oral education program"; requiring certain individual educational plan teams and individualized family support plan teams to include a specified specialist; providing an effective date.

On motion by Rep. Andrade, the House concurred in **Senate Amendment 1**.

The question recurred on the passage of **CS/HB 81**. The vote was:

Session Vote Sequence: 740

Representative Magar in the Chair.

Yeas—113

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

Nays—None

Votes after roll call:

Yeas—Jacobs, Mercado, Raschein

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

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 327, with 1 amendment, and requests the concurrence of the House.

Debbie Brown, Secretary

CS/HB 327—A bill to be entitled An act relating to illegal taking, possession, and sale of bears; amending s. 379.401, F.S.; providing that a person commits specified violations for the illegal taking, possession, and sale of bears; creating s. 379.4041, F.S.; prohibiting the illegal taking, possession, and sale of bears; providing penalties; providing an effective date.

(Amendment Bar Code: 686766)

Senate Amendment 1 (with title amendment)—

Delete line 76

and insert:

(1) Unless a person is acting under the authority of rule 68A-4.009, Florida Administrative Code, a person who takes a bear or possesses a freshly

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Between lines 7 and 8

insert:

an exception; providing

On motion by Rep. D. Smith, the House concurred in **Senate Amendment 1**.

The question recurred on the passage of **CS/HB 327**. The vote was:

Session Vote Sequence: 741

Representative Magar in the Chair.

Yeas—114

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

Nays—None

Votes after roll call:

Yeas—Jacobs, Mercado

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

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 7039, with 1 amendment, and requests the concurrence of the House.

Debbie Brown, Secretary

CS/HB 7039—A bill to be entitled An act relating to the repeal of advisory bodies and programs; repealing chapters 2003-287 and 2006-43, Laws of Florida, relating to the membership, powers, and duties of the Citrus/Hernando Waterways Restoration Council; amending s. 215.5586, F.S.; deleting the advisory council for the My Safe Florida Home Program; amending s. 267.0731, F.S.; removing the ad hoc committee that nominates persons for designation as Great Floridian; amending s. 288.1251, F.S.; conforming a provision to changes made by the act; repealing s. 288.1252, F.S., relating to the Florida Film and Entertainment Advisory Council;

amending s. 288.1254, F.S.; conforming a provision to changes made by the act; amending s. 373.4597, F.S.; deleting references to the Geneva Freshwater Lens Task Force; repealing s. 376.86, F.S., relating to the Brownfield Areas Loan Guarantee Council and program; amending s. 378.032, F.S.; deleting a definition to conform to changes made by the act; repealing s. 378.033, F.S., relating to the Nonmandatory Land Reclamation Committee; amending s. 378.034, F.S.; conforming provisions to changes made by the act; repealing s. 379.2524, F.S., relating to the Sturgeon Production Working Group; amending s. 379.361, F.S.; conforming cross-references to changes made by the act; amending s. 379.367, F.S.; conforming a cross-reference to changes made by the act; amending s. 379.3671, F.S.; deleting the Trap Certificate Technical Advisory and Appeals Board; amending s. 395.1055, F.S., deleting the pediatric cardiac technical advisory panel; repealing s. 403.42, F.S., relating to the Clean Fuel Florida Advisory Board; repealing s. 403.87, F.S., relating to the technical advisory council for water and domestic wastewater operator certification; amending s. 408.910, F.S.; deleting references to technical advisory panels that may be established by Florida Health Choices, Inc.; amending s. 409.997, F.S.; deleting the child welfare results-oriented accountability program technical advisory panel; repealing s. 411.226, F.S., relating to the Learning Gateway program and steering committee; repealing s. 430.05, F.S., relating to the Department of Elderly Affairs Advisory Council; repealing s. 570.843, F.S., relating to the Florida Young Farmer and Rancher Advisory Council; amending s. 571.24, F.S.; conforming a provision to changes made by the act; repealing s. 571.28, F.S., relating to the Florida Agricultural Promotional Campaign Advisory Council; repealing s. 595.701, F.S., relating to the Healthy Schools for Healthy Lives Council; repealing s. 603.203, F.S., relating to the Tropical Fruit Advisory Council; amending s. 603.204, F.S.; conforming a provision to changes made by the act; amending s. 1001.7065, F.S.; deleting the advisory board to support specific online degree programs at universities; repealing s. 1002.77, F.S., relating to the Florida Early Learning Advisory Council; amending s. 1002.83, F.S.; conforming a provision to changes made by the act; providing an effective date.

(Amendment Bar Code: 169888)

Senate Amendment 1 (with title amendment)—

Delete everything after the enacting clause

and insert:

Section 1. Chapters 2003-287 and 2006-43, Laws of Florida, are repealed.

Section 2. Subsection (4) of section 215.5586, Florida Statutes, is amended to read:

215.5586 My Safe Florida Home Program.—There is established within the Department of Financial Services the My Safe Florida Home Program. The department shall provide fiscal accountability, contract management, and strategic leadership for the program, consistent with this section. This section does not create an entitlement for property owners or obligate the state in any way to fund the inspection or retrofitting of residential property in this state. Implementation of this program is subject to annual legislative appropriations. It is the intent of the Legislature that the My Safe Florida Home Program provide trained and certified inspectors to perform inspections for owners of site-built, single-family, residential properties and grants to eligible applicants as funding allows. The program shall develop and implement a comprehensive and coordinated approach for hurricane damage mitigation that may include the following:

~~(4) ADVISORY COUNCIL. There is created an advisory council to provide advice and assistance to the department regarding administration of the program. The advisory council shall consist of:~~

~~(a) A representative of lending institutions, selected by the Financial Services Commission from a list of at least three persons recommended by the Florida Bankers Association.~~

~~(b) A representative of residential property insurers, selected by the Financial Services Commission from a list of at least three persons recommended by the Florida Insurance Council.~~

~~(c) A representative of home builders, selected by the Financial Services Commission from a list of at least three persons recommended by the Florida Home Builders Association.~~

~~(d) A faculty member of a state university, selected by the Financial Services Commission, who is an expert in hurricane-resistant construction methodologies and materials.~~

~~(e) Two members of the House of Representatives, selected by the Speaker of the House of Representatives.~~

~~(f) Two members of the Senate, selected by the President of the Senate.~~

~~(g) The Chief Executive Officer of the Federal Alliance for Safe Homes, Inc., or his or her designee.~~

~~(h) The senior officer of the Florida Hurricane Catastrophe Fund.~~

~~(i) The executive director of Citizens Property Insurance Corporation.~~

~~(j) The director of the Florida Division of Emergency Management.~~

~~Members appointed under paragraphs (a)-(d) shall serve at the pleasure of the Financial Services Commission. Members appointed under paragraphs (e) and (f) shall serve at the pleasure of the appointing officer. All other members shall serve as voting ex officio members. Members of the advisory council shall serve without compensation but may receive reimbursement as provided in s. 112.061 for per diem and travel expenses incurred in the performance of their official duties.~~

Section 3. Subsection (1) of section 267.0731, Florida Statutes, is amended to read:

267.0731 Great Floridians Program.—The division shall establish and administer a program, to be entitled the Great Floridians Program, which shall be designed to recognize and record the achievements of Floridians, living and deceased, who have made major contributions to the progress and welfare of this state.

(1)(a) The division shall nominate present or former citizens of this state, living or deceased, who during their lives have made major contributions to the progress of the nation or this state and its citizens. Nominations shall be submitted to the Secretary of State who shall select from those nominated not less than two persons each year who shall be honored with the designation "Great Floridian," provided no person whose contributions have been through elected or appointed public service shall be selected while holding any such office.

~~(b)(a)~~ To enhance public participation and involvement in the identification of any person worthy of being nominated as a Great Floridian, the division shall seek advice and assistance from persons qualified through the demonstration of special interest, experience, or education in the dissemination of knowledge about the state's history.

~~(b) Annually, the division shall convene an ad hoc committee composed of representatives of the Governor, each member of the Florida Cabinet, the President of the Senate, the Speaker of the House of Representatives, and the Secretary of State. This committee shall meet at least twice. The committee shall nominate not fewer than two persons whose names shall be submitted to the Secretary of State with the recommendation that they be honored with the designation "Great Floridian."~~

Section 4. Subsection (3) of section 373.4597, Florida Statutes, is amended to read:

373.4597 The Geneva Freshwater Lens Protection Act.—

~~(3) The Legislature hereby directs the appropriate state agencies to implement, by December 1, 1995, recommendations of the Geneva Freshwater Lens Task Force that do not require rule amendments. The Legislature directs such agencies to act, by July 1, 1996, upon recommendations of the task force that require rule amendments, unless otherwise noted in the report. The requirements of this bill related to actions to be taken by appropriate state agencies shall not require expenditures to be made by the government of Seminole County. The St. Johns River Water Management District shall continue to implement the recommendations contained in the Geneva Freshwater Lens Task Force report to the Legislature.~~

Section 5. Section 376.86, Florida Statutes, is repealed.

Section 6. Subsection (3) of section 378.032, Florida Statutes, is amended to read:

378.032 Definitions.—As used in ss. 378.032-378.038, the term:

~~(3) "Committee" means the Nonmandatory Land Reclamation Committee.~~

Section 7. Section 378.033, Florida Statutes, is repealed.

Section 8. Subsections (5), (6), (7), (9), and (10) of section 378.034, Florida Statutes, are amended to read:

378.034 Submission of a reclamation program request; procedures.—

(5)(a) The department staff shall, by February 1 of each year, present to the secretary committee for his or her ~~its~~ consideration those reclamation program applications received by the preceding November 1.

(b) The department staff shall recommend an order of priority for the reclamation program applications that is consistent with subsection (6).

(c) The recommendation of the department staff shall include an estimate of the cost of each reclamation program or land acquisition.

~~(6) The committee shall recommend approval, modification, or denial of the reclamation program applications, associated cost estimates, and the department staff's recommended prioritized list. Recommendations on the order of priority shall be based, among other criteria, on the following criteria; however, department staff the committee may give greater weight to one or more of the criteria depending on the overall needs of the nonmandatory land reclamation program:~~

(a) Whether health and safety hazards exist; and, if so, such hazards shall be given the greatest weight;

(b) Whether the economic or environmental utility or the aesthetic value of the land will return naturally within a reasonable period of time;

(c) Whether there is a reasonable geographic and applicant diversity in light of previously awarded reclamation contracts, reclamation program applications before the department staff committee, and the remaining eligible lands;

(d) Whether reclamation is in the public interest;

(e) Whether the land has been naturally reclaimed or is eligible for acquisition by the state for hunting, fishing, or other outdoor recreation purposes or for wildlife preservation;

(f) Whether the land is to be reclaimed for agricultural use and the applicant has agreed to maintain the land in agricultural use for at least 5 years after the completion of the reclamation;

(g) Whether the program, alone or in conjunction with other reclamation programs, will provide a substantial regional benefit;

(h) Whether the program, alone or in conjunction with other reclamation programs, will benefit regional drainage patterns;

(i) Whether the land is publicly owned and will be reclaimed for public purposes;

(j) Whether the program includes a donation or agreement to sell a portion of the program application area to the state for outdoor recreational or wildlife habitat protection purposes;

(k) Whether the program is cost-effective in achieving the goals of the nonmandatory land reclamation program; and

(l) Whether the program will reclaim lands described in subsection (2).

(7) The prioritized list developed by department staff approved by the committee may contain more reclamation program applications than there are funds available during the year.

~~(9) The committee recommendations shall be submitted to the secretary by April 1 of each year for final agency action. By June 1 of each that year, the secretary shall approve, in whole or in part, the list of reclamation program applications in the order of priority in which the applications are presented by department staff.~~

(10) Any approved reclamation program application that was not funded shall, at the request of the applicant, be considered by department staff the committee at its next meeting called for that purpose, together with other reclamation program applications received by November 1 of the next year.

Section 9. Section 379.2524, Florida Statutes, is repealed.

Section 10. Paragraph (b) of subsection (4) of section 379.361, Florida Statutes, is amended to read:

379.361 Licenses.—

(4) SPECIAL ACTIVITY LICENSES.—

(b) The Fish and Wildlife Conservation Commission is authorized to issue special activity licenses in accordance with this section ~~and s. 379.2524~~, to permit the importation and possession of wild anadromous sturgeon. The commission is also authorized to issue special activity licenses, in accordance with this section ~~and s. 379.2524~~, to permit the importation, possession, and aquaculture of native and nonnative anadromous sturgeon until best management practices are implemented for the cultivation of anadromous sturgeon pursuant to s. 597.004. The special activity license shall provide for

specific management practices to protect native populations of saltwater species.

Section 11. Paragraph (b) of subsection (2) of section 379.367, Florida Statutes, is amended to read:

379.367 Spiny lobster; regulation.—

(2)

(b) Twenty-five dollars of the \$125 fee for a spiny lobster endorsement required under subparagraph (a)1. must be used only for trap retrieval as provided in s. 379.2424. The remainder of the fees collected under paragraph (a) shall be deposited as follows:

1. Fifty percent of the fees collected shall be deposited in the Marine Resources Conservation Trust Fund for use in enforcing the provisions of paragraph (a) through aerial and other surveillance and trap retrieval.

2. Fifty percent of the fees collected shall be deposited as provided in s. 379.3671(4) s. 379.3671(5).

Section 12. Subsection (4) of section 379.3671, Florida Statutes, is amended to read:

379.3671 Spiny lobster trap certificate program.—

~~(4) TRAP CERTIFICATE TECHNICAL ADVISORY AND APPEALS BOARD. There is hereby established the Trap Certificate Technical Advisory and Appeals Board. Such board shall consider and advise the commission on disputes and other problems arising from the implementation of the spiny lobster trap certificate program. The board may also provide information to the commission on the operation of the trap certificate program.~~

~~(a) The board shall consist of the executive director of the commission or designee and nine other members appointed by the executive director, according to the following criteria:~~

~~1. All appointed members shall be certificateholders, but two shall be holders of fewer than 100 certificates, two shall be holders of at least 100 but no more than 750 certificates, three shall be holders of more than 750 but not more than 2,000 certificates, and two shall be holders of more than 2,000 certificates.~~

~~2. At least one member each shall come from Broward, Miami-Dade, and Palm Beach Counties; and five members shall come from the various regions of the Florida Keys.~~

~~3. At least one appointed member shall be a person of Hispanic origin capable of speaking English and Spanish.~~

~~(b) The term of each appointed member shall be for 4 years, and any vacancy shall be filled for the balance of the unexpired term with a person of the qualifications necessary to maintain the requirements of paragraph (a). There shall be no limitation on successive appointments to the board.~~

~~(c) The executive director of the commission or designee shall serve as a member and shall call the organizational meeting of the board. The board shall annually elect a chair and a vice chair. There shall be no limitation on successive terms that may be served by a chair or vice chair. The board shall meet at the call of its chair, at the request of a majority of its membership, at the request of the commission, or at such times as may be prescribed by its rules. A majority of the board shall constitute a quorum, and official action of the board shall require a majority vote of the total membership of the board present at the meeting.~~

~~(d) The procedural rules adopted by the board shall conform to the requirements of chapter 120.~~

~~(e) Members of the board shall be reimbursed for per diem and travel expenses as provided in s. 112.061.~~

~~(f) Upon reaching a decision on any dispute or problem brought before it, including any decision involving the allotment of certificates under paragraph (g), the board shall submit such decision to the executive director of the commission for final approval. The executive director of the commission may alter or disapprove any decision of the board, with notice thereof given in writing to the board and to each party in the dispute explaining the reasons for the disapproval. The action of the executive director of the commission constitutes final agency action.~~

~~(g) In addition to those certificates allotted pursuant to the provisions of subparagraph (2)(a)1., up to 125,000 certificates may be allotted by the board to settle disputes or other problems arising from implementation of the trap certificate program during the 1992-1993 and 1993-1994 license years. Any certificates not allotted by March 31, 1994, shall become permanently~~

~~unavailable and shall be considered as part of the 1994-1995 reduction schedule. All appeals for additional certificates or other disputes must be filed with the board before October 1, 1993.~~

~~(h) Any trap certificates issued by the Department of Environmental Protection and, effective July 1, 1999, the commission as a result of the appeals process must be added to the existing number of trap certificates for the purposes of determining the total number of certificates from which the subsequent season's trap reduction is calculated.~~

~~(i) On and after July 1, 1994, the board shall no longer consider and advise the Fish and Wildlife Conservation Commission on disputes and other problems arising from implementation of the trap certificate program nor allot any certificates with respect thereto.~~

Section 13. Section 403.42, Florida Statutes, is repealed.

Section 14. Section 403.87, Florida Statutes, is repealed.

Section 15. Paragraph (h) of subsection (11) of section 408.910, Florida Statutes, is amended to read:

408.910 Florida Health Choices Program.—

(11) CORPORATION.—There is created the Florida Health Choices, Inc., which shall be registered, incorporated, organized, and operated in compliance with part III of chapter 112 and chapters 119, 286, and 617. The purpose of the corporation is to administer the program created in this section and to conduct such other business as may further the administration of the program.

~~(h) The corporation may establish technical advisory panels consisting of interested parties, including consumers, health care providers, individuals with expertise in insurance regulation, and insurers.~~

Section 16. Subsection (3) of section 409.997, Florida Statutes, is amended to read:

409.997 Child welfare results-oriented accountability program.—

~~(3) The department shall establish a technical advisory panel consisting of representatives from the Florida Institute for Child Welfare established pursuant to s. 1004.615, lead agencies, community-based care providers, other contract providers, community alliances, and family representatives. The President of the Senate and the Speaker of the House of Representatives shall each appoint a member to serve as a legislative liaison to the panel. The technical advisory panel shall advise the department on the implementation of the results-oriented accountability program.~~

Section 17. Section 411.226, Florida Statutes, is repealed.

Section 18. Section 430.05, Florida Statutes, is repealed.

Section 19. Subsection (7) of section 571.24, Florida Statutes, is amended to read:

571.24 Purpose; duties of the department.—The purpose of this part is to authorize the department to establish and coordinate the Florida Agricultural Promotional Campaign. The Legislature intends for the Florida Agricultural Promotional Campaign to serve as a marketing program to promote Florida agricultural commodities, value-added products, and agricultural-related businesses and not as a food safety or traceability program. The duties of the department shall include, but are not limited to:

~~(7) Assisting the representative of the department who serves on the Florida Agricultural Promotional Campaign Advisory Council.~~

Section 20. Section 571.28, Florida Statutes, is repealed.

Section 21. Section 595.701, Florida Statutes, is repealed.

Section 22. Section 603.203, Florida Statutes, is repealed.

Section 23. Section 603.204, Florida Statutes, is amended to read:

603.204 South Florida Tropical Fruit Plan.—The Commissioner of Agriculture, ~~in consultation with the Tropical Fruit Advisory Council,~~ shall develop and update a South Florida Tropical Fruit Plan, which shall identify problems and constraints of the tropical fruit industry, propose possible solutions to such problems, and develop planning mechanisms for orderly growth of the industry, including:

(1) Criteria for tropical fruit research, service, and management priorities.

(2) Proposed legislation that may be required.

(3) Plans relating to other tropical fruit programs and related disciplines in the State University System.

(4) Potential tropical fruit products in terms of market and needs for development.

(5) Evaluation of production and fresh fruit policy alternatives, including, but not limited to, setting minimum grades and standards, promotion and

advertising, development of production and marketing strategies, and setting minimum standards on types and quality of nursery plants.

(6) Evaluation of policy alternatives for processed tropical fruit products, including, but not limited to, setting minimum quality standards and development of production and marketing strategies.

(7) Research and service priorities for further development of the tropical fruit industry.

(8) Identification of state agencies and public and private institutions concerned with research, education, extension, services, planning, promotion, and marketing functions related to tropical fruit development, and delineation of contributions and responsibilities. The recommendations in the plan relating to education or research shall be submitted to the Institute of Food and Agricultural Sciences.

(9) Business planning, investment potential, financial risks, and economics of production and use.

Section 24. Paragraphs (a) through (f) of subsection (4) of section 1001.7065, Florida Statutes, are amended to read:

1001.7065 Preeminent state research universities program.—

(4) PREEMINENT STATE RESEARCH UNIVERSITY INSTITUTE FOR ONLINE LEARNING.—A state research university that, as of July 1, 2013, meets all 12 of the academic and research excellence standards identified in subsection (2), as verified by the Board of Governors, shall establish an institute for online learning. The institute shall establish a robust offering of high-quality, fully online baccalaureate degree programs at an affordable cost in accordance with this subsection.

~~(a) By August 1, 2013, the Board of Governors shall convene an advisory board to support the development of high-quality, fully online baccalaureate degree programs at the university.~~

~~(b) The advisory board shall:~~

~~1. Offer expert advice, as requested by the university, in the development and implementation of a business plan to expand the offering of high-quality, fully online baccalaureate degree programs.~~

~~2. Advise the Board of Governors on the release of funding to the university upon approval by the Board of Governors of the plan developed by the university.~~

~~3. Monitor, evaluate, and report on the implementation of the plan to the Board of Governors, the Governor, the President of the Senate, and the Speaker of the House of Representatives.~~

~~(c) The advisory board shall be composed of the following five members:~~

~~1. The chair of the Board of Governors or the chair's permanent designee.~~

~~2. A member with expertise in online learning, appointed by the Board of Governors.~~

~~3. A member with expertise in global marketing, appointed by the Governor.~~

~~4. A member with expertise in cloud virtualization, appointed by the President of the Senate.~~

~~5. A member with expertise in disruptive innovation, appointed by the Speaker of the House of Representatives.~~

~~(d) The president of the university shall be consulted on the advisory board member appointments.~~

~~(e) A majority of the advisory board shall constitute a quorum, elect the chair, and appoint an executive director.~~

~~(f) By September 1, 2013, the university shall submit to the advisory board a comprehensive plan to expand high-quality, fully online baccalaureate degree program offerings. The plan shall include:~~

~~1. Existing on-campus general education courses and baccalaureate degree programs that will be offered online.~~

~~2. New courses that will be developed and offered online.~~

~~3. Support services that will be offered to students enrolled in online baccalaureate degree programs.~~

~~4. A tuition and fee structure that meets the requirements in paragraph (k) for online courses, baccalaureate degree programs, and student support services.~~

~~5. A timeline for offering, marketing, and enrolling students in the online baccalaureate degree programs.~~

~~6. A budget for developing and marketing the online baccalaureate degree programs.~~

~~7. Detailed strategies for ensuring the success of students and the sustainability of the online baccalaureate degree programs.~~

~~Upon recommendation of the plan by the advisory board and approval by the Board of Governors, the Board of Governors shall award the university \$10 million in nonrecurring funds and \$5 million in recurring funds for fiscal year 2013-2014 and \$5 million annually thereafter, subject to appropriation in the General Appropriations Act.~~

Section 25. Section 1002.77, Florida Statutes, is repealed.

Section 26. Subsection (11) of section 1002.83, Florida Statutes, is amended to read:

1002.83 Early learning coalitions.—

(11) Each early learning coalition shall establish terms for all appointed members of the coalition. The terms must be staggered and must be a uniform length that does not exceed 4 years per term. Coalition chairs shall be appointed for 4 years ~~in conjunction with their membership on the Early Learning Advisory Council~~ pursuant to s. 20.052. Appointed members may serve a maximum of two consecutive terms. When a vacancy occurs in an appointed position, the coalition must advertise the vacancy.

Section 27. This act shall take effect July 1, 2020.

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete everything before the enacting clause and insert:

A bill to be entitled

An act relating to the repeal of advisory bodies and programs; repealing chapters 2003-287 and 2006-43, Laws of Florida, relating to the membership, powers, and duties of the Citrus/Hernando Waterways Restoration Council; amending s. 215.5586, F.S.; deleting the advisory council for the My Safe Florida Home Program; amending s. 267.0731, F.S.; removing the ad hoc committee that nominates persons for designation as Great Floridian; amending s. 373.4597, F.S.; deleting references to the Geneva Freshwater Lens Task Force; repealing s. 376.86, F.S., relating to the Brownfield Areas Loan Guarantee Council and program; amending s. 378.032, F.S.; deleting a definition to conform to changes made by the act; repealing s. 378.033, F.S., relating to the Nonmandatory Land Reclamation Committee; amending s. 378.034, F.S.; conforming provisions to changes made by the act; repealing s. 379.2524, F.S., relating to the Surgeon Production Working Group; amending ss. 379.361 and 379.367, F.S.; conforming cross-references; amending s. 379.3671, F.S.; deleting the Trap Certificate Technical Advisory and Appeals Board; repealing s. 403.42, F.S., relating to the Clean Fuel Florida Advisory Board; repealing s. 403.87, F.S., relating to the technical advisory council for water and domestic wastewater operator certification; amending s. 408.910, F.S.; deleting references to technical advisory panels that may be established by Florida Health Choices, Inc.; amending s. 409.997, F.S.; deleting the child welfare results-oriented accountability program technical advisory panel; repealing s. 411.226, F.S., relating to the Learning Gateway program and steering committee; repealing s. 430.05, F.S., relating to the Department of Elderly Affairs Advisory Council; amending s. 571.24, F.S.; conforming a provision to changes made by the act; repealing s. 571.28, F.S., relating to the Florida Agricultural Promotional Campaign Advisory Council; repealing s. 595.701, F.S., relating to the Healthy Schools for Healthy Lives Council; repealing s. 603.203, F.S., relating to the Tropical Fruit Advisory Council; amending s. 603.204, F.S.; conforming a provision to changes made by the act; amending s. 1001.7065, F.S.; deleting the advisory board to support specific online degree programs at preeminent state research universities; repealing s. 1002.77, F.S., relating to the Florida Early Learning Advisory Council; amending s. 1002.83, F.S.; conforming a provision to changes made by the act; providing an effective date.

On motion by Rep. A. Rodriguez, the House concurred in **Senate Amendment 1**.

The question recurred on the passage of **CS/HB 7039**. The vote was:

Session Vote Sequence: 742

Representative Magar in the Chair.

Yeas—110

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

Nays—1

Eskamani

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

Recessed

The House recessed at 12:59 p.m., to reconvene upon call of the Chair.

Reconvened

The House was called to order by Rep. R. Rodrigues at 3 p.m. A quorum was present. [Session Vote Sequence: 743].

Introduction of Special Guests

Rep. R. Rodrigues introduced the Honorable Richard Corcoran, Commissioner of Education and former Speaker; the Honorable Bill Galvano, Senate President; the Honorable Jimmy Patronis, Chief Financial Officer; and Speaker Oliva's family: his daughter Celeste, his daughter Sabrina, his son Benjamin, and his wife, Jeanne Oliva.

Unveiling of the Speaker's Portrait

At the request of Rep. R. Rodrigues, Speaker Oliva and his family approached the well where his portrait was unveiled.

Presentation of Members' Gift to the Speaker

Rep. R. Rodrigues recognized the Speaker *pro tempore* to approach the well.

Speaker *pro tempore*: Mr. Speaker, there are many themes we could have used to chose a gift. Your embodiment of the American dream is of the son of immigrants. Your extraordinary success helping build a successful business out of the trunk of your car, or maybe even some hair products, but there's one common refrain in those farewell speeches as it relates to you. What those of us who have served with you for so long have noted: it is your

principles and conviction that you know what you believe and you know why you believe it, relentlessly and respectfully to pursue it in the best interests of Florida.

Many of us have spoken about finding our guiding principles in the Bible, and there is no question that that book is important to you. But in this Chamber, we also believe you're guided by another good book, a book from the economic prophet Milton Friedman, the Nobel prize-winning author and father of the Chicago School of Economics. Dr. Friedman's insights and teachings have been a beacon to guide so much of what we have accomplished in the past two years. In fact, Friedman was among the first to write about the elimination of medical licensure and the creation of school choice in his 1962 work "Capitalism and Freedom." If he were still alive today, we'd probably see him up in the gallery, celebrating the successes that we've celebrated here the past few days – or maybe even your office or the Cabinet room. So on behalf of your colleagues and friends of the Florida House, to commemorate our successes in fighting for the people of Florida, we present you with this original first edition book, "Capitalism and Freedom." May it serve as a reminder that in this House under your leadership, the right principles have fundamentally changed policy.

And, Mr. Speaker, something else, a little something, we had everyone sign something for you, all the members, and we've put together a photo book of your years here, things that you cannot go and buy.

Speaker's Remarks

Speaker Oliva: Members, I had blocked out two hours today to put together my farewell remarks, but then the Senate had a farewell. Is President Galvano here? President Galvano, what an honor it was to be there at your ceremony. Congratulations for all that you've done. You know, when there was a cartoon, I don't know if you remember when you and I first publicly said that we would work together collaboratively. The cartoon was not very flattering of either of us, but it showed us a picture from the front shaking hands, and then there was a picture from the rear where we had our fingers crossed, so no one believed it. And it makes sense that they would not believe it, Mr. President, because in order to have done what we did, it takes a lot of courage to fight, no doubt, but it takes tremendous courage to trust. Because that is when one is truly exposed. You always trusted. I thank you so much. I'm so proud of everything we've done. Thank you. President Galvano, everyone.

I want to start by thanking the members of District 110. And I want to say, I know that there's no way that I can thank everyone, and so I want to apologize ahead of time. When you have the benefit of being in this position, there's so very many people that make it possible, and it's difficult when you sit and think I want to thank everyone, and you know you're going to miss some people, so I want to apologize. But to the residents of District 110, the district that I grew up in, the district where I met my wife, where we're raising our children, the district where Cord Byrd went to school, and Mike La Rosa grew up. It is an amazing place. We don't have anything terribly historic there, what we have is a lot of hardworking people. For a lot of people, that was their first stop when they came to this country. And it's been an amazing place to grow up. And for me, it was the definition of America, it's all I knew. It was a great place of opportunity, and I want to thank everyone from District 110 for always supporting me. Along the lines of that, the only person I ever worried about possibly beating me in an election, was my own district secretary, because while I was away she was manning the station. And she was always there. When you're an incoming Speaker you have so much travel to go and do, and you're never back home. And she was always there, sometimes by herself. And when you're in a position like mine, people take special interest. They really send you emails, phone calls, sometimes they picket out front. And she's always been there for me. Thank you so much for always being there, Carmenchu, I love you. And to Frank, the two of you have become part of my family, thank you for always supporting me. Love you.

To Will Rodriguez, you knocked on the very first door with me when we set out on this campaign. And from there, you moved your family to Tallahassee and you supported us in the party, and then all the way to the Speaker's office. I can't tell you what a friend you have been to me, you're truly my brother, and I think that I speak for everyone when I say that you are an honorary member of the Class of 2012. Thank you, Will.

And to my two friends and brothers in this process, Frank Artiles and Eddy Gonzalez. Boy, being a friend of Frank's is not easy, that is it might be the understatement of the year. And to say that he's a handful may be in on a close second. But you've always been a friend to me, and you've always helped me in any way that I needed, and I thank you very much. Thank you for being here today. To Eddy Gonzalez, my brother, don't start crying, don't do it. I miss so much our drives home when we would talk about family. Thank you, for literally guiding me to my committees when I didn't know even where they were. You are my brother. From the time that we started off here to having both lost our fathers while we've been here, we've been through so much. Thank you, Eddy, I love you. I want to say a special thanks to someone in this process that had made a tremendous impact on me, most of the times good, some of the times bad. I'm talking about Speaker Corcoran, without a doubt. What we affectionately call around here COVID-20. I can say without a doubt, from the first time I met him, what he said is that we were going to set out to change the culture of things. Sure, it was about policy, but it was also about culture, and that required bravery. And I thank you for that and it made an indelible mark. Thank you.

Sarg, I can't tell you how good it feels to go up those steps as we gavel in and look down this aisle and see you guys standing there, you and Jeremy. It means a great deal. Thank you for all you do, for keeping us safe here, and thank you for all of the doormen that open those doors for us. You know, the other day, I thought to myself why is it that I have such great affection for those doormen? And then Clovis Watson got up and explained why. When you come from where some of us come from, that means a great deal. Thank you all so much. Appreciate you.

To our Clerk, Jeff Takacs, and Debbie, thank you all and everyone up here, for all that you do. It's a tremendous sense of comfort when you walk up to that rostrum and you see that entire team of people there, making sure that the trains are going to run on time. We are enormously indebted to all of you. Thank you so much.

I can't mention all House staff by name, but I can tell you that I've traveled around the country, I've spoken to other presiding officers, and without a doubt, we have the finest staff anywhere in the country. If we can pursue bold policy the way that we pursue it, it's because they help us put it all together. This is the greatest staff anywhere, and we're indebted to you all and we thank you.

To the folks over here from the Majority Office, thank you for all you do and helping members understand sometimes complicated policy issues. Thank you to your entire team. We appreciate all of you.

To Stephanie and Janna, you are the compass of this House. Whenever anyone is lost, certainly me, you can see them immediately run over to Stephanie. When you see someone go over to Stephanie, it's not because they have a plan, it's because they need a plan.

To everyone in the Speaker's office, to Cory and Vanessa up front, to Fred Piccolo, it is not easy being a comms guy to a guy who doesn't want to do comms. But somehow you pull it off. But you're a great friend. I know that we will know each other for the rest of our lives. Thank you for all you try to do.

To Michelle Davila and Michelle Voran and Celeste, I can truly say that I'm not sure what it is you all do, but I know it's complicated, and I know that we cannot function without it. But the fact that you all do it, and the way that you all do it, always with a smile on your face, makes it very easy to come to work every day, even in a high-stress environment. Thank you, all, and thank you,

Kristi, for always waiting for me outside my office and telling me, remember, put your game face on. It means a great deal. Thank you all so much.

And to Carol Gormley, this one's going to be a little tough. Carol, it isn't until—don't do it, hang on, give me a minute—it isn't until I see you on the floor and go up and talk to you that I realize how diminutive you really are, because in my mind, you are a giant. Every day when I walk into your office, I need an answer for something. Every day you have it. You're an amazing friend. I don't know how you deal with the work level and the stress level. You're an amazing strategist. I can tell you that I'm thankful to President Galvano that we were able to accomplish what we accomplished, but without you, we wouldn't have even gotten started. Thank you, Carol, I love you.

And to my wife and kids, thank goodness I don't have to look at them in the eye. To our beautiful daughters, when I first spoke at this Well, it was about eight years ago. I was being sworn in as a class of one in a special election, and they were standing up here with me and they were just babies, and she was carrying Ben. And I promised them that we would spend this time and do something significant, that it would be worth the sacrifice they were making. I think we can all tell them that it was worth their time and their sacrifice, but I have no way to repay them for what we do, for what they do. You know, Ben has taken recently to asking me, when is it that you never have to go back to Tallahassee again? I think that's next week, buddy. No, I want to thank you so much for all you've done. I don't deserve it, but I hope I can earn it. I love you.

And finally, members, to all of you. When I thought about, how can I properly project to you how I see all of you? What it seems like to me when I'm standing up there? I thought that the best thing that I could do is give back to all of you what all of you have given me. Before you is a gavel. Together, those gavels make that giant one that's up there. I've never seen that as my gavel. I've always seen it as an extension of all of yours. And I've tried to make sure that this House is run in a way that is dignified, and that is representative of that. I thank you deeply for lending me that gavel and for giving me the opportunity to lead this chamber. It has truly been the honor of my life. I thank you all.

I have one last thing to say because one of the frustrating parts of being the Speaker is you don't get to debate, you don't get to ask questions, you just get to sit up there and recognize folks. But I do want to say, I want to share a little bit of my experience. You know, not a lot of people get a chance to see what their life would have been like but for one event. I had an opportunity to do that. I don't have to speculate about what my life would have been like. You see, I'm one of very few people in my entire family whose parents left Cuba. The great majority of my family, grandparents that I never met, uncles and aunts that I never met, and cousins that I never met are all still in Cuba. I had the opportunity to be born here. And as I was growing up and I was listening to Cuban radio that played in my parents' home, I would hear about the atrocities going on in Cuba. My parents' friends and families would come over and they would talk about what were happening to their friends in Cuba. And meanwhile, I'd go to school and I'd listen to the Declaration of Independence, and I would hear about our inalienable rights, and these became the bookends of my life. I understood that there is a difference. There is a real difference between one thing and the other. Then as I started to grow up and I was able to go to school, I remember hearing stories about how my cousins had to go to farm schools. And whatever happened at those farm schools, they had no recourse because there's only one person in charge. And there's only one person you can go to. And when it's that group that is doing whatever is being done to you, you have no recourse. And so they had to deal with it. Later in life, when I decided to start a business, I had the freedom to do that. My cousins did not have the freedom to do that. They had to go work at some government-assigned job. Later on when my wife and I got married and we started raising our children, we were able to send them, because we had started a business, to some of the finest schools in South Florida. My cousins' children were going back to the same farm schools they had gone. And then, even after that, when I decided that I wanted to take an interest in how we govern ourselves, and how is it that laws are created, I was able to speak out against the things I didn't like and speak for the things I did. And I was able to put my

name on a ballot and run for office. My cousins can only hope to whisper what they're not okay with, or they'll lose their jobs or they'll be put in jail. And if they don't agree with what's going on, they're not allowed to leave. They're incarcerated in their own country. The only difference between my cousins and I is that they were born there and I was born here. And so what I would say to you, it is absolutely fair when we criticize some of the things that go on in this country. It's fair, and we ought to do it. Because trying to improve this country is important, it's tremendously important. But remember always, that she may not be the best that she can be, but she is the best that there has ever been. Always remember that and take care of her. Thank you so much.

Recessed

The House stood in informal recess at 3:28 p.m., to reconvene upon call of the Chair.

Reconvened

The House was called to order by the Speaker pro tempore at 4:35 p.m. A quorum was present [Session Vote Sequence: 744].

Messages from the Senate

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 1095, with 1 amendment, and requests the concurrence of the House.

Debbie Brown, Secretary

CS/CS/HB 1095—A bill to be entitled An act relating to underground facility damage prevention and safety; amending s. 556.102, F.S.; providing definitions; amending s. 556.107, F.S.; revising and providing noncriminal violations relating to the transportation of certain hazardous materials; authorizing the State Fire Marshal or his or her agents to issue certain citations; providing enhanced civil penalties; providing disposition of the civil penalty; requiring a report by additional entities; providing requirements for the report; providing civil penalties; amending s. 556.116, F.S.; deleting definitions; requiring certain persons to transmit an incident report to the State Fire Marshal; providing that certain incident reports must be submitted to, and investigated by, the State Fire Marshal or his or her agents; authorizing the State Fire Marshal or his or her agents to issue citations and civil penalties; providing for disposition of the civil penalty; requiring written warnings for certain noncriminal infractions; providing for an enhanced penalty upon conviction for a failure to respond; removing provisions relating to hearings by the Division of Administrative Hearings of certain incidents; creating s. 556.117, F.S.; requiring Sunshine State One-Call of Florida, Inc., to review certain reports and complaints; requiring the corporation to identify areas in the state in need of additional education and to recommend solutions; requiring an annual report to the Governor and the Legislature by a specified date; providing an effective date.

(Amendment Bar Code: 881186)

Senate Amendment 1 (with title amendment)—

Before line 35

insert:

Section 1. Subsection (1) of section 350.061, Florida Statutes, is amended to read:

350.061 Public Counsel; appointment; oath; restrictions on Public Counsel and his or her employees.—

(1) The committee designated by joint rule of the Legislature or by agreement between the President of the Senate and the Speaker of the House of Representatives as the Committee on Public Counsel Oversight shall appoint a Public Counsel to represent the general public of Florida before the Florida Public Service Commission. The Public Counsel shall be an attorney admitted to practice before the Florida Supreme Court, and shall be appointed

for a term of 4 years, and may be reappointed thereafter, provided that a person appointed as the Public Counsel may not serve more than 12 consecutive years in the position. However, the time served by the Public Counsel before July 1, 2020, may not be considered in applying the limitation on consecutive years of service. The Public Counsel shall be appointed by a majority vote of the committee appointees of each house and may be removed from office by a majority vote of the committee appointees of each house. A person may continue as Public Counsel beyond the 4-year term until his or her successor is appointed and takes office, unless the person is removed by a vote of the committee. The Committee on Public Counsel Oversight shall receive applications, conduct interviews, and appoint a Public Counsel to a 4-year term beginning on March 1, 2021, and every 4 years thereafter serve at the pleasure of the Committee on Public Counsel Oversight, subject to biennial reconfirmation by the committee. The Public Counsel shall perform his or her duties independently. Vacancies in the office shall be filled for the remainder of the unexpired term in the same manner as the original appointment.

TITLE AMENDMENT

And the title is amended as follows:

Delete lines 2 - 3

and insert:

An act relating to infrastructure regulation; amending s. 350.061, F.S.; providing term limits for the Public Counsel; providing an exception for time served before a specified date; providing for the appointment and removal of the Public Counsel; requiring the Committee on Public Counsel Oversight to receive applications, conduct interviews, and appoint a Public Counsel by a specified date every 4 years; providing for the filling of vacancies; amending s. 556.102, F.S.;

On motion by Rep. Fitzenhagen, the House concurred in Senate Amendment 1.

The question recurred on the passage of CS/CS/HB 1095. The vote was:

Session Vote Sequence: 745

Representative Magar in the Chair.

Yeas—115

Table listing names of representatives who voted 'Yeas' (115 total). Columns include names like Alexander, Eagle, Latvala, Rommel, etc.

Nays—None

Votes after roll call:

Yeas—Donalds, Jacobs, Mercado

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

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 731, with 1 amendment, and requests the concurrence of the House.

Debbie Brown, Secretary

CS/CS/HB 731—A bill to be entitled An act relating to the Agency for Health Care Administration; amending s. 383.327, F.S.; requiring birth centers to report certain deaths and stillbirths to the Agency for Health Care Administration; removing a requirement that a certain report be submitted annually to the agency; authorizing the agency to prescribe by rule the frequency at which such report is submitted; amending s. 395.003, F.S.; removing a requirement that specified information be listed on licenses for certain facilities; amending s. 395.1055, F.S.; requiring the agency to adopt specified rules related to ongoing quality improvement programs for certain cardiac programs; amending s. 395.602, F.S.; extending a certain date relating to the designation of certain rural hospitals; repealing s. 395.7015, F.S., relating to an annual assessment on health care entities; amending s. 395.7016, F.S.; conforming a provision to changes made by the act; amending s. 400.19, F.S.; revising provisions requiring the agency to conduct licensure inspections of nursing homes; requiring the agency to conduct biannual licensure surveys under certain circumstances; revising a provision requiring the agency to assess a specified fine for such surveys; amending s. 400.462, F.S.; revising definitions; amending s. 400.464, F.S.; revising provisions relating to exemptions from licensure requirements for home health agencies; exempting certain persons from such licensure requirements; amending ss. 400.471, 400.492, 400.506, and 400.509, F.S.; revising provisions relating to licensure requirements for home health agencies to conform to changes made by the act; amending s. 400.605, F.S.; removing a requirement that the agency conduct specified inspections of certain licensees; amending s. 400.60501, F.S.; removing an obsolete date and a requirement that the agency develop a specified annual report; amending s. 400.9905, F.S.; revising the definition of the term “clinic”; amending s. 400.991, F.S.; conforming provisions to changes made by the act; removing the option for health care clinics to file a surety bond under certain circumstances; amending s. 400.9935, F.S.; requiring certain clinics to publish and post a schedule of charges; amending s. 408.033, F.S.; conforming a provision to changes made by the act; amending s. 408.05, F.S.; requiring the agency to publish an annual report identifying certain health care services by a specified date; amending s. 408.061, F.S.; revising provisions requiring health care facilities to submit specified data to the agency; amending s. 408.0611, F.S.; requiring the agency to annually publish a report on the progress of implementation of electronic prescribing on its Internet website; amending s. 408.062, F.S.; requiring the agency to annually publish certain information on its Internet website; removing a requirement that the agency submit certain annual reports to the Governor and Legislature; amending s. 408.063, F.S.; removing a requirement that the agency annually publish certain reports; amending ss. 408.802, 408.820, 408.831, and 408.832, F.S.; conforming provisions to changes made by the act; amending s. 408.803, F.S.; conforming a provision to changes made by the act; providing a definition of the term “low-risk provider”; amending s. 408.806, F.S.; exempting certain low-risk providers from a specified inspection; amending s. 408.808, F.S.; authorizing the issuance of a provisional license to certain applicants; amending s. 408.809, F.S.; revising provisions relating to background screening requirements for certain licensure applicants; removing an obsolete date and provisions relating to certain rescreening requirements; amending s. 408.811, F.S.; authorizing the agency to exempt certain low-risk providers from inspections and conduct unannounced licensure inspections of such providers under certain circumstances; authorizing the agency to adopt rules to waive routine inspections and grant extended time periods between relicensure inspections under certain conditions; amending s. 408.821, F.S.;

revising provisions requiring licensees to have a specified plan; providing requirements for the submission of such plan; amending s. 408.909, F.S.; removing a requirement that the agency and Office of Insurance Regulation evaluate a specified program; amending s. 408.9091, F.S.; removing a requirement that the agency and office jointly submit a specified annual report to the Governor and Legislature; amending s. 409.905, F.S.; providing construction for a provision that requires the agency to discontinue its hospital retrospective review program under certain circumstances; providing legislative intent; amending s. 409.907, F.S.; requiring that a specified background screening be conducted through the agency on certain persons and entities; amending s. 409.908, F.S.; revising provisions related to the prospective payment methodology for certain Medicaid provider reimbursements; amending s. 409.913, F.S.; revising a requirement that the agency and the Medicaid Fraud Control Unit of the Department of Legal Affairs submit a specified report to the Legislature; authorizing the agency to recover specified costs associated with an audit, investigation, or enforcement action relating to provider fraud under the Medicaid program; amending s. 409.920, F.S.; revising provisions related to prohibited referral practices under the Medicaid program; providing applicability; amending ss. 409.967 and 409.973, F.S.; revising the length of managed care plan and Medicaid prepaid dental health program contracts, respectively, procured by the agency beginning during a specified timeframe; requiring the agency to extend the term of certain existing contracts until a specified date; amending s. 429.11, F.S.; removing an authorization for the issuance of a provisional license to certain facilities; amending s. 429.19, F.S.; removing requirements that the agency develop and disseminate a specified list and the Department of Children and Families disseminate such list to certain providers; amending ss. 429.35, 429.905, and 429.929, F.S.; revising provisions requiring a biennial inspection cycle for specified facilities and centers, respectively; repealing part I of chapter 483, F.S., relating to The Florida Multiphasic Health Testing Center Law; amending ss. 627.6387, 627.6648, and 641.31076, F.S.; revising the definition of the term “shoppable health care service”; revising duties of certain health insurers and health maintenance organizations; amending ss. 20.43, 381.0034, 456.001, 456.057, 456.076, and 456.47, F.S.; conforming cross-references; providing effective dates.

(Amendment Bar Code: 419896)

Senate Amendment 1 (with title amendment)—

Before line 136

insert:

Section 1. Paragraph (c) of subsection (4) of section 381.915, Florida Statutes, is amended to read:

381.915 Florida Consortium of National Cancer Institute Centers Program.—

(4) Tier designations and corresponding weights within the Florida Consortium of National Cancer Institute Centers Program are as follows:

(c) Tier 3: Florida-based cancer centers seeking designation as either a NCI-designated cancer center or NCI-designated comprehensive cancer center, which shall be weighted at 1.0.

1. A cancer center shall meet the following minimum criteria to be considered eligible for Tier 3 designation in any given fiscal year:

a. Conducting cancer-related basic scientific research and cancer-related population scientific research;

b. Offering and providing the full range of diagnostic and treatment services on site, as determined by the Commission on Cancer of the American College of Surgeons;

c. Hosting or conducting cancer-related interventional clinical trials that are registered with the NCI's Clinical Trials Reporting Program;

d. Offering degree-granting programs or affiliating with universities through degree-granting programs accredited or approved by a nationally recognized agency and offered through the center or through the center in conjunction with another institution accredited by the Commission on Colleges of the Southern Association of Colleges and Schools;

e. Providing training to clinical trainees, medical trainees accredited by the Accreditation Council for Graduate Medical Education or the American

Osteopathic Association, and postdoctoral fellows recently awarded a doctorate degree; and

f. Having more than \$5 million in annual direct costs associated with their total NCI peer-reviewed grant funding.

2. The General Appropriations Act or accompanying legislation may limit the number of cancer centers which shall receive Tier 3 designations or provide additional criteria for such designation.

3. A cancer center's participation in Tier 3 may not extend beyond June 30, 2024 shall be limited to 6 years.

4. A cancer center that qualifies as a designated Tier 3 center under the criteria provided in subparagraph 1. by July 1, 2014, is authorized to pursue NCI designation as a cancer center or a comprehensive cancer center until June 30, 2024 for 6 years after qualification.

===== TITLE A M E N D M E N T =====

And the title is amended as follows:

Delete line 3 and insert: Administration; amending s. 381.915, F.S.; revising time limits for Tier 3 cancer center designations within the Florida Consortium of National Cancer Institute Centers Program; amending s. 383.327, F.S.; requiring

On motion by Rep. Perez, the House concurred in **Senate Amendment 1.**

The question recurred on the passage of **CS/CS/HB 731.** The vote was:

Session Vote Sequence: 746

Representative Magar in the Chair.

Yeas—100

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

Nays—14

Brown	Geller	Hart	Valdés
Cortes, J.	Goff-Marcil	Hattersley	Williams
DuBose	Good	Slosberg	
Eskamani	Gottlieb	Smith, C.	

Votes after roll call:

- Yeas—Donalds
- Nays—Hogan Johnson
- Nays to Yeas—Brown

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

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 1091, with 1 amendment, and requests the concurrence of the House.

Debbie Brown, Secretary

CS/CS/HB 1091—A bill to be entitled An act relating to environmental enforcement; amending s. 161.054, F.S.; revising administrative penalties for violations of certain provisions relating to beach and shore construction and activities; making technical changes; amending ss. 258.397, 258.46, 373.129, 376.16, 376.25, 377.37, 378.211, and 403.141, F.S.; revising civil penalties for violations of certain provisions relating to the Biscayne Bay Aquatic Preserve, aquatic preserves, water resources, the Pollutant Discharge Prevention and Control Act, the Clean Ocean Act, regulation of oil and gas resources, the Phosphate Land Reclamation Act, and other provisions relating to pollution and the environment, respectively; providing that each day that certain violations occur constitutes a separate offense; making technical changes; amending ss. 373.209, 376.065, 376.071, 403.086, 403.413, 403.7234, and 403.93345, F.S.; revising civil penalties for violations of certain provisions relating to artesian wells, terminal facilities, discharge contingency plans for vessels, sewage disposal facilities, dumping litter, small quantity generators, and coral reef protection, respectively; making technical changes; amending ss. 373.430 and 403.161, F.S.; revising criminal penalties for violations of certain provisions relating to pollution and the environment; providing that each day that the cause of unauthorized discharges of domestic wastewater is not addressed constitutes a separate offense; making technical changes; amending s. 403.121, F.S.; revising civil and administrative penalties for violations of certain provisions relating to pollution and the environment; providing that each day that the cause of unauthorized discharges of domestic wastewater is not addressed constitutes a separate offense; increasing the amount of penalties that can be assessed administratively; making technical changes; amending ss. 403.726 and 403.727, F.S.; revising civil penalties for violations of certain provisions relating to hazardous waste; making technical changes; reenacting s. 823.11(5), F.S., to incorporate the amendment made to s. 376.16, F.S., in a reference thereto; reenacting ss. 403.077(5), 403.131(2), 403.4154(3)(d), and 403.860(5), F.S., to incorporate the amendment made to s. 403.121, F.S., in a reference thereto; reenacting ss. 403.708(10), 403.7191(7), and 403.811, F.S., to incorporate the amendment made to s. 403.141, F.S., in a reference thereto; reenacting s. 403.7186(8), F.S., to incorporate the amendment made to ss. 403.141 and 403.161, F.S., in references thereto; reenacting s. 403.7255(2), F.S., to incorporate the amendment made to s. 403.161, F.S., in a reference thereto; providing an effective date.

(Amendment Bar Code: 812222)

Senate Amendment 1 (with title amendment)—

Before line 58

insert:

Section 1. Section 125.569, Florida Statutes, is created to read:

125.569 Sanitary sewer lateral inspection programs for counties.—

(1) As used in this section, the term "sanitary sewer lateral" means a privately owned pipeline connecting a property to the main sewer line which is maintained and repaired by the property owner.

(2) By July 1, 2022, each county is encouraged to establish an evaluation and rehabilitation program for sanitary sewer laterals on residential and commercial properties within the county's jurisdiction to identify and reduce extraneous flow from leaking sanitary sewer laterals. At a minimum, the program may do all of the following:

(a) Establish a system to identify defective, damaged, or deteriorated sanitary sewer laterals on residential and commercial properties within the jurisdiction of the county.

(b) Consider economical methods for a property owner to repair or replace a defective, damaged, or deteriorated sanitary sewer lateral.

(c) Establish and maintain a publicly accessible database to store information concerning properties where a defective, damaged, or

deteriorated sanitary sewer lateral has been identified. For each property, the database must include, but is not limited to, the address of the property, the names of any persons the county notified concerning the faulty sanitary sewer lateral, and the date and method of such notification.

Section 2. Section 166.0481, Florida Statutes, is created to read:

166.0481 Sanitary sewer lateral inspection programs for municipalities.—

(1) As used in this section, the term "sanitary sewer lateral" means a privately owned pipeline connecting a property to the main sewer line which is maintained and repaired by the property owner.

(2) By July 1, 2022, each municipality is encouraged to establish an evaluation and rehabilitation program for sanitary sewer laterals on residential and commercial properties within the municipality's jurisdiction to identify and reduce extraneous flow from leaking sanitary sewer laterals. At a minimum, the program may do all of the following:

(a) Establish a system to identify defective, damaged, or deteriorated sanitary sewer laterals on residential and commercial properties within the jurisdiction of the municipality.

(b) Consider economical methods for a property owner to repair or replace a defective, damaged, or deteriorated sanitary sewer lateral.

(c) Establish and maintain a publicly accessible database to store information concerning properties where a defective, damaged, or deteriorated sanitary sewer lateral has been identified. For each property, the database must include, but is not limited to, the address of the property, the names of any persons the municipality notified concerning the faulty sanitary sewer lateral, and the date and method of such notification.

Section 3. Section 689.301, Florida Statutes, is created to read:

689.301 Disclosure of known defects in sanitary sewer laterals to prospective purchaser.—Before executing a contract for sale, a seller of real property shall disclose to a prospective purchaser any defects in the property's sanitary sewer lateral which are known to the seller. As used in this section, the term "sanitary sewer lateral" means the privately owned pipeline connecting a property to the main sewer line.

===== TITLE AMENDMENT =====

And the title is amended as follows:

Delete line 2

and insert:

An act relating to environmental accountability; creating ss. 125.569 and 166.0481, F.S.; defining the term "sanitary sewer lateral"; encouraging counties and municipalities, respectively, to establish a sanitary sewer lateral inspection program by a specified date; providing parameters for such a program; creating s. 689.301, F.S.; requiring a seller of real property to disclose any known defects in the property's sanitary sewer lateral; defining the term "sanitary sewer lateral"; amending

On motion by Rep. Fine, the House concurred in Senate Amendment 1.

The question recurred on the passage of CS/CS/HB 1091. The vote was:

Session Vote Sequence: 747

Representative Magar in the Chair.

Yeas—115

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

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

Nays—None

Votes after roll call:

Yeas—Donalds, Jacobs, Mercado

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

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 1213, with 1 amendment, and requests the concurrence of the House.

Debbie Brown, Secretary

CS/CS/HB 1213—A bill to be entitled An act relating to Holocaust education; amending s. 1003.42, F.S.; including certain instruction related to anti-Semitism in the required instruction relating to the Holocaust; providing school district and Department of Education requirements relating to such instruction; authorizing the department to seek input from certain entities for specified purposes relating to such instruction; authorizing the department to contract with specified entities to develop specified training and resources relating to such instruction; designating a certain week as "Holocaust Education Week;" providing an effective date.

(Amendment Bar Code: 484636)

Senate Amendment 1 (with title amendment)—

Before line 17

insert:

Section 1. The Commissioner of Education's African American History Task Force is directed to examine ways in which the history of the 1920 Ocoee Election Day Riots will be included in instruction on African-American history required pursuant to s. 1003.42(2)(h), Florida Statutes. The task force shall submit its recommendations to the Commissioner of Education and the State Board of Education by March 1, 2021.

Section 2. The Secretary of State is directed to:

(1) In coordination with the Division of Cultural Affairs of the Department of State, determine how the Museum of Florida History and other state museums will promote the history of the 1920 Ocoee Election Day Riots through exhibits and educational programs.

(2) Collaborate with the National Museum of African American History and Culture of the Smithsonian Institution to seek inclusion of the history of the 1920 Ocoee Election Day Riots in the museum's exhibits.

Section 3. The Secretary of Environmental Protection is directed to determine which state park, or a portion of or a facility therein, will be named in recognition of any victim of the 1920 Ocoee Election Day Riots. The secretary may appoint a committee to assess naming opportunities. If a change to state law is required in order to change the designation of a state park, or a portion of or a facility therein, the secretary shall submit any such recommendation to the President of the Senate and the Speaker of the House of Representatives.

Section 4. District school boards are encouraged to assess opportunities for naming school facilities in recognition of victims of the 1920 Ocoee Election Day Riots.

===== TITLE AMENDMENT =====

Debbie Brown, Secretary

And the title is amended as follows:

Delete line 2
and insert:

An act relating to educational instruction of historical events; directing the Commissioner of Education's African American History Task Force to determine ways in which the 1920 Ocoee Election Day Riots will be included in required instruction on African-American history; requiring the task force to submit recommendations to the commissioner and the State Board of Education by a specified date; directing the Secretary of State to take certain action regarding the inclusion of the history of the 1920 Ocoee Election Day Riots in museum exhibits; directing the Secretary of Environmental Protection to assess naming opportunities for state parks, or a portion of a facility therein, in recognizing victims of the 1920 Ocoee Election Day Riots; authorizing the secretary to appoint a committee to assist in assessing naming opportunities; requiring the secretary to submit recommendations to the Legislature under specified circumstances; encouraging district school boards to assess naming opportunities for naming school facilities in recognition of victims of the 1920 Ocoee Election Day Riots; amending s.

On motion by Rep. Fine, the House concurred in **Senate Amendment 1**.

The question recurred on the passage of **CS/CS/HB 1213**. The vote was:

Session Vote Sequence: 748

Representative Magar in the Chair.

Yeas—116

Alexander	Duran	LaMarca	Rodriguez, A. M.
Aloupis	Eagle	Latvala	Rommel
Altman	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	Newton	Smith, D.
Buchanan	Good	Oliva	Sprowls
Burton	Gottlieb	Omphroy	Stark
Bush	Grall	Overdorf	Stevenson
Byrd	Grant, J.	Payne	Stone
Caruso	Grant, M.	Perez	Sullivan
Casello	Gregory	Pigman	Thompson
Clemons	Grieco	Plakon	Toledo
Cortes, J.	Hage	Plasencia	Tomkow
Cummings	Hart	Polo	Trumbull
Daley	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	Rodrigues, R.	Yarborough
Duggan	La Rosa	Rodriguez, A.	Zika

Nays—None

Votes after roll call:

Yeas—Jacobs, Mercado

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

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 7049, with 1 amendment, and requests the concurrence of the House.

HB 7049—A bill to be entitled An act relating to international affairs; amending s. 15.01, F.S.; requiring the Secretary of State to serve as the state protocol officer; requiring the Secretary of State to take certain actions relating to the state protocol manual; amending s. 15.182, F.S.; requiring that certain organizations provide notice of international travel to the Department of State, rather than the Department of Economic Opportunity; requiring the Department of State, the Department of Economic Opportunity, and Enterprise Florida, Inc., to work in conjunction for a certain purpose; amending s. 288.816, F.S.; revising the duties of the state protocol officer; authorizing, rather than requiring, the state protocol officer to take certain actions; creating s. 288.8165, F.S.; authorizing the Office of International Affairs within the Department of State to support the establishment of citizen support organizations for certain purposes; defining the term “citizen support organization”; authorizing the office to adopt rules; prohibiting the office from allowing a citizen support organization to use certain services, property, or facilities if the organization does not provide equal membership and employment opportunities; requiring citizen support organizations to provide for a certain financial audit; providing a scheduled repeal; amending s. 288.012, F.S.; conforming provisions to changes made by the act; providing an effective date.

(Amendment Bar Code: 130920)

Senate Amendment 1 (with title amendment)—

Delete lines 54 - 172

and insert:

Section 2. Section 15.182, Florida Statutes, is amended to read:

15.182 International travel by state-funded musical, cultural, or artistic organizations; notification to the Department of State Economic Opportunity.—

(1) If a musical, cultural, or artistic organization that receives state funding is traveling internationally for a presentation, performance, or other significant public viewing, including an organization associated with a college or university, such organization shall notify the Department of State Economic Opportunity in writing of its intentions to travel, together with the date, time, and location of each appearance. The notice shall be provided to the department at least 30 days prior to the date the international travel is to commence or, when an intention to travel internationally is not formed at least 30 days in advance of the date the travel is to commence, as soon as feasible after forming such travel intention. The department shall take an active role in informing such artistic organizations of the responsibility to provide notice of international travel intentions.

(2) The Department of State Economic Opportunity, in conjunction with the Department of Economic Opportunity and Enterprise Florida, Inc., shall act as an intermediary between performing musical, cultural, and artistic organizations and Florida businesses to encourage and coordinate joint undertakings. Such coordination may include, but is not limited to, encouraging business and industry to sponsor cultural events, assistance with travel of such organizations, and coordinating travel schedules of cultural performance groups and international trade missions.

~~(3) An organization shall provide the notification to the Department of State required by this section at least 30 days before the date the international travel is to commence or, when an intention to travel internationally is not formed at least 30 days in advance of the date the travel is to commence, as soon as feasible after forming such travel intention. The Department of State shall take an active role in informing such groups of the responsibility to notify the department of travel intentions.~~

Section 3. Paragraphs (c) and (d) of subsection (2) and subsection (3) of section 288.816, Florida Statutes, are amended to read:

288.816 Intergovernmental relations.—

(2) The state protocol officer shall be responsible for all consular relations between the state and all foreign governments doing business in Florida. The state protocol officer shall monitor United States laws and directives to ensure

that all federal treaties regarding foreign privileges and immunities are properly observed. The state protocol officer shall:

~~(e) Issue certificates to such foreign governmental officials after verification pursuant to proper investigations through United States Department of State sources and the appropriate foreign government.~~

~~(d) Verify entitlement to sales and use tax exemptions pursuant to United States Department of State guidelines and identification methods.~~

(3) The state protocol officer may shall operate the sister city and sister state program and establish such new programs as needed to further global understanding through the interchange of people, ideas, and culture between Florida and the world. To accomplish this purpose, the state protocol officer shall have the power and authority to:

(a) Coordinate and carry out activities designed to encourage the state and its subdivisions to participate in sister city and sister state affiliations with foreign countries and their subdivisions. Such activities may include a State of Florida sister cities conference.

(b) Encourage cooperation with and disseminate information pertaining to the Sister Cities International Program and any other program whose object is to promote linkages with foreign countries and their subdivisions.

(c) Maximize any aid available from all levels of government, public and private agencies, and other entities to facilitate such activities.

~~(d) Establish a viable system of registration for sister city and sister state affiliations between the state and foreign countries and their subdivisions. Such system shall include a method to determine that sufficient ties are properly established as well as a method to supervise how these ties are maintained.~~

~~(e) Maintain a current and accurate listing of all such affiliations. Sister city affiliations shall not be discouraged between the state and any country specified in s. 620(f)(1) of the federal Foreign Assistance Act of 1961, as amended, with whom the United States is currently conducting diplomatic relations unless a mandate from the United States Government expressly prohibits such affiliations.~~

Section 4. Section 288.8165, Florida Statutes, is created to read:

288.8165 Citizen support organizations.—

(1) CITIZEN SUPPORT ORGANIZATIONS.—The Department of State may authorize the establishment of citizen support organizations to provide assistance, funding, and promotional support for the intergovernmental programs of the department. For the purposes of this section, a "citizen support organization" means an organization which:

(a) Is a Florida corporation not for profit incorporated under chapter 617 and approved by the Department of State.

(b) Is organized and operated to conduct programs and activities; raise funds; request and receive grants, gifts, and bequests of money; acquire, receive, hold, invest, and administer, in its own name, securities, funds, or real or personal property; and make expenditures for the benefit of the intergovernmental programs of the department; except that such organization may not receive funds from the department by grant or gift unless specifically authorized by the Legislature. If the citizen support organization by contract provides fiscal and administrative services to the department for a grant or program that benefits the intergovernmental programs of the department, the organization may be reimbursed or compensated for such services by the department if the services are a direct benefit to the intergovernmental programs of the department.

(c) The department has determined to be consistent with the goals of the intergovernmental programs of the department and in the best interests of the state.

(d) Is approved in writing by the department to operate for the benefit of the intergovernmental programs of the department. Such approval must be stated in a letter of agreement from the Secretary of State.

(2) USE OF ADMINISTRATIVE SERVICES AND PROPERTY.—

(a) The department may permit a citizen support organization to use department property, facilities, and personnel free of charge. A citizen support organization may use department property, facilities, and personnel if such use is consistent with the approved purpose of that citizen support organization and if such use does not unreasonably interfere with the general public's use of department property, facilities, and personnel for established purposes.

(b) The department may prescribe conditions upon the use by a citizen support organization of department property, facilities, or personnel.

(c) The department may not permit the use of any property, facilities, or personnel of the state by a citizen support organization that does not provide equal membership and employment opportunities to all persons regardless of race, color, national origin, religion, sex, or age.

(3) ANNUAL AUDIT.—Each citizen support organization shall provide for an annual financial audit in accordance with s. 215.981.

(4) FUTURE REPEAL.—This section is repealed October 1, 2025, unless reviewed and saved from repeal by the Legislature.

===== TITLE AMENDMENT =====

And the title is amended as follows:

Delete lines 16 - 21

and insert:

creating s. 288.8165; authorizing the Department of State to support the establishment of citizen support organizations for certain purposes; defining the term "citizen support organization"; prohibiting the department from allowing a

On motion by Rep. Trumbull, the House concurred in **Senate Amendment 1.**

The question recurred on the passage of **HB 7049.** The vote was:

Session Vote Sequence: 749

Representative Magar in the Chair.

Yeas—115

Alexander	Duran	LaMarca	Rodriguez, A. M.
Aloupis	Eagle	Latvala	Rommel
Altman	Eskamani	Leek	Roth
Andrade	Fernández	Magar	Santiago
Antone	Fernandez-Barquin	Maggard	Shoaf
Ausley	Fetterhoff	Mariano	Silvers
Avila	Fine	Massullo	Sirois
Bell	Fischer	McClain	Slosberg
Beltran	Fitzenhagen	McClure	Smith, C.
Brannan	Geller	McGhee	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.
Davis	Hill	Ponder	Watson, C.
Diamond	Hogan Johnson	Pritchett	Webb
DiCeglie	Ingolia	Raschein	Willhite
Donalds	Jenne	Renner	Williams
Drake	Jones	Roach	Williamson
Driskell	Joseph	Robinson	Yarborough
DuBose	Killebrew	Rodriguez, R.	Zika
Duggan	La Rosa	Rodriguez, A.	

Nays—None

Votes after roll call:

Yeas—Jacobs, Mercado, Sabatini

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

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 573, with 1 amendment, and requests the concurrence of the House.

Debbie Brown, Secretary

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.

(Amendment Bar Code: 910716)

Senate Substitute Amendment 2 for Senate Amendment 1 (559842) (with title amendment)—

Delete everything after the enacting clause and insert:

Section 1. Section 111.09, Florida Statutes, is created to read:

111.09 Peer support for first responders.—

(1) For purposes of this section, the term:

(a) "First responder" has the same meaning as provided in s. 112.1815 and includes 911 public safety telecommunications as defined in s. 401.465.

(b) "First responder peer" means a person who:

1. Is not a health care practitioner as defined in s. 456.001.

2. Has experience working as or with a first responder regarding any physical or emotional conditions or issues associated with the first responder's employment.

3. Has been designated by the first responder's employing agency to provide peer support as provided in this section and has received training for this purpose.

(c) "Peer support" means the provision of physical, moral, or emotional support to a first responder by a first responder peer for the purpose of addressing physical or emotional conditions or other issues associated with being a first responder.

(d) "Peer support communication" means electronic, oral, or written communication, made with a mutual expectation of confidentiality while a first responder peer is providing peer support in his or her official capacity.

(2) A first responder peer may not divulge information from or testify about a peer support communication in a civil, criminal, administrative, or disciplinary proceeding, unless:

(a) The first responder peer is a defendant in a civil, criminal, administrative, or disciplinary proceeding arising from a complaint filed by the first responder who was a party to the peer support communication, in which case such information may be divulged but is limited to the scope of the proceeding;

(b) The first responder who was a party to the peer support communication agrees, in writing, to allow the first responder peer to testify about or divulge information related to the peer support communications;

(c) Based on the peer support communications, the first responder peer suspects that the first responder who was a party to the peer support communications has committed a criminal act or intends to commit a criminal act. There is no liability on the part of, and no cause of action of any nature may arise against, the first responder peer for disclosing information under this paragraph; or

(d) There are articulable facts or circumstances that would lead a reasonable, prudent person to fear for the safety of the first responder who was a party to the peer support communication, another person, or society, and the first responder peer communicates the information only to a potential victim and law enforcement or other appropriate authorities. There is no liability on the part of, and no cause of action of any nature may arise against, the first responder peer for disclosing information under this paragraph.

(3) This section does not limit the disclosure, discovery, or admissibility of information, testimony, or evidence that is obtained by a first responder peer from a source other than a first responder through a peer support communication.

Section 2. Section 112.531, Florida Statutes, is reordered and amended to read:

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

(2)(+) "Law enforcement officer" means any person, other than a chief of police, who is employed full time or part time by any municipality or the state or any political subdivision thereof and whose primary responsibility is the prevention and detection of crime or the enforcement of the penal, traffic, or highway laws of this state; and includes any person who is appointed by the sheriff as a deputy sheriff under pursuant to s. 30.07.

(1)(2) "Correctional officer" means any person, other than a warden, who is appointed or employed full time or part time by the state or any political subdivision thereof whose primary responsibility is the supervision, protection, care, custody, or control of inmates within a correctional institution; and includes correctional probation officers, as defined in s. 943.10(3). However, the term "correctional officer" does not include any secretarial, clerical, or professionally trained personnel.

Section 3. Paragraph (a) of subsection (6) of section 112.532, Florida Statutes, is amended to read:

112.532 Law enforcement officers' and correctional officers' rights.—All law enforcement officers and correctional officers employed by or appointed to a law enforcement agency or a correctional agency shall have the following rights and privileges:

(6) LIMITATIONS PERIOD FOR DISCIPLINARY ACTIONS.—

(a) Except as provided in this subsection, disciplinary action, suspension, demotion, or dismissal may not be undertaken by an agency against a law enforcement officer or correctional officer for any act, omission, or other allegation or complaint of misconduct, regardless of the origin of the allegation or complaint, if the investigation of the allegation or complaint is not completed within 180 days after the date the agency receives notice of the allegation or complaint by a person authorized by the agency to initiate an investigation of the misconduct. If the agency determines that disciplinary action is appropriate, it shall complete its investigation and give notice in writing to the law enforcement officer or correctional officer of its intent to proceed with disciplinary action, along with a proposal of the specific action sought, including length of suspension, if applicable. Notice to the officer must be provided within 180 days after the date the agency received notice of the alleged misconduct, regardless of the origin of the allegation or complaint, except as follows:

1. The running of the limitations period may be tolled for a period specified in a written waiver of the limitation by the law enforcement officer or correctional officer.

2. The running of the limitations period is tolled during the time that any criminal investigation or prosecution is pending in connection with the act, omission, or other allegation of misconduct.

3. If the investigation involves an officer who is incapacitated or otherwise unavailable, the running of the limitations period is tolled during the period of incapacitation or unavailability.

4. In a multijurisdictional investigation, the limitations period may be extended for a period of time reasonably necessary to facilitate the coordination of the agencies involved.

5. The running of the limitations period may be tolled for emergencies or natural disasters during the time period wherein the Governor has declared a state of emergency within the jurisdictional boundaries of the concerned agency.

6. The running of the limitations period is tolled during the time that the officer's compliance hearing proceeding is continuing beginning with the filing of the notice of violation and a request for a hearing and ending with the written determination of the compliance review panel or upon the violation being remedied by the agency.

Section 4. Paragraph (b) of subsection (1) of section 112.533, Florida Statutes, is amended to read:

112.533 Receipt and processing of complaints.—

(1)

(b)1. Any political subdivision that initiates or receives a complaint against a law enforcement officer or correctional officer must within 5 business days forward the complaint to the employing agency of the officer who is the subject of the complaint for review or investigation.

2. For purposes of this paragraph, the term "political subdivision" means a separate agency or unit of local government created or established by law or

ordinance and the officers thereof and includes, but is not limited to, an authority, board, branch, bureau, city, commission, consolidated government, county, department, district, institution, metropolitan government, municipality, office, officer, public corporation, town, or village.

Notwithstanding the rights and privileges provided under this part or any provisions provided in a collective bargaining agreement, the agency head or the agency head's designee may request a sworn or certified investigator from a separate law enforcement or correctional agency to conduct the investigation when a conflict is identified with having an investigator conduct the investigation of an officer of the same employing agency; the employing agency does not have an investigator trained to conduct such investigations; or the agency's investigator is the subject of, or a witness in, the investigation and such agency is composed of any combination of 35 or fewer law enforcement officers or correctional officers. The employing agency must document the identified conflict. Upon completion of the investigation, the investigator shall present the findings without any disciplinary recommendation to the employing agency.

Section 5. This act shall take effect July 1, 2020.

===== TITLE AMENDMENT =====

And the title is amended as follows:

Delete everything before the enacting clause and insert:

A bill to be entitled

An act relating to first responders and correctional officers; 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; reordering and amending s. 112.531, F.S.; revising definitions; amending s. 112.532, F.S.; specifying that an allegation or complaint of misconduct against a law enforcement officer or a correctional officer may originate from any source; amending s. 112.533, F.S.; authorizing law enforcement and correctional agencies to request a separate agency to conduct an investigation of a complaint under certain circumstances; specifying requirements for such investigations; providing an effective date.

On motion by Rep. Casello, the House concurred in **Senate Substitute Amendment 2**.

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

Session Vote Sequence: 750

Representative Magar in the Chair.

Yeas—115

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

Silvers	Stark	Tomkow	Willhite
Sirois	Stevenson	Trumbull	Williams
Slosberg	Stone	Valdés	Williamson
Smith, C.	Sullivan	Watson, B.	Yarborough
Smith, D.	Thompson	Watson, C.	Zika
Sprolws	Toledo	Webb	

Nays—None

Votes after roll call:

Yeas—Jacobs, Joseph, Mercado

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

Recessed

The House recessed at 5:19 p.m., to reconvene at 6:15 p.m. or upon call of the Chair.

Reconvened

The House was called to order by the Speaker *pro tempore* at 6:33 p.m. A quorum was present [Session Vote Sequence: 751].

Messages from the Senate

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 1193, with 1 amendment, and requests the concurrence of the House.

Debbie Brown, Secretary

CS/HB 1193—A bill to be entitled An act relating to the deregulation of professions and occupations; providing a short title; amending s. 287.055, F.S.; conforming provisions to changes made by the act; amending s. 322.57, F.S.; defining the term “servicemember”; requiring the Department of Highway Safety and Motor Vehicles to waive certain commercial driver license requirements for servicemembers and veterans under certain circumstances; requiring rulemaking; amending s. 326.004, F.S.; deleting the requirement for a yacht broker to maintain a separate license for each branch office; deleting the requirement for the division to establish a fee; amending s. 447.02, F.S.; conforming provisions to changes made by the act; repealing ss. 447.04, 447.041, 447.045, and 447.06, F.S., relating to licensure and permit requirements for business agents, hearings for persons or labor organizations denied licensure as a business agent, confidential information obtained during the application process, and required registration of labor organizations, respectively; amending s. 447.09, F.S.; deleting certain prohibited actions relating to the right of franchise of a member of a labor organization; repealing ss. 447.12 and 447.16, F.S., relating to registration fees and applicability; amending s. 447.305, F.S.; deleting a provision that requires notification of registrations and renewals to the department; amending s. 455.213, F.S.; requiring the Department of Business and Professional Regulation or a board to seek reciprocal licensing agreements with other states under certain circumstances; providing requirements; creating s. 455.2278, F.S.; providing definitions; prohibiting the department or a board from suspending or revoking a person’s license solely on the basis of a delinquency or default in the payment of his or her student loan; prohibiting the department or a board from suspending or revoking a person’s license solely on the basis of a default in satisfying the requirements of his or her work-conditional scholarship; amending s. 456.072, F.S.; providing that failing to repay a student loan issued or guaranteed by the state or the Federal Government in accordance with the terms of the loan is not considered a failure to perform a statutory or legal obligation; repealing s. 456.0721, F.S., relating to practitioners in default on student loan or scholarship obligations; amending s. 456.074; removing the requirements for immediate suspension of a health care practitioner for default on a specified student loan; amending s.

468.401, F.S.; revising a definition; amending s. 468.505, F.S.; providing that certain unlicensed persons are not prohibited or restricted from his or her practice, services, or activities in dietetics and nutrition under certain circumstances; amending s. 468.517, F.S.; providing that certain unlicensed persons may not practice dietetics and nutrition for remuneration in certain licensed healthcare facilities; amending s. 468.524, F.S.; deleting the time restriction for an employee leasing company to reapply for licensure; amending s. 468.603, F.S.; revising a definition; amending s. 468.609, F.S.; revising certain experience requirements for a person to take the examination for certification; revising the time period a provisional certificate is valid; amending s. 468.613, F.S.; providing for waiver of specified requirements for certification under certain circumstances; amending s. 468.8314, F.S.; requiring an applicant for a license by endorsement to maintain a specified insurance policy; requiring the department to certify an applicant who holds a specified license issued by another state or territory of the United States under certain circumstances; amending s. 471.015, F.S.; revising licensure requirements for engineers who hold specified licenses in another state; amending s. 473.308, F.S.; deleting continuing education requirements for license by endorsement for certified public accountants; amending s. 474.202, F.S.; revising the definition of the term "limited-service veterinary medical practice" to include certain vaccinations or immunizations; amending s. 474.203, F.S.; providing an exemption for a person whose work is solely confined to microchip implantation in dogs and cats; amending s. 474.207, F.S.; revising education requirements for licensure by examination; amending s. 474.217, F.S.; requiring the Department of Business and Professional Regulation to issue a license by endorsement to certain applicants who successfully complete a specified examination; amending s. 476.114, F.S.; revising training requirements for licensure as a barber; amending s. 476.144, F.S.; requiring the department to license an applicant who is licensed to practice barbering in another state; amending s. 477.013, F.S.; revising the definition of the term "hair braiding"; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing additional exemptions from license or registration requirements for specified occupations or practices; amending s. 477.019, F.S.; conforming provisions to changes made by the act; amending s. 477.0201, F.S.; providing requirements for registration as a specialist; amending s. 477.026, F.S.; conforming provisions to changes made by the act; amending s. 477.0263, F.S.; authorizing certain persons to perform specified cosmetology services in a location other than a licensed salon under certain circumstances; amending ss. 477.0265 and 477.029, F.S.; conforming provisions to changes made by the act; amending s. 481.201, F.S.; deleting legislative findings relating to the practice of interior design; amending s. 481.203, F.S.; revising definitions; amending s. 481.205, F.S.; conforming provisions to changes made by the act; amending s. 481.207, F.S.; revising certain fees for interior designers; amending s. 481.209, F.S.; providing requirements for a certificate of registration and a seal for interior designers; conforming provisions to changes made by the act; amending s. 481.213, F.S.; revising requirements for certification of licensure by endorsement for certain licensees to engage in the practice of architecture; providing that registration is not required for specified persons to practice; amending s. 481.2131, F.S.; requiring certain interior designers to include a specified seal when submitting documents for the issuance of a building permit; amending s. 481.215, F.S.; revising the number of hours of specified courses the board must require for the renewal of a license or certificate of registration; authoring licensees to complete certain courses online; amending s. 481.217, F.S.; conforming provisions to changes made by the act; amending s. 481.219, F.S.; deleting provisions permitting the practice of or offer to practice interior design through certain business organizations; deleting provisions requiring certificates of authorization for certain business organizations offering interior design services to the public; requiring a licensee or applicant in the practice of architecture to qualify a business organization; providing requirements; amending 481.221, F.S.; requiring registered architects and certain business organizations to display their license number in specified advertisements; amending s. 481.223, F.S.; providing construction; amending s. 481.2251, F.S.; revising acts that constitute grounds for disciplinary actions relating to interior designers; amending ss. 481.229 and 481.231, F.S.; conforming provisions to changes

made by the act; amending s. 481.303, F.S.; deleting the definition of the term "certificate of authorization"; amending s. 481.310, F.S.; providing that an applicant who holds a specified degree is not required to demonstrate 1 year of practical experience for licensure; amending s. 481.311, F.S.; requiring the Board of Landscape Architecture to certify an applicant who holds a specified license issued by another state or territory of the United States under certain circumstances; conforming provisions; amending s. 481.313, F.S.; authorizing a landscape architect to receive hour-for-hour credit for certain approved continuing education courses under certain circumstances; 481.317, F.S.; conforming provisions; amending s. 481.319, F.S.; deleting the requirement for a certificate of authorization; authorizing landscape architects to practice through a corporation or partnership; amending s. 481.321, F.S.; requiring a landscape architect to display their certificate number in specified advertisements; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 489.103, F.S.; revising certain contract prices for exemption; amending s. 489.111, F.S.; providing that an applicant who is exempt from a specified examination is eligible for licensure; amending s. 489.113, F.S.; providing that an applicant holding a specified degree does not have to pass a certain examination; amending s. 489.115, F.S.; requiring the Construction Industry Licensing Board to certify any applicant who holds a specified license to practice contracting issued by another state or territory of the United States under or certain persons licensed by endorsement or reciprocity under certain circumstances; amending s. 489.511, F.S.; requiring the board to certify as qualified for certification by endorsement any applicant who holds a specified license to practice electrical or alarm system contracting issued by another state or territory of the United States under certain circumstances; amending s. 489.517, F.S.; providing a reduction in certain continuing education hours required for certain contractors; amending s. 489.518, F.S.; requiring a person to have completed a specified amount of training within a certain time period to perform the duties of an alarm system agent; amending s. 492.104, F.S.; conforming provisions to changes made by the act; amending 492.108, F.S.; requiring the department to issue a license by endorsement to any applicant who has held a specified license to practice geology in another state, territory, or possession of the United States for a certain period of time; providing that an applicant may take the examination required by the board if they have not met the specified examination requirement; amending s. 492.111, F.S.; deleting the requirements for a certificate of authorization for a professional geologist; amending ss. 492.113 and 492.115, F.S.; conforming provisions; creating s. 509.102, F.S.; providing a definition for the term "mobile food dispensing vehicles"; prohibiting a municipality, county, or other local governmental entity from requiring a separate license, registration, or permit or fee or from operating within the jurisdiction; providing applicability; amending s. 548.003, F.S.; deleting the requirement that the Florida State Boxing Commission adopt rules relating to a knockdown timekeeper; amending s. 548.017, F.S.; deleting the licensure requirement for a timekeeper or announcer; amending s. 553.5141, F.S.; conforming provisions to changes made by the act; amending s. 553.74, F.S.; revising the membership and qualifications of the Florida Building Commission; amending s. 558.002, F.S.; conforming provisions to changes made by the act; amending s. 823.15, F.S.; authorizing certain persons to implant dogs and cats with specified radio frequency identification devices under certain circumstances; authorizing such persons to contact the owner of record listed on such devices; providing effective dates.

(Amendment Bar Code: 380064)

Senate Amendment 1 (with title amendment)—

Delete lines 234 - 2565
and insert:

Section 1. Present subsection (4) of section 322.57, Florida Statutes, is redesignated as subsection (5), and a new subsection (4) is added to that section, to read:

322.57 Tests of knowledge concerning specified vehicles; endorsement; nonresidents; violations.—

(4)(a) As used in this subsection, the term "servicemember" means a member of any branch of the United States military or military reserves, the

United States Coast Guard or its reserves, the Florida National Guard, or the Florida Air National Guard.

(b) The department shall waive the requirement to pass the Commercial Driver License Skills Tests for servicemembers and veterans if:

1. The applicant has been honorably discharged from military service within 1 year of the application, if the applicant is a veteran;

2. The applicant is trained as an MOS 88M Army Motor Transport Operator or similar military job specialty;

3. The applicant has received training to operate large trucks in compliance with the Federal Motor Carrier Safety Administration; and

4. The applicant has at least 2 years of experience in the military driving vehicles that would require a commercial driver license to operate.

(c) An applicant must complete every other requirement for a commercial driver license within 1 year of receiving a waiver under paragraph (b) or the waiver is invalid.

(d) The department shall adopt rules to administer this subsection.

Section 2. Subsection (13) of section 326.004, Florida Statutes, is amended to read:

326.004 Licensing.—

(13) Each broker must maintain a principal place of business in this state and may establish branch offices in the state. ~~A separate license must be maintained for each branch office. The division shall establish by rule a fee not to exceed \$100 for each branch office license.~~

Section 3. Subsection (3) of section 447.02, Florida Statutes, is amended to read:

447.02 Definitions.—The following terms, when used in this chapter, shall have the meanings ascribed to them in this section:

~~(3) The term "department" means the Department of Business and Professional Regulation.~~

Section 4. ~~Section 447.04, Florida Statutes, is repealed.~~

Section 5. ~~Section 447.041, Florida Statutes, is repealed.~~

Section 6. ~~Section 447.045, Florida Statutes, is repealed.~~

Section 7. ~~Section 447.06, Florida Statutes, is repealed.~~

Section 8. Subsections (6) and (8) of section 447.09, Florida Statutes, are amended to read:

447.09 Right of franchise preserved; penalties.—It shall be unlawful for any person:

~~(6) To act as a business agent without having obtained and possessing a valid and subsisting license or permit.~~

~~(8) To make any false statement in an application for a license.~~

Section 9. ~~Section 447.12, Florida Statutes, is repealed.~~

Section 10. ~~Section 447.16, Florida Statutes, is repealed.~~

Section 11. Subsection (4) of section 447.305, Florida Statutes, is amended to read:

447.305 Registration of employee organization.—

~~(4) Notification of registrations and renewals of registration shall be furnished at regular intervals by the commission to the Department of Business and Professional Regulation.~~

Section 12. Subsection (14) is added to section 455.213, Florida Statutes, to read:

455.213 General licensing provisions.—

(14) The department or a board must enter into a reciprocal licensing agreement with other states if the practice act within the purview of this chapter permits such agreement. If a reciprocal licensing agreement exists or if the department or board has determined another state's licensing requirements or examinations to be substantially equivalent or more stringent to those under the practice act, the department or board must post on its website which jurisdictions have such reciprocal licensing agreements or substantially similar licenses.

Section 13. Section 455.2278, Florida Statutes, is created to read:

455.2278 Restriction on disciplinary action for student loan default.—

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

(a) "Default" means the failure to repay a student loan according to the terms agreed to in the promissory note.

(b) "Delinquency" means the failure to make a student loan payment when it is due.

(c) "Student loan" means a federal-guaranteed or state-guaranteed loan for the purposes of postsecondary education.

(d) "Work-conditional scholarship" means an award of financial aid for a student to further his or her education which imposes an obligation on the student to complete certain work-related requirements to receive or to continue receiving the scholarship.

(2) STUDENT LOAN DEFAULT; DELINQUENCY.—The department or a board may not suspend or revoke a license that it has issued to any person who is in default on or delinquent in the payment of his or her student loans solely on the basis of such default or delinquency.

(3) WORK-CONDITIONAL SCHOLARSHIP DEFAULT.—The department or a board may not suspend or revoke a license that it has issued to any person who is in default on the satisfaction of the requirements of his or her work-conditional scholarship solely on the basis of such default.

Section 14. Paragraph (k) of subsection (1) of section 456.072, Florida Statutes, is amended 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:

(k) ~~Failing to perform any statutory or legal obligation placed upon a licensee. For purposes of this section, failing to repay a student loan issued or guaranteed by the state or the Federal Government in accordance with the terms of the loan is not or failing to comply with service scholarship obligations shall be considered a failure to perform a statutory or legal obligation, and the minimum disciplinary action imposed shall be a suspension of the license until new payment terms are agreed upon or the scholarship obligation is resumed, followed by probation for the duration of the student loan or remaining scholarship obligation period, and a fine equal to 10 percent of the defaulted loan amount. Fines collected shall be deposited into the Medical Quality Assurance Trust Fund.~~

Section 15. ~~Section 456.0721, Florida Statutes, is repealed.~~

Section 16. Subsection (4) of section 456.074, Florida Statutes, is amended to read:

456.074 Certain health care practitioners; immediate suspension of license.—

~~(4) Upon receipt of information that a Florida licensed health care practitioner has defaulted on a student loan issued or guaranteed by the state or the Federal Government, the department shall notify the licensee by certified mail that he or she shall be subject to immediate suspension of license unless, within 45 days after the date of mailing, the licensee provides proof that new payment terms have been agreed upon by all parties to the loan. The department shall issue an emergency order suspending the license of any licensee who, after 45 days following the date of mailing from the department, has failed to provide such proof. Production of such proof shall not prohibit the department from proceeding with disciplinary action against the licensee pursuant to s. 456.073.~~

Section 17. Paragraph (n) is added to subsection (1) of section 468.505, Florida Statutes, to read:

468.505 Exemptions; exceptions.—

(1) Nothing in this part may be construed as prohibiting or restricting the practice, services, or activities of:

(n) Any person who provides information, wellness recommendations, or advice concerning nutrition, or who markets food, food materials, or dietary supplements for remuneration, if such person does not provide such services to a person under the direct care and supervision of a medical doctor for a disease or medical condition requiring nutrition intervention, not including obesity or weight loss, and does not represent himself or herself as a dietitian, licensed dietitian, registered dietitian, nutritionist, licensed nutritionist, nutrition counselor, or licensed nutrition counselor, or use any word, letter, symbol, or insignia indicating or implying that he or she is a dietitian, nutritionist, or nutrition counselor.

Section 18. Paragraph (f) of subsection (5) of section 468.603, Florida Statutes, is amended to read:

468.603 Definitions.—As used in this part:

(5) "Categories of building code inspectors" include the following:

(f) "Residential One and two family dwelling inspector" means a person who is qualified to inspect and determine that one-family, two-family, or three-

family residences not exceeding two habitable stories above no more than one uninhabitable story and accessory use structures in connection therewith ~~one and two family dwellings and accessory structures~~ are constructed in accordance with the provisions of the governing building, plumbing, mechanical, accessibility, and electrical codes.

Section 19. Paragraph (c) of subsection (2) and paragraph (a) of subsection (7) of section 468.609, Florida Statutes, are amended to read:

468.609 Administration of this part; standards for certification; additional categories of certification.—

(2) A person may take the examination for certification as a building code inspector or plans examiner pursuant to this part if the person:

(c) Meets eligibility requirements according to one of the following criteria:

1. Demonstrates 4 ~~5~~ years' combined experience in the field of construction or a related field, building code inspection, or plans review corresponding to the certification category sought;

2. Demonstrates a combination of postsecondary education in the field of construction or a related field and experience which totals 3 ~~4~~ years, with at least 1 year of such total being experience in construction, building code inspection, or plans review;

3. Demonstrates a combination of technical education in the field of construction or a related field and experience which totals 3 ~~4~~ years, with at least 1 year of such total being experience in construction, building code inspection, or plans review;

4. Currently holds a standard certificate issued by the board or a firesafety inspector license issued pursuant to chapter 633, with has a minimum of 3 years' verifiable full-time experience in firesafety inspection or firesafety plan review, and has satisfactorily completed a building code inspector or plans examiner training program that provides at least 100 hours but not more than 200 hours of cross-training in the certification category sought. The board shall establish by rule criteria for the development and implementation of the training programs. The board shall accept all classroom training offered by an approved provider if the content substantially meets the intent of the classroom component of the training program;

5. Demonstrates a combination of the completion of an approved training program in the field of building code inspection or plan review and a minimum of 2 years' experience in the field of building code inspection, plan review, fire code inspections and fire plans review of new buildings as a firesafety inspector certified under s. 633.216, or construction. The approved training portion of this requirement shall include proof of satisfactory completion of a training program that provides at least 200 hours but not more than 300 hours of cross-training that is approved by the board in the chosen category of building code inspection or plan review in the certification category sought with at least 20 hours but not more than 30 hours of instruction in state laws, rules, and ethics relating to professional standards of practice, duties, and responsibilities of a certificateholder. The board shall coordinate with the Building Officials Association of Florida, Inc., to establish by rule the development and implementation of the training program. However, the board shall accept all classroom training offered by an approved provider if the content substantially meets the intent of the classroom component of the training program;

6. Currently holds a standard certificate issued by the board or a firesafety inspector license issued pursuant to chapter 633 and:

a. Has at least 4 ~~5~~ years' verifiable full-time experience as an inspector or plans examiner in a standard certification category currently held or has a minimum of 4 ~~5~~ years' verifiable full-time experience as a firesafety inspector licensed pursuant to chapter 633.

b. Has satisfactorily completed a building code inspector or plans examiner classroom training course or program that provides at least 200 but not more than 300 hours in the certification category sought, except for one-family and two-family dwelling training programs, which must provide at least 500 but not more than 800 hours of training as prescribed by the board. The board shall establish by rule criteria for the development and implementation of classroom training courses and programs in each certification category; or

7.a. Has completed a 4-year internship certification program as a building code inspector or plans examiner while employed full-time by a municipality,

county, or other governmental jurisdiction, under the direct supervision of a certified building official. Proof of graduation with a related vocational degree or college degree or of verifiable work experience may be exchanged for the internship experience requirement year-for-year, but may reduce the requirement to no less than 1 year.

b. Has passed an examination administered by the International Code Council in the certification category sought. Such examination must be passed before beginning the internship certification program.

c. Has passed the principles and practice examination before completing the internship certification program.

d. Has passed a board-approved 40-hour code training course in the certification category sought before completing the internship certification program.

e. Has obtained a favorable recommendation from the supervising building official after completion of the internship certification program.

(7)(a) The board shall provide for the issuance of provisional certificates valid for 2 ~~years~~ ~~1-year~~, as specified by board rule, to any building code inspector or plans examiner who meets the eligibility requirements described in subsection (2) and any newly employed or promoted building code administrator who meets the eligibility requirements described in subsection (3). The provisional license may be renewed by the board for just cause; however, a provisional license is not valid for longer than 3 years.

Section 20. Section 468.613, Florida Statutes, is amended to read:

468.613 Certification by endorsement.—The board shall examine other certification or training programs, as applicable, upon submission to the board for its consideration of an application for certification by endorsement. The board shall waive its examination, qualification, education, or training requirements, to the extent that such examination, qualification, education, or training requirements of the applicant are determined by the board to be comparable with those established by the board. The board shall waive its examination, qualification, education, or training requirements if an applicant for certification by endorsement is at least 18 years of age; is of good moral character; has held a valid building administrator, inspector, plans examiner, or the equivalent, certification issued by another state or territory of the United States for at least 10 years before the date of application; and has successfully passed an applicable examination administered by the International Code Council. Such application must be made either when the license in another state or territory is active or within 2 years after such license was last active.

Section 21. Subsection (3) of section 468.8314, Florida Statutes, is amended to read:

468.8314 Licensure.—

(3) The department shall certify as qualified for a license by endorsement an applicant who is of good moral character as determined in s. 468.8313, who maintains an insurance policy as required by s. 468.8322, and who:

(a) Holds a valid license to practice home inspection services in another state or territory of the United States, whose educational requirements are substantially equivalent to those required by this part; and has passed a national, regional, state, or territorial licensing examination that is substantially equivalent to the examination required by this part; or

(b) Has held a valid license to practice home inspection services issued by another state or territory of the United States for at least 10 years before the date of application. Such application must be made either when the license in another state or territory is active or within 2 years after such license was last active.

Section 22. Subsection (5) of section 471.015, Florida Statutes, is amended to read:

471.015 Licensure.—

(5)(a) The board shall deem that an applicant who seeks licensure by endorsement has passed an examination substantially equivalent to the fundamentals examination when such applicant has held a valid professional engineer's license in another state for 10 ~~15~~ years and has had 20 years of continuous professional level engineering experience.

(b) The board shall deem that an applicant who seeks licensure by endorsement has passed an examination substantially equivalent to the fundamentals examination and the principles and practices examination when such applicant has held a valid professional engineer's license in another state

for ~~15~~ 25 years and has had ~~30~~ years of continuous professional-level engineering experience.

Section 23. Subsection (7) of section 473.308, Florida Statutes, is amended to read:

473.308 Licensure.—

(7) The board shall certify as qualified for a license by endorsement an applicant who:

(a) ~~Is not licensed and has not been licensed in another state or territory and who has met the requirements of this section for education, work experience, and good moral character and has passed a national, regional, state, or territorial licensing examination that is substantially equivalent to the examination required by s. 473.306; or and~~

~~2. Has completed such continuing education courses as the board deems appropriate, within the limits for each applicable 2-year period as set forth in s. 473.312, but at least such courses as are equivalent to the continuing education requirements for a Florida-certified public accountant licensed in this state during the 2 years immediately preceding her or his application for licensure by endorsement; or~~

(b) ~~1. a.~~ Holds a valid license to practice public accounting issued by another state or territory of the United States, if the criteria for issuance of such license were substantially equivalent to the licensure criteria that existed in this state at the time the license was issued;

~~2. b.~~ Holds a valid license to practice public accounting issued by another state or territory of the United States but the criteria for issuance of such license did not meet the requirements of ~~subparagraph 1, sub-subparagraph a;~~ has met the requirements of this section for education, work experience, and good moral character; and has passed a national, regional, state, or territorial licensing examination that is substantially equivalent to the examination required by s. 473.306; or

~~3. e.~~ Holds a valid license to practice public accounting issued by another state or territory of the United States for at least 10 years before the date of application; has passed a national, regional, state, or territorial licensing examination that is substantially equivalent to the examination required by s. 473.306; and has met the requirements of this section for good moral character; and

~~2. Has completed continuing education courses that are equivalent to the continuing education requirements for a Florida-certified public accountant licensed in this state during the 2 years immediately preceding her or his application for licensure by endorsement.~~

Section 24. Subsection (6) of section 474.202, Florida Statutes, is amended to read:

474.202 Definitions.—As used in this chapter:

(6) "Limited-service veterinary medical practice" means offering or providing veterinary services at any location that has a primary purpose other than that of providing veterinary medical service at a permanent or mobile establishment permitted by the board; provides veterinary medical services for privately owned animals that do not reside at that location; operates for a limited time; and provides limited types of veterinary medical services, including vaccinations or immunizations against disease, preventative procedures for parasitic control, and microchipping.

Section 25. Subsection (9) is added to section 474.203, Florida Statutes, to read:

474.203 Exemptions.—This chapter does not apply to:

(9) An employee, an agent, or a contractor of a public or private animal shelter, humane organization, or animal control agency operated by a humane organization or by a county, a municipality, or another incorporated political subdivision whose work is confined solely to the implantation of a radio frequency identification device microchip for dogs and cats in accordance with s. 823.15.

For the purposes of chapters 465 and 893, persons exempt pursuant to subsection (1), subsection (2), or subsection (4) are deemed to be duly licensed practitioners authorized by the laws of this state to prescribe drugs or medicinal supplies.

Section 26. Paragraph (b) of subsection (2) of section 474.207, Florida Statutes, is amended to read:

474.207 Licensure by examination.—

(2) The department shall license each applicant who the board certifies has:

(b)1. Graduated from a college of veterinary medicine accredited by the American Veterinary Medical Association Council on Education; or

2. Graduated from a college of veterinary medicine listed in the American Veterinary Medical Association Roster of Veterinary Colleges of the World and obtained a certificate from the Education Commission for Foreign Veterinary Graduates or the Program for the Assessment of Veterinary Education Equivalence.

The department shall not issue a license to any applicant who is under investigation in any state or territory of the United States or in the District of Columbia for an act which would constitute a violation of this chapter until the investigation is complete and disciplinary proceedings have been terminated, at which time the provisions of s. 474.214 shall apply.

Section 27. Subsection (1) of section 474.217, Florida Statutes, is amended to read:

474.217 Licensure by endorsement.—

(1) The department shall issue a license by endorsement to any applicant who, upon applying to the department and remitting a fee set by the board, demonstrates to the board that she or he:

(a) Has demonstrated, in a manner designated by rule of the board, knowledge of the laws and rules governing the practice of veterinary medicine in this state; and

(b)1. ~~Either~~ Holds, and has held for the 3 years immediately preceding the application for licensure, a valid, active license to practice veterinary medicine in another state of the United States, the District of Columbia, or a territory of the United States, provided that the applicant has successfully completed a state, regional, national, or other examination that is equivalent to or more stringent than the examination required by the board requirements for licensure in the issuing state, district, or territory are equivalent to or more stringent than the requirements of this chapter; or

2. Meets the qualifications of s. 474.207(2)(b) and has successfully completed a state, regional, national, or other examination which is equivalent to or more stringent than the examination given by the department and has passed the board's clinical competency examination or another clinical competency examination specified by rule of the board.

Section 28. Effective January 1, 2021, subsection (2) of section 476.114, Florida Statutes, is amended to read:

476.114 Examination; prerequisites.—

(2) An applicant shall be eligible for licensure by examination to practice barbering if the applicant:

(a) Is at least 16 years of age;

(b) Pays the required application fee; and

(c)1. Holds an active valid license to practice barbering in another state, has held the license for at least 1 year, and does not qualify for licensure by endorsement as provided for in s. 476.144(5); or

2. Has received a minimum of 900 ~~1,200~~ hours of training in sanitation, safety, and laws and rules, as established by the board, which shall include, but shall not be limited to, the equivalent of completion of services directly related to the practice of barbering at one of the following:

a. A school of barbering licensed pursuant to chapter 1005;

b. A barbering program within the public school system; or

c. A government-operated barbering program in this state.

The board shall establish by rule procedures whereby the school or program may certify that a person is qualified to take the required examination after the completion of a minimum of 600 ~~1,000~~ actual school hours. If the person passes the examination, she or he shall have satisfied this requirement; but if the person fails the examination, she or he shall not be qualified to take the examination again until the completion of the full requirements provided by this section.

Section 29. Subsection (5) of section 476.144, Florida Statutes, is amended to read:

476.144 Licensure.—

(5) The board shall certify as qualified for licensure by endorsement as a barber in this state an applicant who holds a current active license to practice barbering in another state. The board shall adopt rules specifying procedures

for the licensure by endorsement of practitioners desiring to be licensed in this state who hold a current active license in another ~~state or~~ country and who have met qualifications substantially similar to, equivalent to, or greater than the qualifications required of applicants from this state.

Section 30. Subsection (9) of section 477.013, Florida Statutes, is amended to read:

477.013 Definitions.—As used in this chapter:

(9) "Hair braiding" means the weaving or interweaving of natural human hair or commercial hair, including the use of hair extensions or wefts, for compensation without cutting, coloring, permanent waving, relaxing, removing, or chemical treatment and does not include the use of hair extensions or wefts.

Section 31. Section 477.0132, Florida Statutes, is repealed.

Section 32. Subsections (7) through (11) are added to section 477.0135, Florida Statutes, to read:

477.0135 Exemptions.—

(7) A license or registration is not required for a person whose occupation or practice is confined solely to hair braiding as defined in s. 477.013(9).

(8) A license or registration is not required for a person whose occupation or practice is confined solely to hair wrapping as defined in s. 477.013(10).

(9) A license or registration is not required for a person whose occupation or practice is confined solely to body wrapping as defined in s. 477.013(12).

(10) A license or registration is not required for a person whose occupation or practice is confined solely to applying polish to fingernails and toenails.

(11) A license or registration is not required for a person whose occupation or practice is confined solely to makeup application, which includes, but is not limited to, application of makeup primer, face paint, lipstick, eyeliner, eye shadow, foundation, rouge or cheek color, mascara, strip lashes, individual lashes, face powder, corrective stick, and makeup remover; but does not include manual or chemical exfoliation, semipermanent lash application, lash or brow tinting, permanent makeup application, microblading, or hair removal.

Section 33. Subsections (6) and (7) of section 477.019, Florida Statutes, are amended to read:

477.019 Cosmetologists; qualifications; licensure; supervised practice; license renewal; endorsement; continuing education.—

(6) The board shall certify as qualified for licensure by endorsement as a cosmetologist in this state an applicant who holds a current active license to practice cosmetology in another state. ~~The board may not require proof of educational hours if the license was issued in a state that requires 1,200 or more hours of prelicensure education and passage of a written examination. This subsection does not apply to applicants who received their license in another state through an apprenticeship program.~~

(7)(a) The board shall prescribe by rule continuing education requirements intended to ensure protection of the public through updated training of licensees and registered specialists, not to exceed 10 ~~16~~ hours biennially, as a condition for renewal of a license or registration as a specialist under this chapter. Continuing education courses shall include, but not be limited to, the following subjects as they relate to the practice of cosmetology: human immunodeficiency virus and acquired immune deficiency syndrome; Occupational Safety and Health Administration regulations; workers' compensation issues; state and federal laws and rules as they pertain to cosmetologists, cosmetology, salons, specialists, specialty salons, and booth renters; chemical makeup as it pertains to hair, skin, and nails; and environmental issues. Courses given at cosmetology conferences may be counted toward the number of continuing education hours required if approved by the board.

(b) ~~Any person whose occupation or practice is confined solely to hair braiding, hair wrapping, or body wrapping is exempt from the continuing education requirements of this subsection.~~

(c) The board may, by rule, require any licensee in violation of a continuing education requirement to take a refresher course or refresher course and examination in addition to any other penalty. The number of hours for the refresher course may not exceed 48 hours.

Section 34. Effective January 1, 2021, subsection (1) of section 477.0201, Florida Statutes, is amended to read:

477.0201 Specialty registration; qualifications; registration renewal; endorsement.—

(1) Any person is qualified for registration as a specialist in any ~~one or more of the specialty practice practices~~ within the practice of cosmetology under this chapter who:

(a) Is at least 16 years of age or has received a high school diploma.

(b) Has received a certificate of completion ~~for: in a~~

1. One hundred and eighty hours of training, as established by the board, which shall focus primarily on sanitation and safety, to practice specialties as defined in s. 477.013(6)(a) and (b); specialty pursuant to s. 477.013(6)

2. Two hundred and twenty hours of training, as established by the board, which shall focus primarily on sanitation and safety, to practice the specialty as defined in s. 477.013(6)(c); or

3. Four hundred hours of training or the number of hours of training required to maintain minimum Pell Grant requirements, as established by the board, which shall focus primarily on sanitation and safety, to practice the specialties as defined in s. 477.013(6)(a)-(c).

(c) The certificate of completion specified in paragraph (b) must be from one of the following:

1. A school licensed pursuant to s. 477.023.

2. A school licensed pursuant to chapter 1005 or the equivalent licensing authority of another state.

3. A specialty program within the public school system.

4. A specialty division within the Cosmetology Division of the Florida School for the Deaf and the Blind, provided the training programs comply with minimum curriculum requirements established by the board.

Section 35. Paragraph (f) of subsection (1) of section 477.026, Florida Statutes, is amended to read:

477.026 Fees; disposition.—

(1) The board shall set fees according to the following schedule:

~~(f) For hair braiders, hair wrappers, and body wrappers, fees for registration shall not exceed \$25.~~

Section 36. Subsection (4) of section 477.0263, Florida Statutes, is amended, and subsection (5) is added to that section, to read:

477.0263 Cosmetology services to be performed in licensed salon; exceptions.—

(4) Pursuant to rules adopted by the board, any cosmetology or specialty service may be performed in a location other than a licensed salon when the service is performed in connection with a special event and is performed by a person ~~who is employed by a licensed salon and~~ who holds the proper license or specialty registration. ~~An appointment for the performance of any such service in a location other than a licensed salon must be made through a licensed salon.~~

(5) Hair shampooing, hair cutting, hair arranging, nail polish removal, nail filing, nail buffing, and nail cleansing may be performed in a location other than a licensed salon when the service is performed by a person who holds the proper license.

Section 37. Paragraph (f) of subsection (1) of section 477.0265, Florida Statutes, is amended to read:

477.0265 Prohibited acts.—

(1) It is unlawful for any person to:

~~(f) Advertise or imply that skin care services or body wrapping, as performed under this chapter, have any relationship to the practice of massage therapy as defined in s. 480.033(3), except those practices or activities defined in s. 477.013.~~

Section 38. Paragraph (a) of subsection (1) of section 477.029, Florida Statutes, is amended to read:

477.029 Penalty.—

(1) It is unlawful for any person to:

~~(a) Hold himself or herself out as a cosmetologist or, specialist, hair wrapper, hair braider, or body wrapper unless duly licensed or registered, or otherwise authorized, as provided in this chapter.~~

Section 39. Section 481.201, Florida Statutes, is amended to read:

481.201 Purpose.—The primary legislative purpose for enacting this part is to ensure that every architect practicing in this state meets minimum requirements for safe practice. It is the legislative intent that architects who fall below minimum competency or who otherwise present a danger to the

public shall be prohibited from practicing in this state. ~~The Legislature further finds that it is in the interest of the public to limit the practice of interior design to interior designers or architects who have the design education and training required by this part or to persons who are exempted from the provisions of this part.~~

Section 40. Section 481.203, Florida Statutes, is reordered and amended to read:

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

~~(3)(4)~~ "Board" means the Board of Architecture and Interior Design.

~~(7)(2)~~ "Department" means the Department of Business and Professional Regulation.

~~(1)(3)~~ "Architect" or "registered architect" means a natural person who is licensed under this part to engage in the practice of architecture.

~~(5)(4)~~ "Certificate of registration" means a license or registration issued by the department to a natural person to engage in the practice of architecture or interior design.

~~(4)(5)~~ "Business organization" means a partnership, a limited liability company, a corporation, or an individual operating under a fictitious name. ~~"Certificate of authorization" means a certificate issued by the department to a corporation or partnership to practice architecture or interior design.~~

~~(2)(6)~~ "Architecture" means the rendering or offering to render services in connection with the design and construction of a structure or group of structures which have as their principal purpose human habitation or use, and the utilization of space within and surrounding such structures. These services include planning, providing preliminary study designs, drawings and specifications, job-site inspection, and administration of construction contracts.

~~(16)(7)~~ "Townhouse" is a single-family dwelling unit not exceeding three stories in height which is constructed in a series or group of attached units with property lines separating such units. Each townhouse shall be considered a separate building and shall be separated from adjoining townhouses by the use of separate exterior walls meeting the requirements for zero clearance from property lines as required by the type of construction and fire protection requirements; or shall be separated by a party wall; or may be separated by a single wall meeting the following requirements:

(a) Such wall shall provide not less than 2 hours of fire resistance. Plumbing, piping, ducts, or electrical or other building services shall not be installed within or through the 2-hour wall unless such materials and methods of penetration have been tested in accordance with the Standard Building Code.

(b) Such wall shall extend from the foundation to the underside of the roof sheathing, and the underside of the roof shall have at least 1 hour of fire resistance for a width not less than 4 feet on each side of the wall.

(c) Each dwelling unit sharing such wall shall be designed and constructed to maintain its structural integrity independent of the unit on the opposite side of the wall.

~~(10)(8)~~ "Interior design" means designs, consultations, studies, drawings, specifications, and administration of design construction contracts relating to nonstructural interior elements of a building or structure. "Interior design" includes, but is not limited to, reflected ceiling plans, space planning, furnishings, and the fabrication of nonstructural elements within and surrounding interior spaces of buildings. "Interior design" specifically excludes the design of or the responsibility for architectural and engineering work, except for specification of fixtures and their location within interior spaces. As used in this subsection, "architectural and engineering interior construction relating to the building systems" includes, but is not limited to, construction of structural, mechanical, plumbing, heating, air-conditioning, ventilating, electrical, or vertical transportation systems, or construction which materially affects lifesafety systems pertaining to firesafety protection such as fire-rated separations between interior spaces, fire-rated vertical shafts in multistory structures, fire-rated protection of structural elements, smoke evacuation and compartmentalization, emergency ingress or egress systems, and emergency alarm systems.

~~(13)(9)~~ "Registered interior designer" or "interior designer" means a natural person who holds a valid certificate of registration to practice interior design ~~is licensed under this part.~~

~~(11)(40)~~ "Nonstructural element" means an element which does not require structural bracing and which is something other than a load-bearing wall, load-bearing column, or other load-bearing element of a building or structure which is essential to the structural integrity of the building.

~~(12)(41)~~ "Reflected ceiling plan" means a ceiling design plan which is laid out as if it were projected downward and which may include lighting and other elements.

~~(15)(42)~~ "Space planning" means the analysis, programming, or design of spatial requirements, including preliminary space layouts and final planning.

~~(6)(43)~~ "Common area" means an area that is held out for use by all tenants or owners in a multiple-unit dwelling, including, but not limited to, a lobby, elevator, hallway, laundry room, clubhouse, or swimming pool.

~~(8)(44)~~ "Diversified interior design experience" means experience which substantially encompasses the various elements of interior design services set forth under the definition of "interior design" in subsection ~~(10)~~ ~~(8)~~.

~~(9)(45)~~ "Interior decorator services" includes the selection or assistance in selection of surface materials, window treatments, wallcoverings, paint, floor coverings, surface-mounted lighting, surface-mounted fixtures, and loose furnishings not subject to regulation under applicable building codes.

~~(14)(46)~~ "Responsible supervising control" means the exercise of direct personal supervision and control throughout the preparation of documents, instruments of service, or any other work requiring the seal and signature of a licensee under this part.

Section 41. Paragraph (a) of subsection (3) of section 481.205, Florida Statutes, is amended to read:

481.205 Board of Architecture and Interior Design.—

(3)(a) Notwithstanding the provisions of ss. 455.225, 455.228, and 455.32, the duties and authority of the department to receive complaints and investigate and discipline persons licensed or registered under this part, including the ability to determine legal sufficiency and probable cause; to initiate proceedings and issue final orders for summary suspension or restriction of a license or certificate of registration pursuant to s. 120.60(6); to issue notices of noncompliance, notices to cease and desist, subpoenas, and citations; to retain legal counsel, investigators, or prosecutorial staff in connection with the licensed practice of architecture or registered and interior design; and to investigate and deter the unlicensed practice of architecture and interior design as provided in s. 455.228 are delegated to the board. All complaints and any information obtained pursuant to an investigation authorized by the board are confidential and exempt from s. 119.07(1) as provided in s. 455.225(2) and (10).

Section 42. Section 481.207, Florida Statutes, is amended to read:

481.207 Fees.—The board, by rule, may establish separate fees for architects and registered interior designers, to be paid for applications, examination, reexamination, licensing and renewal, delinquency, reinstatement, and recordmaking and recordkeeping. The examination fee shall be in an amount that covers the cost of obtaining and administering the examination and shall be refunded if the applicant is found ineligible to sit for the examination. The application fee is nonrefundable. The fee for initial application and examination for architects and interior designers may not exceed \$775 plus the actual per applicant cost to the department for purchase of the examination from the National Council of Architectural Registration Boards or the National Council of Interior Design Qualifications, respectively, or similar national organizations. The initial nonrefundable fee for registered interior designers may not exceed \$75. The biennial renewal fee for architects may not exceed \$200. The biennial renewal fee for registered interior designers may not exceed \$75 ~~\$500~~. The delinquency fee may not exceed the biennial renewal fee established by the board for an active license. The board shall establish fees that are adequate to ensure the continued operation of the board and to fund the proportionate expenses incurred by the department which are allocated to the regulation of architects and registered interior designers. Fees shall be based on department estimates of the revenue required to implement this part and the provisions of law with respect to the regulation of architects and interior designers.

Section 43. Section 481.209, Florida Statutes, is amended to read:

481.209 Examinations.—

(1) A person desiring to be licensed as a registered architect by initial examination shall apply to the department, complete the application form,

and remit a nonrefundable application fee. The department shall license any applicant who the board certifies:

- (a) has passed the licensure examination prescribed by board rule; and
- (b) is a graduate of a school or college of architecture with a program accredited by the National Architectural Accreditation Board.

(2) A person seeking to obtain a certificate of registration as a registered interior designer and a seal pursuant to s. 481.221 must provide the department with his or her name and address and written proof that he or she has successfully passed the qualification examination prescribed by the Council for Interior Design Qualification or its successor entity or has successfully passed an equivalent exam as determined by the department. Any person who is licensed as an interior designer by the department and who was in good standing as of July 1, 2020, is eligible to obtain a certificate of registration as a registered interior designer. A person desiring to be licensed as a registered interior designer shall apply to the department for licensure. The department shall administer the licensure examination for interior designers to each applicant who has completed the application form and remitted the application and examination fees specified in s. 481.207 and who the board certifies:

- (a) ~~Is a graduate from an interior design program of 5 years or more and has completed 1 year of diversified interior design experience;~~
- (b) ~~Is a graduate from an interior design program of 4 years or more and has completed 2 years of diversified interior design experience;~~
- (c) ~~Has completed at least 3 years in an interior design curriculum and has completed 3 years of diversified interior design experience; or~~
- (d) ~~Is a graduate from an interior design program of at least 2 years and has completed 4 years of diversified interior design experience.~~

~~Subsequent to October 1, 2000, for the purpose of having the educational qualification required under this subsection accepted by the board, the applicant must complete his or her education at a program, school, or college of interior design whose curriculum has been approved by the board as of the time of completion. Subsequent to October 1, 2003, all of the required amount of educational credits shall have been obtained in a program, school, or college of interior design whose curriculum has been approved by the board, as of the time each educational credit is gained. The board shall adopt rules providing for the review and approval of programs, schools, and colleges of interior design and courses of interior design study based on a review and inspection by the board of the curriculum of programs, schools, and colleges of interior design in the United States, including those programs, schools, and colleges accredited by the Foundation for Interior Design Education Research. The board shall adopt rules providing for the review and approval of diversified interior design experience required by this subsection.~~

Section 44. Section 481.213, Florida Statutes, is amended to read:

481.213 Licensure and registration.—

(1) The department shall license or register any applicant who the board certifies is qualified for licensure or registration and who has paid the initial licensure or registration fee. Licensure as an architect under this section shall be deemed to include all the rights and privileges of registration ~~licensure~~ as an interior designer under this section.

(2) The board shall certify for licensure or registration by examination any applicant who passes the prescribed licensure or registration examination and satisfies the requirements of ss. 481.209 and 481.211, for architects, or the requirements of s. 481.209, for interior designers.

(3) The board shall certify as qualified for a license by endorsement as an architect or registration as a registered ~~an~~ interior designer an applicant who:

(a) Qualifies to take the prescribed licensure or registration examination, and has passed the prescribed licensure or registration examination or a substantially equivalent examination in another jurisdiction, as set forth in s. 481.209 for architects or registered interior designers, as applicable, and has satisfied the internship requirements set forth in s. 481.211 for architects;

(b) Holds a valid license to practice architecture or a license, registration, or certification to practice interior design issued by another jurisdiction of the United States, if the criteria for issuance of such license were substantially equivalent to the licensure criteria that existed in this state at the time the license was issued; ~~provided, however, that an applicant who has been~~

~~licensed for use of the title "interior design" rather than licensed to practice interior design shall not qualify hereunder; or~~

(c) Has passed the prescribed licensure examination and holds a valid certificate issued by the National Council of Architectural Registration Boards, and holds a valid license to practice architecture issued by another state or jurisdiction of the United States.

An architect who is licensed in another state who seeks qualification for license by endorsement under this subsection must complete a 2-hour class approved by the board on wind mitigation techniques.

(4) The board may refuse to certify any applicant who has violated any of the provisions of s. 481.223, s. 481.225, or s. 481.2251, as applicable.

(5) The board may refuse to certify any applicant who is under investigation in any jurisdiction for any act which would constitute a violation of this part or of chapter 455 until such time as the investigation is complete and disciplinary proceedings have been terminated.

(6) The board shall adopt rules to implement the provisions of this part relating to the examination, internship, and licensure of applicants.

(7) For persons whose licensure requires satisfaction of the requirements of ss. 481.209 and 481.211, the board shall, by rule, establish qualifications for certification of such persons as special inspectors of threshold buildings, as defined in ss. 553.71 and 553.79, and shall compile a list of persons who are certified. A special inspector is not required to meet standards for certification other than those established by the board, and the fee owner of a threshold building may not be prohibited from selecting any person certified by the board to be a special inspector. The board shall develop minimum qualifications for the qualified representative of the special inspector who is authorized under s. 553.79 to perform inspections of threshold buildings on behalf of the special inspector.

(8) A certificate of registration is not required for a person whose occupation or practice is confined to interior decorator services or for a person whose occupation or practice is confined to interior design as provided in this part.

Section 45. Subsection (1) of section 481.2131, Florida Statutes, is amended to read:

481.2131 Interior design; practice requirements; disclosure of compensation for professional services.—

(1) ~~An A registered interior designer may be authorized to~~ perform "interior design" as defined in s. 481.203. Interior design documents prepared by a registered interior designer shall contain a statement that the document is not an architectural or engineering study, drawing, specification, or design and is not to be used for construction of any load-bearing columns, load-bearing framing or walls of structures, or issuance of any building permit, except as otherwise provided by law. Interior design documents that are prepared and sealed by a registered interior designer must ~~may~~, if required by a permitting body, be accepted by the permitting body ~~be submitted~~ for the issuance of a building permit for interior construction excluding design of any structural, mechanical, plumbing, heating, air-conditioning, ventilating, electrical, or vertical transportation systems or that materially affect lifesafety systems pertaining to firesafety protection such as fire-rated separations between interior spaces, fire-rated vertical shafts in multistory structures, fire-rated protection of structural elements, smoke evacuation and compartmentalization, emergency ingress or egress systems, and emergency alarm systems. If a permitting body requires sealed interior design documents for the issuance of a permit, an individual performing interior design services who is not a licensed architect must include a seal issued by the department and in conformance with the requirements of s. 481.221.

Section 46. Section 481.215, Florida Statutes, is amended to read:

481.215 Renewal of license or certificate of registration.—

(1) Subject to the requirement of subsection (3), the department shall renew a license or certificate of registration upon receipt of the renewal application and renewal fee.

(2) The department shall adopt rules establishing a procedure for the biennial renewal of licenses and certificates of registration.

(3) ~~A~~ ~~No~~ license or certificate of registration renewal may not ~~shall~~ be issued to an architect or a registered ~~an~~ interior designer by the department until the licensee or registrant submits proof satisfactory to the department

that, during the 2 years before ~~prior to~~ application for renewal, the licensee or registrant participated per biennium in not less than 20 hours of at least 50 minutes each per biennium of continuing education approved by the board. The board shall approve only continuing education that builds upon the basic knowledge of architecture or interior design. The board may make exception from the requirements of continuing education in emergency or hardship cases.

(4) The board shall by rule establish criteria for the approval of continuing education courses and providers and shall by rule establish criteria for accepting alternative nonclassroom continuing education on an hour-for-hour basis.

(5) For a license or certificate of registration, the board shall require, by rule adopted pursuant to ss. 120.536(1) and 120.54, ~~2 a specified number of~~ hours in specialized or advanced courses, ~~approved by the Florida Building Commission,~~ on any portion of the Florida Building Code, adopted pursuant to part IV of chapter 553, relating to the licensee's respective area of practice. Such hours count toward the continuing education hours required under subsection (3). A licensee may complete the courses required under this subsection online.

Section 47. Section 481.217, Florida Statutes, is amended to read:

481.217 Inactive status.—

(1) The board may prescribe by rule continuing education requirements as a condition of reactivating a license. The rules may not require more than one renewal cycle of continuing education to reactivate a license or registration for a registered architect or registered interior designer. ~~For interior design, the board may approve only continuing education that builds upon the basic knowledge of interior design.~~

(2) The board shall adopt rules relating to application procedures for inactive status and for the reactivation of inactive licenses and registrations.

Section 48. Section 481.219, Florida Statutes, is amended to read:

481.219 Qualification of business organizations certification of ~~partnerships, limited liability companies, and corporations.—~~

(1) ~~A licensee may The practice of or the offer to practice architecture or interior design by licensees through a qualified business organization that offers corporation, limited liability company, or partnership offering architectural or interior design services to the public, or by a corporation, limited liability company, or partnership offering architectural or interior design services to the public through licensees under this part as agents, employees, officers, or partners, is permitted, subject to the provisions of this section.~~

(2) ~~If a licensee or an applicant proposes to engage in the practice of architecture as a business organization, the licensee or applicant shall qualify the business organization upon approval of the board For the purposes of this section, a certificate of authorization shall be required for a corporation, limited liability company, partnership, or person practicing under a fictitious name, offering architectural services to the public jointly or separately. However, when an individual is practicing architecture in her or his own name, she or he shall not be required to be certified under this section. Certification under this subsection to offer architectural services shall include all the rights and privileges of certification under subsection (3) to offer interior design services.~~

(3)(a) A business organization may not engage in the practice of architecture unless its qualifying agent is a registered architect under this part. A qualifying agent who terminates an affiliation with a qualified business organization shall immediately notify the department of such termination. If such qualifying agent is the only qualifying agent for that business organization, the business organization must be qualified by another qualifying agent within 60 days after the termination. Except as provided in paragraph (b), the business organization may not engage in the practice of architecture until it is qualified by another qualifying agent.

(b) In the event a qualifying agent ceases employment with a qualified business organization, the executive director or the chair of the board may authorize another registered architect employed by the business organization to temporarily serve as its qualifying agent for a period of no more than 60 days. The business organization is not authorized to operate beyond such period under this chapter absent replacement of the qualifying agent who has ceased employment.

(c) A qualifying agent shall notify the department in writing before engaging in the practice of architecture in her or his own name or in affiliation with a different business organization, and she or he or such business organization shall supply the same information to the department as required of applicants under this part.

~~(3) For the purposes of this section, a certificate of authorization shall be required for a corporation, limited liability company, partnership, or person operating under a fictitious name, offering interior design services to the public jointly or separately. However, when an individual is practicing interior design in her or his own name, she or he shall not be required to be certified under this section.~~

(4) All final construction documents and instruments of service which include drawings, specifications, plans, reports, or other papers or documents that involve ~~involving~~ the practice of architecture which are prepared or approved for the use of the business organization corporation, limited liability company, or partnership and filed for public record within the state ~~must shall~~ bear the signature and seal of the licensee who prepared or approved them and the date on which they were sealed.

~~(5) All drawings, specifications, plans, reports, or other papers or documents prepared or approved for the use of the corporation, limited liability company, or partnership by an interior designer in her or his professional capacity and filed for public record within the state shall bear the signature and seal of the licensee who prepared or approved them and the date on which they were sealed.~~

~~(6) The department shall issue a certificate of authorization to any applicant who the board certifies as qualified for a certificate of authorization and who has paid the fee set in s. 481.207.~~

~~(7) The board shall allow a licensee or certify an applicant to qualify one or more business organizations as qualified for a certificate of authorization to offer architectural or interior design services, or to use a fictitious name to offer such services, if provided that:~~

~~(a) one or more of the principal officers of the corporation or limited liability company, or one or more partners of the partnership, and all personnel of the corporation, limited liability company, or partnership who act in its behalf in this state as architects, are registered as provided by this part; or~~

~~(b) One or more of the principal officers of the corporation or one or more partners of the partnership, and all personnel of the corporation, limited liability company, or partnership who act in its behalf in this state as interior designers, are registered as provided by this part.~~

~~(8) The department shall adopt rules establishing a procedure for the biennial renewal of certificates of authorization.~~

~~(9) The department shall renew a certificate of authorization upon receipt of the renewal application and biennial renewal fee.~~

~~(6)(10) Each qualifying agent who qualifies a business organization, partnership, limited liability company, or corporation certified under this section shall notify the department within 30 days after of any change in the information contained in the application upon which the qualification certification is based. Any registered architect or interior designer who qualifies the business organization shall ensure corporation, limited liability company, or partnership as provided in subsection (7) shall be responsible for ensuring responsible supervising control of projects of the business organization entity and shall notify the department of the upon termination of her or his employment with a business organization qualified partnership, limited liability company, or corporation certified under this section shall notify the department of the termination within 30 days after such termination.~~

~~(7)(11) A business organization is not No corporation, limited liability company, or partnership shall be relieved of responsibility for the conduct or acts of its agents, employees, or officers by reason of its compliance with this section. However, except as provided in s. 558.0035, the architect who signs and seals the construction documents and instruments of service is shall be liable for the professional services performed, and the interior designer who signs and seals the interior design drawings, plans, or specifications shall be liable for the professional services performed.~~

~~(12) Disciplinary action against a corporation, limited liability company, or partnership shall be administered in the same manner and on the same~~

~~grounds as disciplinary action against a registered architect or interior designer, respectively.~~

~~(8)(13) Nothing in This section may not shall be construed to mean that a certificate of registration to practice architecture must or interior design shall be held by a business organization corporation, limited liability company, or partnership. Nothing in This section does not prohibit a business organization from offering prohibits corporations, limited liability companies, and partnerships from joining together to offer architectural, engineering, interior design, surveying and mapping, and landscape architectural services, or any combination of such services, to the public if the business organization; provided that each corporation, limited liability company, or partnership otherwise meets the requirements of law.~~

~~(14) Corporations, limited liability companies, or partnerships holding a valid certificate of authorization to practice architecture shall be permitted to use in their title the term "interior designer" or "registered interior designer."~~

Section 49. Subsections (5) and (10) of section 481.221, Florida Statutes, are amended to read:

481.221 Seals; display of certificate number.—

(5) No registered interior designer shall affix, or permit to be affixed, her or his seal or signature to any plan, specification, drawing, or other document which depicts work which she or he is not competent or registered licensed to perform.

(10) Each registered architect ~~must or interior designer, and each corporation, limited liability company, or partnership holding a certificate of authorization, shall include her or his license its certificate number in any newspaper, telephone directory, or other advertising medium used by the registered licensee. Each business organization must include the license number of the registered architect who serves as the qualifying agent for that business organization in any newspaper, telephone directory, or other advertising medium used by the business organization architect, interior designer, corporation, limited liability company, or partnership. A corporation, limited liability company, or partnership is not required to display the certificate number of individual registered architects or interior designers employed by or working within the corporation, limited liability company, or partnership.~~

Section 50. Section 481.223, Florida Statutes, is amended to read:

481.223 Prohibitions; penalties; injunctive relief.—

(1) A person may not knowingly:

(a) Practice architecture unless the person is an architect or a registered architect; however, a licensed architect who has been licensed by the board and who chooses to relinquish or not to renew his or her license may use the title "Architect, Retired" but may not otherwise render any architectural services.

~~(b) Practice interior design unless the person is a registered interior designer unless otherwise exempted herein; however, an interior designer who has been licensed by the board and who chooses to relinquish or not to renew his or her license may use the title "Interior Designer, Retired" but may not otherwise render any interior design services.~~

~~(b)(e) Use the name or title "architect," or "registered architect," or "interior designer" or "registered interior designer;" or words to that effect, when the person is not then the holder of a valid license or certificate of registration issued pursuant to this part. This paragraph does not restrict the use of the name or title "interior designer" or "interior design firm."~~

~~(c)(d) Present as his or her own the license of another.~~

~~(d)(e) Give false or forged evidence to the board or a member thereof.~~

~~(e)(f) Use or attempt to use an architect or interior designer license or interior design certificate of registration that has been suspended, revoked, or placed on inactive or delinquent status.~~

~~(f)(g) Employ unlicensed persons to practice architecture or interior design.~~

~~(g)(h) Conceal information relative to violations of this part.~~

(2) Any person who violates any provision of subsection (1) commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(3)(a) Notwithstanding chapter 455 or any other law to the contrary, an affected person may maintain an action for injunctive relief to restrain or prevent a person from violating paragraph (1)(a) or; paragraph (1)(b), or

paragraph (1)(c). The prevailing party is entitled to actual costs and attorney's fees.

(b) For purposes of this subsection, the term "affected person" means a person directly affected by the actions of a person suspected of violating paragraph (1)(a) or; paragraph (1)(b), or paragraph (1)(c) and includes, but is not limited to, the department, any person who received services from the alleged violator, or any private association composed primarily of members of the profession the alleged violator is practicing or offering to practice or holding himself or herself out as qualified to practice.

Section 51. Section 481.2251, Florida Statutes, is amended to read:

481.2251 Disciplinary proceedings against registered interior designers.—

(1) The following acts constitute grounds for which the disciplinary actions specified in subsection (2) may be taken:

(a) Attempting to register obtain, obtaining, or renewing registration; by bribery, by fraudulent misrepresentation, or through an error of the board; a license to practice interior design;

(b) Having an interior design license, certification, or registration a license to practice interior design revoked, suspended, or otherwise acted against, including the denial of licensure, registration, or certification by the licensing authority of another jurisdiction for any act which would constitute a violation of this part or of chapter 455;

(c) Being convicted or found guilty, regardless of adjudication, of a crime in any jurisdiction which directly relates to the provision of interior design services or to the ability to provide interior design services. A plea of not contendere shall create a rebuttable presumption of guilt to the underlying criminal charges. However, the board shall allow the person being disciplined to present any evidence relevant to the underlying charges and the circumstances surrounding her or his plea;

(d) False, deceptive, or misleading advertising;

(e) Failing to report to the board any person who the licensee knows is in violation of this part or the rules of the board;

(f) Aiding, assisting, procuring, or advising any unlicensed person to use the title "interior designer" contrary to this part or to a rule of the board;

~~(g) Failing to perform any statutory or legal obligation placed upon a registered interior designer;~~

~~(h) Making or filing a report which the registrant licensee knows to be false, intentionally or negligently failing to file a report or record required by state or federal law, or willfully impeding or obstructing such filing or inducing another person to do so. Such reports or records shall include only those which are signed in the capacity as a registered interior designer;~~

~~(f)(i) Making deceptive, untrue, or fraudulent representations in the provision of interior design services;~~

~~(g)(j) Accepting and performing professional responsibilities which the registrant licensee knows or has reason to know that she or he is not competent or licensed to perform;~~

~~(k) Violating any provision of this part, any rule of the board, or a lawful order of the board previously entered in a disciplinary hearing;~~

~~(l) Conspiring with another licensee or with any other person to commit an act, or committing an act, which would tend to coerce, intimidate, or preclude another licensee from lawfully advertising her or his services;~~

~~(m) Acceptance of compensation or any consideration by an interior designer from someone other than the client without full disclosure of the compensation or consideration amount or value to the client prior to the engagement for services, in violation of s. 481.2131(2);~~

~~(h)(n) Rendering or offering to render architectural services; or~~

~~(i)(o) Committing an act of fraud or deceit, or of negligence, incompetency, or misconduct, in the practice of interior design, including, but not limited to, allowing the preparation of any interior design studies, plans, or other instruments of service in an office that does not have a full-time Florida registered interior designer assigned to such office or failing to exercise responsible supervisory control over services or projects, as required by board rule.~~

(2) When the board finds any person guilty of any of the grounds set forth in subsection (1), it may enter an order taking the following action or imposing one or more of the following penalties:

(a) Refusal to register the applicant approve an application for licensure;

(b) Refusal to renew an existing registration license;

(c) ~~Removal from the state registry~~ ~~Revocation or suspension of a license;~~
or

(d) Imposition of an administrative fine not to exceed \$500 ~~\$1,000~~ for each violation or separate offense and a fine of up to \$2,500 ~~\$5,000~~ for matters pertaining to a material violation of the Florida Building Code as reported by a local jurisdiction; ~~or~~

~~(e) Issuance of a reprimand.~~

Section 52. Paragraph (b) of subsection (5) and subsections (6) and (8) of section 481.229, Florida Statutes, are amended to read:

481.229 Exceptions; exemptions from licensure.—

(5)

(b) Notwithstanding any other provision of this part, all persons licensed as architects under this part shall be qualified for interior design registration licensure upon submission of a completed application for such license and a fee not to exceed \$30. Such persons shall be exempt from the requirements of s. 481.209(2). For architects licensed as interior designers, satisfaction of the requirements for renewal of licensure as an architect under s. 481.215 shall be deemed to satisfy the requirements for renewal of registration licensure as an interior designer under that section. Complaint processing, investigation, or other discipline-related legal costs related to persons licensed as interior designers under this paragraph shall be assessed against the architects' account of the Regulatory Trust Fund.

(6) This part shall not apply to:

(a) A person who performs interior design services or interior decorator services for any residential application, ~~provided that such person does not advertise as, or represent himself or herself as, an interior designer.~~ For purposes of this paragraph, "residential applications" includes all types of residences, including, but not limited to, residence buildings, single-family homes, multifamily homes, townhouses, apartments, condominiums, and domestic outbuildings appurtenant to one-family or two-family residences. ~~However, "residential applications" does not include common areas associated with instances of multiple unit dwelling applications.~~

(b) An employee of a retail establishment providing "interior decorator services" on the premises of the retail establishment or in the furtherance of a retail sale or prospective retail sale, provided that such employee does not advertise as, or represent himself or herself as, a registered an interior designer.

(8) A manufacturer of commercial food service equipment or the manufacturer's representative, distributor, or dealer or an employee thereof, who prepares designs, specifications, or layouts for the sale or installation of such equipment is exempt from licensure as an architect ~~or interior designer~~, if:

(a) The designs, specifications, or layouts are not used for construction or installation that may affect structural, mechanical, plumbing, heating, air conditioning, ventilating, electrical, or vertical transportation systems.

(b) The designs, specifications, or layouts do not materially affect lifesafety systems pertaining to firesafety protection, smoke evacuation and compartmentalization, and emergency ingress or egress systems.

(c) Each design, specification, or layout document prepared by a person or entity exempt under this subsection contains a statement on each page of the document that the designs, specifications, or layouts are not architectural, ~~interior design~~, or engineering designs, specifications, or layouts and not used for construction unless reviewed and approved by a licensed architect or engineer.

Section 53. Subsection (1) of section 481.231, Florida Statutes, is amended to read:

481.231 Effect of part locally.—

(1) ~~Nothing in~~ This part ~~does not shall be construed to~~ repeal, amend, limit, or otherwise affect any specific provision of any local building code or zoning law or ordinance that has been duly adopted, now or hereafter enacted, which is more restrictive, with respect to the services of registered architects or registered interior designers, than ~~the provisions of~~ this part; provided, however, that a licensed architect shall be deemed registered licensed as an interior designer for purposes of offering or rendering interior design services to a county, municipality, or other local government or political subdivision.

Section 54. Section 481.303, Florida Statutes, is amended to read:

481.303 Definitions.—As used in this chapter, the term:

(1) "Board" means the Board of Landscape Architecture.

~~(3)(2)~~ "Department" means the Department of Business and Professional Regulation.

~~(6)(3)~~ "Registered landscape architect" means a person who holds a license to practice landscape architecture in this state under the authority of this act.

~~(2)(4)~~ "Certificate of registration" means a license issued by the department to a natural person to engage in the practice of landscape architecture.

~~(5)~~ ~~"Certificate of authorization" means a license issued by the department to a corporation or partnership to engage in the practice of landscape architecture.~~

~~(4)(6)~~ "Landscape architecture" means professional services, including, but not limited to, the following:

(a) Consultation, investigation, research, planning, design, preparation of drawings, specifications, contract documents and reports, responsible construction supervision, or landscape management in connection with the planning and development of land and incidental water areas, including the use of Florida-friendly landscaping as defined in s. 373.185, where, and to the extent that, the dominant purpose of such services or creative works is the preservation, conservation, enhancement, or determination of proper land uses, natural land features, ground cover and plantings, or naturalistic and aesthetic values;

(b) The determination of settings, grounds, and approaches for and the siting of buildings and structures, outdoor areas, or other improvements;

(c) The setting of grades, shaping and contouring of land and water forms, determination of drainage, and provision for storm drainage and irrigation systems where such systems are necessary to the purposes outlined herein; and

(d) The design of such tangible objects and features as are necessary to the purpose outlined herein.

~~(5)(7)~~ "Landscape design" means consultation for and preparation of planting plans drawn for compensation, including specifications and installation details for plant materials, soil amendments, mulches, edging, gravel, and other similar materials. Such plans may include only recommendations for the conceptual placement of tangible objects for landscape design projects. Construction documents, details, and specifications for tangible objects and irrigation systems shall be designed or approved by licensed professionals as required by law.

Section 55. Section 481.310, Florida Statutes, is amended to read:

481.310 Practical experience requirement.—Beginning October 1, 1990, every applicant for licensure as a registered landscape architect shall demonstrate, prior to licensure, 1 year of practical experience in landscape architectural work. An applicant who holds a master of landscape architecture degree and a bachelor's degree in a related field is not required to demonstrate 1 year of practical experience in landscape architectural work to obtain licensure. The board shall adopt rules providing standards for the required experience. An applicant who qualifies for examination pursuant to s. 481.309(1)(b)1. may obtain the practical experience after completing the required professional degree. Experience used to qualify for examination pursuant to s. 481.309(1)(b)2. may not be used to satisfy the practical experience requirement under this section.

Section 56. Subsections (3) and (4) of s. 481.311, Florida Statutes, are amended to read:

481.311 Licensure.—

(3) The board shall certify as qualified for a license by endorsement an applicant who:

(a) Qualifies to take the examination as set forth in s. 481.309; and has passed a national, regional, state, or territorial licensing examination which is substantially equivalent to the examination required by s. 481.309; ~~or~~

(b) Holds a valid license to practice landscape architecture issued by another state or territory of the United States, if the criteria for issuance of such license were substantially identical to the licensure criteria which existed in this state at the time the license was issued; ~~or~~

(c) Has held a valid license to practice landscape architecture in another state or territory of the United States for at least 10 years before the date of application and has successfully completed a state, regional, national, or other examination that is equivalent to or more stringent than the examination required by the board, subject to subsection (5). An applicant

who has met the requirements to be qualified for a license by endorsement, except for successful completion of an examination that is equivalent to or more stringent than the examination required by the board, may take the examination required by the board without completing additional education requirements. Such application must be submitted to the board while the applicant holds a valid license in another state or territory or within 2 years after the expiration of such license.

~~(4) The board shall certify as qualified for a certificate of authorization any applicant corporation or partnership who satisfies the requirements of s. 481.319.~~

Section 57. Subsection (4) of section 481.313, Florida Statutes, is amended to read:

481.313 Renewal of license.—

(4) The board, by rule adopted pursuant to ss. 120.536(1) and 120.54, shall establish criteria for the approval of continuing education courses and providers, and shall by rule establish criteria for accepting alternative nonclassroom continuing education on an hour-for-hour basis. A landscape architect shall receive hour-for-hour credit for attending continuing education courses approved by the Landscape Architecture Continuing Education System or another nationally recognized clearinghouse for continuing education that relate to and increase his or her basic knowledge of landscape architecture, as determined by the board, if the landscape architect submits proof satisfactory to the board that such course was approved by the Landscape Architecture Continuing Education System or another nationally recognized clearinghouse for continuing education, along with the syllabus or outline for such course and proof of course attendance.

Section 58. Subsection (2) of section 481.317, Florida Statutes, is amended to read:

481.317 Temporary certificates.—

~~(2) Upon approval by the board and payment of the fee set in s. 481.307, the department shall grant a temporary certificate of authorization for work on one specified project in this state for a period not to exceed 1 year to an out-of-state corporation, partnership, or firm, provided one of the principal officers of the corporation, one of the partners of the partnership, or one of the principals in the fictitiously named firm has obtained a temporary certificate of registration in accordance with subsection (1).~~

Section 59. Section 481.319, Florida Statutes, is amended to read:

481.319 Corporate and partnership practice of landscape architecture; certificate of authorization.—

(1) The practice of or offer to practice landscape architecture by registered landscape architects registered under this part through a corporation or partnership offering landscape architectural services to the public, or through a corporation or partnership offering landscape architectural services to the public through individual registered landscape architects as agents, employees, officers, or partners, is permitted, subject to the provisions of this section, if:

(a) One or more of the principal officers of the corporation, or partners of the partnership, and all personnel of the corporation or partnership who act in its behalf as landscape architects in this state are registered landscape architects; and

(b) One or more of the officers, one or more of the directors, one or more of the owners of the corporation, or one or more of the partners of the partnership is a registered landscape architect; and

~~(c) The corporation or partnership has been issued a certificate of authorization by the board as provided herein.~~

(2) All documents involving the practice of landscape architecture which are prepared for the use of the corporation or partnership shall bear the signature and seal of a registered landscape architect.

(3) A landscape architect applying to practice in the name of a ~~An~~ applicant corporation must shall file with the department the names and addresses of all officers and board members of the corporation, including the principal officer or officers, duly registered to practice landscape architecture in this state and, also, of all individuals duly registered to practice landscape architecture in this state who shall be in responsible charge of the practice of landscape architecture by the corporation in this state. A landscape architect applying to practice in the name of a ~~An applicant~~ partnership must shall file with the department the names and addresses of all partners of the partnership,

including the partner or partners duly registered to practice landscape architecture in this state and, also, of an individual or individuals duly registered to practice landscape architecture in this state who shall be in responsible charge of the practice of landscape architecture by said partnership in this state.

~~(4) Each landscape architect qualifying a partnership or a corporation licensed under this part must shall notify the department within 1 month after of any change in the information contained in the application upon which the license is based. Any landscape architect who terminates her or his or her employment with a partnership or corporation licensed under this part shall notify the department of the termination within 1 month after such termination.~~

~~(5) Disciplinary action against a corporation or partnership shall be administered in the same manner and on the same grounds as disciplinary action against a registered landscape architect.~~

~~(6) Except as provided in s. 558.0035, the fact that a registered landscape architect practices landscape architecture through a corporation or partnership as provided in this section does not relieve the landscape architect from personal liability for her or his or her professional acts.~~

Section 60. Subsection (5) of section 481.321, Florida Statutes, is amended to read:

481.321 Seals; display of certificate number.—

~~(5) Each registered landscape architect must and each corporation or partnership holding a certificate of authorization shall include her or his its certificate number in any newspaper, telephone directory, or other advertising medium used by the registered landscape architect, corporation, or partnership. A corporation or partnership must is not required to display the certificate number numbers of at least one officer, director, owner, or partner who is a individual registered landscape architect architects employed by or practicing with the corporation or partnership.~~

Section 61. Subsection (5) of section 481.329, Florida Statutes, is amended to read:

481.329 Exceptions; exemptions from licensure.—

(5) This part does not prohibit any person from engaging in the practice of landscape design, as defined in ~~s. 481.303 s. 481.303(7)~~, or from submitting for approval to a governmental agency planting plans that are independent of, or a component of, construction documents that are prepared by a Florida-registered professional. Persons providing landscape design services shall not use the title, term, or designation "landscape architect," "landscape architectural," "landscape architecture," "L.A.," "landscape engineering," or any description tending to convey the impression that she or he is a landscape architect unless she or he is registered as provided in this part.

Section 62. Subsection (9) of section 489.103, Florida Statutes, is amended to read:

489.103 Exemptions.—This part does not apply to:

(9) Any work or operation of a casual, minor, or inconsequential nature in which the aggregate contract price for labor, materials, and all other items is less than ~~\$2,500 \$1,000~~, but this exemption does not apply:

(a) If the construction, repair, remodeling, or improvement is a part of a larger or major operation, whether undertaken by the same or a different contractor, or in which a division of the operation is made in contracts of amounts less than ~~\$2,500 \$1,000~~ for the purpose of evading this part or otherwise.

(b) To a person who advertises that he or she is a contractor or otherwise represents that he or she is qualified to engage in contracting.

Section 63. Subsection (2) of section 489.111, Florida Statutes, is amended to read:

489.111 Licensure by examination.—

(2) A person shall be eligible for licensure by examination if the person:

(a) Is 18 years of age;

(b) Is of good moral character; and

(c) Meets eligibility requirements according to one of the following criteria:

1. Has received a baccalaureate degree from an accredited 4-year college in the appropriate field of engineering, architecture, or building construction and has 1 year of proven experience in the category in which the person seeks to qualify. For the purpose of this part, a minimum of 2,000 person-hours shall be used in determining full-time equivalency. An applicant who is exempt

from passing an examination under s. 489.113(1) is eligible for a license under this section.

2. Has a total of at least 4 years of active experience as a worker who has learned the trade by serving an apprenticeship as a skilled worker who is able to command the rate of a mechanic in the particular trade or as a foreman who is in charge of a group of workers and usually is responsible to a superintendent or a contractor or his or her equivalent, provided, however, that at least 1 year of active experience shall be as a foreman.

3. Has a combination of not less than 1 year of experience as a foreman and not less than 3 years of credits for any accredited college-level courses; has a combination of not less than 1 year of experience as a skilled worker, 1 year of experience as a foreman, and not less than 2 years of credits for any accredited college-level courses; or has a combination of not less than 2 years of experience as a skilled worker, 1 year of experience as a foreman, and not less than 1 year of credits for any accredited college-level courses. All junior college or community college-level courses shall be considered accredited college-level courses.

4.a. An active certified residential contractor is eligible to receive a certified building contractor license after passing or having previously passed ~~take~~ the building contractors' examination if he or she possesses a minimum of 3 years of proven experience in the classification in which he or she is certified.

b. An active certified residential contractor is eligible to receive a certified general contractor license after passing or having previously passed ~~take~~ the general contractors' examination if he or she possesses a minimum of 4 years of proven experience in the classification in which he or she is certified.

c. An active certified building contractor is eligible to receive a certified general contractor license after passing or having previously passed ~~take~~ the general contractors' examination if he or she possesses a minimum of 4 years of proven experience in the classification in which he or she is certified.

5.a. An active certified air-conditioning Class C contractor is eligible to receive a certified air-conditioning Class B contractor license after passing or having previously passed ~~take~~ the air-conditioning Class B contractors' examination if he or she possesses a minimum of 3 years of proven experience in the classification in which he or she is certified.

b. An active certified air-conditioning Class C contractor is eligible to receive a certified air-conditioning Class A contractor license after passing or having previously passed ~~take~~ the air-conditioning Class A contractors' examination if he or she possesses a minimum of 4 years of proven experience in the classification in which he or she is certified.

c. An active certified air-conditioning Class B contractor is eligible to receive a certified air-conditioning Class A contractor license after passing or having previously passed ~~take~~ the air-conditioning Class A contractors' examination if he or she possesses a minimum of 1 year of proven experience in the classification in which he or she is certified.

6.a. An active certified swimming pool servicing contractor is eligible to receive a certified residential swimming pool contractor license after passing or having previously passed ~~take~~ the residential swimming pool contractors' examination if he or she possesses a minimum of 3 years of proven experience in the classification in which he or she is certified.

b. An active certified swimming pool servicing contractor is eligible to receive a certified commercial swimming pool contractor license after passing or having previously passed ~~take~~ the swimming pool commercial contractors' examination if he or she possesses a minimum of 4 years of proven experience in the classification in which he or she is certified.

c. An active certified residential swimming pool contractor is eligible to receive a certified commercial swimming pool contractor license after passing or having previously passed ~~take~~ the commercial swimming pool contractors' examination if he or she possesses a minimum of 1 year of proven experience in the classification in which he or she is certified.

d. An applicant is eligible to receive a certified swimming pool/spa servicing contractor license after passing or having previously passed ~~take~~ the swimming pool/spa servicing contractors' examination if he or she has satisfactorily completed 60 hours of instruction in courses related to the scope of work covered by that license and approved by the Construction Industry Licensing Board by rule and has at least 1 year of proven experience related to the scope of work of such a contractor.

Section 64. Subsection (1) of section 489.113, Florida Statutes, is amended to read:

489.113 Qualifications for practice; restrictions.—

(1) Any person who desires to engage in contracting on a statewide basis shall, as a prerequisite thereto, establish his or her competency and qualifications to be certified pursuant to this part. To establish competency, a person shall pass the appropriate examination approved by the board and certified by the department. If an applicant has received a baccalaureate degree in building construction from an accredited 4-year college, or a related degree as approved by the board by rule, and has a grade point average of 3.0 or higher, such applicant is only required to take and pass the business and finance portion of the examination. Any person who desires to engage in contracting on other than a statewide basis shall, as a prerequisite thereto, be registered pursuant to this part, unless exempted by this part.

Section 65. Subsection (3) of section 489.115, Florida Statutes, is amended to read:

489.115 Certification and registration; endorsement; reciprocity; renewals; continuing education.—

(3) The board shall certify as qualified for certification by endorsement any applicant who:

(a) Meets the requirements for certification as set forth in this section; has passed a national, regional, state, or United States territorial licensing examination that is substantially equivalent to the examination required by this part; and has satisfied the requirements set forth in s. 489.111;

(b) Holds a valid license to practice contracting issued by another state or territory of the United States, if the criteria for issuance of such license were substantially equivalent to Florida's current certification criteria; ~~or~~

(c) Holds a valid, current license to practice contracting issued by another state or territory of the United States, if the state or territory has entered into a reciprocal agreement with the board for the recognition of contractor licenses issued in that state, based on criteria for the issuance of such licenses that are substantially equivalent to the criteria for certification in this state; or

(d) Has held a valid, current license to practice contracting issued by another state or territory of the United States for at least 10 years before the date of application and is applying for the same or similar license in this state, subject to subsections (5)-(9). The board may consider an applicant's technical competence to ensure the applicant is able to meet the requirements of this state's codes and standards for wind mitigation and water intrusion. The board may also consider whether such applicant has had a license to practice contracting revoked, suspended, or otherwise acted against by the licensing authority of another state, territory, or country. Such application must be made either when the license in another state or territory is active or within 2 years after such license was last active. Division I contractors and roofing contractors must complete a 2-hour course on the Florida Building Code which includes information on wind mitigation techniques. The required courses may be completed online.

Section 66. Subsection (5) of section 489.511, Florida Statutes, is amended to read:

489.511 Certification; application; examinations; endorsement.—

(5) The board shall certify as qualified for certification by endorsement any individual applying for certification who:

(a) Meets the requirements for certification as set forth in this section; has passed a national, regional, state, or United States territorial licensing examination that is substantially equivalent to the examination required by this part; and has satisfied the requirements set forth in s. 489.521; ~~or~~

(b) Holds a valid license to practice electrical or alarm system contracting issued by another state or territory of the United States, if the criteria for issuance of such license was substantially equivalent to the certification criteria that existed in this state at the time the certificate was issued; or

(c) Has held a valid, current license to practice electrical or alarm system contracting issued by another state or territory of the United States for at least 10 years before the date of application and is applying for the same or similar license in this state, subject to ss. 489.510 and 489.521(3)(a) and subparagraph (1)(b)1. Such application must be made either when the license in another state or territory is active or within 2 years after such license was last active. Electrical contractors and alarm system contractors must complete a 2-hour

course on the Florida Building Code. The required courses may be completed online.

Section 67. Subsection (3) and paragraph (b) of subsection (4) of section 489.517, Florida Statutes, are amended to read:

489.517 Renewal of certificate or registration; continuing education.—

(3)(a) Each certificateholder or registrant licensed as a specialty contractor or an alarm system contractor shall provide proof, in a form established by rule of the board, that the certificateholder or registrant has completed at least 7 +4 classroom hours of at least 50 minutes each of continuing education courses during each biennium since the issuance or renewal of the certificate or registration. The board shall by rule establish criteria for the approval of continuing education courses and providers and may by rule establish criteria for accepting alternative nonclassroom continuing education on an hour-for-hour basis.

(b) Each certificateholder or registrant licensed as an electrical contractor shall provide proof, in a form established by rule of the board, that the certificateholder or registrant has completed at least 11 classroom hours of at least 50 minutes each of continuing education courses during each biennium since the issuance or renewal of the certificate or registration. The board shall by rule establish criteria for the approval of continuing education courses and providers and may by rule establish criteria for accepting alternative nonclassroom continuing education on an hour-for-hour basis.

(4)

(b)1. For licensed specialty contractors or alarm system contractors, of the 7 +4 classroom hours of continuing education required, at least 1 hour 7 hours must be on technical subjects, 1 hour on workers' compensation, 1 hour on workplace safety, 1 hour on business practices, and for alarm system contractors and electrical contractors engaged in alarm system contracting, 2 hours on false alarm prevention.

2. For licensed electrical contractors, of the minimum 11 classroom hours of continuing education required, at least 7 hours must be on technical subjects, 1 hour on workers' compensation, 1 hour on workplace safety, and 1 hour on business practices. Electrical contractors engaged in alarm system contracting must also complete 2 hours on false alarm prevention.

Section 68. Paragraph (b) of subsection (1) of section 489.518, Florida Statutes, is amended to read:

489.518 Alarm system agents.—

(1) A licensed electrical or alarm system contractor may not employ a person to perform the duties of a burglar alarm system agent unless the person:

(b) Has successfully completed a minimum of 14 hours of training within 90 days after employment, to include basic alarm system electronics in addition to related training including CCTV and access control training, with at least 2 hours of training in the prevention of false alarms. Such training shall be from a board-approved provider, and the employee or applicant for employment shall provide proof of successful completion to the licensed employer. The board shall by rule establish criteria for the approval of training courses and providers and may by rule establish criteria for accepting alternative nonclassroom education on an hour-for-hour basis. The board shall approve providers that conduct training in other than the English language. The board shall establish a fee for the approval of training providers or courses, not to exceed \$60. Qualified employers may conduct training classes for their employees, with board approval.

Section 69. Section 492.104, Florida Statutes, is amended to read:

492.104 Rulemaking authority.—The Board of Professional Geologists has authority to adopt rules pursuant to ss. 120.536(1) and 120.54 to implement this chapter. Every licensee shall be governed and controlled by this chapter and the rules adopted by the board. The board is authorized to set, by rule, fees for application, examination, ~~certificate of authorization~~, late renewal, initial licensure, and license renewal. These fees may should not exceed the cost of implementing the application, examination, initial licensure, and license renewal or other administrative process and shall be established as follows:

(1) The application fee shall not exceed \$150 and shall be nonrefundable.

(2) The examination fee shall not exceed \$250, and the fee may be apportioned to each part of a multipart examination. The examination fee shall be refundable in whole or part if the applicant is found to be ineligible to take any portion of the licensure examination.

(3) The initial license fee shall not exceed \$100.

(4) The biennial renewal fee shall not exceed \$150.

~~(5) The fee for a certificate of authorization shall not exceed \$350 and the fee for renewal of the certificate shall not exceed \$350.~~

~~(5)(6)~~ The fee for reactivation of an inactive license may shall not exceed \$50.

~~(6)(7)~~ The fee for a provisional license may shall not exceed \$400.

~~(7)(8)~~ The fee for application, examination, and licensure for a license by endorsement is shall be as provided in this section for licenses in general.

Section 70. Subsection (1) of section 492.108, Florida Statutes, is amended to read:

492.108 Licensure by endorsement; requirements; fees.—

(1) The department shall issue a license by endorsement to any applicant who, upon applying to the department and remitting an application fee, has been certified by the board that he or she:

(a) Has met the qualifications for licensure in s. 492.105(1)(b)-(e) and:-

~~1.(b)~~ Is the holder of an active license in good standing in a state, trust, territory, or possession of the United States.

~~2.(c)~~ Was licensed through written examination in at least one state, trust, territory, or possession of the United States, the examination requirements of which have been approved by the board as substantially equivalent to or more stringent than those of this state, and has received a score on such examination which is equal to or greater than the score required by this state for licensure by examination.

~~3.(d)~~ Has taken and successfully passed the laws and rules portion of the examination required for licensure as a professional geologist in this state.

(b) Has held a valid license to practice geology in another state, trust, territory, or possession of the United States for at least 10 years before the date of application and has successfully completed a state, regional, national, or other examination that is equivalent to or more stringent than the examination required by the department. If such applicant has met the requirements for a license by endorsement except successful completion of an examination that is equivalent to or more stringent than the examination required by the board, such applicant may take the examination required by the board. Such application must be submitted to the board while the applicant holds a valid license in another state or territory or within 2 years after the expiration of such license.

Section 71. Section 492.111, Florida Statutes, is amended to read:

492.111 Practice of professional geology by a firm, corporation, or partnership; ~~certificate of authorization~~.—The practice of, or offer to practice, professional geology by individual professional geologists licensed under the provisions of this chapter through a firm, corporation, or partnership offering geological services to the public through individually licensed professional geologists as agents, employees, officers, or partners thereof is permitted subject to the provisions of this chapter, if provided that:

(1) At all times that it offers geological services to the public, the firm, corporation, or partnership is qualified by has on file with the department the name and license number of one or more individuals who hold a current, active license as a professional geologist in the state and are serving as a geologist of record for the firm, corporation, or partnership. A geologist of record may be any principal officer or employee of such firm or corporation, or any partner or employee of such partnership, who holds a current, active license as a professional geologist in this state, or any other Florida-licensed professional geologist with whom the firm, corporation, or partnership has entered into a long-term, ongoing relationship, as defined by rule of the board, to serve as one of its geologists of record. ~~It shall be the responsibility of the firm, corporation, or partnership and~~ The geologist of record shall to notify the department of any changes in the relationship or identity of that geologist of record within 30 days after such change.

~~(2) The firm, corporation, or partnership has been issued a certificate of authorization by the department as provided in this chapter. For purposes of this section, a certificate of authorization shall be required of any firm, corporation, partnership, association, or person practicing under a fictitious name and offering geological services to the public; except that, when an individual is practicing professional geology in her or his own name, she or he shall not be required to obtain a certificate of authorization under this section. Such certificate of authorization shall be renewed every 2 years.~~

~~(2)(3)~~ All final geological papers or documents involving the practice of the profession of geology which have been prepared or approved for the use of such firm, corporation, or partnership, for delivery to any person for public record with the state, shall be dated and bear the signature and seal of the professional geologist or professional geologists who prepared or approved them.

~~(3)(4)~~ Except as provided in s. 558.0035, the fact that a licensed professional geologist practices through a corporation or partnership does not relieve the registrant from personal liability for negligence, misconduct, or wrongful acts committed by her or him. The partnership and all partners are jointly and severally liable for the negligence, misconduct, or wrongful acts committed by their agents, employees, or partners while acting in a professional capacity. Any officer, agent, or employee of a corporation is personally liable and accountable only for negligent acts, wrongful acts, or misconduct committed by her or him or committed by any person under her or his direct supervision and control, while rendering professional services on behalf of the corporation. The personal liability of a shareholder of a corporation, in her or his capacity as shareholder, may be no greater than that of a shareholder-employee of a corporation incorporated under chapter 607. The corporation is liable up to the full value of its property for any negligent acts, wrongful acts, or misconduct committed by any of its officers, agents, or employees while they are engaged on behalf of the corporation in the rendering of professional services.

~~(5) The firm, corporation, or partnership desiring a certificate of authorization shall file with the department an application therefor, upon a form to be prescribed by the department, accompanied by the required application fee.~~

~~(6) The department may refuse to issue a certificate of authorization if any facts exist which would entitle the department to suspend or revoke an existing certificate of authorization or if the department, after giving persons involved a full and fair hearing, determines that any of the officers or directors of said firm or corporation, or partners of said partnership, have violated the provisions of s. 492.113.~~

Section 72. Subsection (4) of section 492.113, Florida Statutes, is amended to read:

492.113 Disciplinary proceedings.—

(4) The department shall reissue the license of a disciplined professional geologist or ~~business~~ upon certification by the board that the disciplined person has complied with ~~all~~ of the terms and conditions set forth in the final order.

Section 73. Section 492.115, Florida Statutes, is amended to read:

492.115 Roster of licensed professional geologists.—A roster showing the names and places of business or residence of all licensed professional geologists and all properly qualified firms, corporations, or partnerships practicing holding certificates of authorization to practice professional geology in the state shall be prepared annually by the department. A copy of this roster must be made available to ~~shall be obtainable by~~ each licensed professional geologist and each firm, corporation, or partnership qualified by a professional geologist holding a certificate of authorization, and copies thereof shall be placed on file with the department.

Section 74. Section 509.102, Florida Statutes, is created to read:

509.102 Mobile food dispensing vehicles; preemption.—

(1) As used in this section, the term "mobile food dispensing vehicle" means any vehicle that is a public food service establishment and that is self-propelled or otherwise movable from place to place and includes self-contained utilities, including, but not limited to, gas, water, electricity, or liquid waste disposal.

(2) Regulation of mobile food dispensing vehicles involving licenses, registrations, permits, and fees is preempted to the state. A municipality, county, or other local governmental entity may not require a separate license, registration, or permit other than the license required under s. 509.241, or require the payment of any license, registration, or permit fee other than the fee required under s. 509.251, as a condition for the operation of a mobile food dispensing vehicle within the entity's jurisdiction. A municipality, county, or other local governmental entity may not prohibit mobile food dispensing vehicles from operating within the entirety of the entity's jurisdiction.

(3) This section may not be construed to affect a municipality, county, or other local governmental entity's authority to regulate the operation of mobile food dispensing vehicles other than the regulations described in subsection (2).

(4) This section does not apply to any port authority, aviation authority, airport, or seaport.

Section 75. Paragraph (i) of subsection (2) of section 548.003, Florida Statutes, is amended to read:

548.003 Florida State Boxing Commission.—

(2) The Florida State Boxing Commission, as created by subsection (1), shall administer the provisions of this chapter. The commission has authority to adopt rules pursuant to ss. 120.536(1) and 120.54 to implement the provisions of this chapter and to implement each of the duties and responsibilities conferred upon the commission, including, but not limited to:

~~(i) Designation and duties of a knockdown timekeeper.~~

Section 76. Subsection (1) of section 548.017, Florida Statutes, is amended to read:

548.017 Participants, managers, and other persons required to have licenses.—

(1) A participant, manager, trainer, second, ~~timekeeper~~, referee, judge, ~~announcer~~, physician, matchmaker, or promoter must be licensed before directly or indirectly acting in such capacity in connection with any match involving a participant. A physician approved by the commission must be licensed pursuant to chapter 458 or chapter 459, must maintain an unencumbered license in good standing, and must demonstrate satisfactory medical training or experience in boxing, or a combination of both, to the executive director before working as the ringside physician.

Section 77. Paragraph (d) of subsection (1) of section 553.5141, Florida Statutes, is amended to read:

553.5141 Certifications of conformity and remediation plans.—

(1) For purposes of this section:

(d) "Qualified expert" means:

1. An engineer licensed pursuant to chapter 471.
2. A certified general contractor licensed pursuant to chapter 489.
3. A certified building contractor licensed pursuant to chapter 489.
4. A building code administrator licensed pursuant to chapter 468.
5. A building inspector licensed pursuant to chapter 468.
6. A plans examiner licensed pursuant to chapter 468.
7. An interior designer registered licensed pursuant to chapter 481.
8. An architect licensed pursuant to chapter 481.
9. A landscape architect licensed pursuant to chapter 481.

10. Any person who has prepared a remediation plan related to a claim under Title III of the Americans with Disabilities Act, 42 U.S.C. s. 12182, that has been accepted by a federal court in a settlement agreement or court proceeding, or who has been qualified as an expert in Title III of the Americans with Disabilities Act, 42 U.S.C. s. 12182, by a federal court.

Section 78. Effective January 1, 2021, subsection (1) of section 553.74, Florida Statutes, is amended to read:

553.74 Florida Building Commission.—

(1) The Florida Building Commission is created and located within the Department of Business and Professional Regulation for administrative purposes. Members are appointed by the Governor subject to confirmation by the Senate. The commission is composed of 19 ~~27~~ members, consisting of the following members:

(a) One architect licensed pursuant to chapter 481 with at least 5 years of experience in the design and construction of buildings designated for Group E or Group I occupancies by the Florida Building Code registered to practice in this state and actively engaged in the profession. The American Institute of Architects, Florida Section, is encouraged to recommend a list of candidates for consideration.

(b) One structural engineer registered to practice in this state and actively engaged in the profession. The Florida Engineering Society is encouraged to recommend a list of candidates for consideration.

(c) One air-conditioning contractor, ~~or~~ mechanical contractor, or mechanical engineer certified to do business in this state and actively engaged in the profession. The Florida Air Conditioning Contractors Association, the Florida Refrigeration and Air Conditioning Contractors Association, ~~and~~ the Mechanical Contractors Association of Florida, and the

Florida Engineering Society are encouraged to recommend a list of candidates for consideration.

(d) One electrical contractor or electrical engineer certified to do business in this state and actively engaged in the profession. The Florida Association of Electrical Contractors, ~~and~~ the National Electrical Contractors Association, Florida Chapter, and the Florida Engineering Society are encouraged to recommend a list of candidates for consideration.

~~(e) One member from fire protection engineering or technology who is actively engaged in the profession. The Florida Chapter of the Society of Fire Protection Engineers and the Florida Fire Marshals and Inspectors Association are encouraged to recommend a list of candidates for consideration.~~

(e)(f) One certified general contractor or one certified building contractor certified to do business in this state and actively engaged in the profession. The Associated Builders and Contractors of Florida, the Florida Associated General Contractors Council, the Florida Home Builders Association, and the Union Contractors Association are encouraged to recommend a list of candidates for consideration.

(f)(e) One plumbing contractor licensed to do business in this state and actively engaged in the profession. The Florida Association of Plumbing, Heating, and Cooling Contractors is encouraged to recommend a list of candidates for consideration.

(g)(h) One roofing or sheet metal contractor certified to do business in this state and actively engaged in the profession. The Florida Roofing, Sheet Metal, and Air Conditioning Contractors Association and the Sheet Metal and Air Conditioning Contractors' National Association are encouraged to recommend a list of candidates for consideration.

(h)(i) One certified residential contractor licensed to do business in this state and actively engaged in the profession. The Florida Home Builders Association is encouraged to recommend a list of candidates for consideration.

(i)(f) Three members who are municipal, county, or district codes enforcement officials, one of whom is also a fire official. The Building Officials Association of Florida and the Florida Fire Marshals and Inspectors Association are encouraged to recommend a list of candidates for consideration.

~~(k) One member who represents the Department of Financial Services.~~

~~(l) One member who is a county codes enforcement official. The Building Officials Association of Florida is encouraged to recommend a list of candidates for consideration.~~

(j)(m) One member of a Florida-based organization of persons with disabilities or a nationally chartered organization of persons with disabilities with chapters in this state which complies with or is certified to be compliant with the requirements of the Americans with Disabilities Act of 1990, as amended.

(k)(n) One member of the manufactured buildings industry who is licensed to do business in this state and is actively engaged in the industry. The Florida Manufactured Housing Association is encouraged to recommend a list of candidates for consideration.

~~(o) One mechanical or electrical engineer registered to practice in this state and actively engaged in the profession. The Florida Engineering Society is encouraged to recommend a list of candidates for consideration.~~

~~(p) One member who is a representative of a municipality or a charter county. The Florida League of Cities and the Florida Association of Counties are encouraged to recommend a list of candidates for consideration.~~

(l)(q) One member of the building products manufacturing industry who is authorized to do business in this state and is actively engaged in the industry. The Florida Building Material Association, the Florida Concrete and Products Association, and the Fenestration Manufacturers Association are encouraged to recommend a list of candidates for consideration.

(m)(r) One member who is a representative of the building owners and managers industry who is actively engaged in commercial building ownership or management. The Building Owners and Managers Association is encouraged to recommend a list of candidates for consideration.

(n)(s) One member who is a representative of the insurance industry. The Florida Insurance Council is encouraged to recommend a list of candidates for consideration.

~~(t) One member who is a representative of public education.~~

~~(o)(u) One member who is a swimming pool contractor licensed to do business in this state and actively engaged in the profession. The Florida Swimming Pool Association and the United Pool and Spa Association are encouraged to recommend a list of candidates for consideration.~~

~~(p) The Chief Resilience Officer or his or her designee.~~

~~(q)(v) One member who is a representative of the green building industry and who is a third party commission agent, a Florida board member of the United States Green Building Council or Green Building Initiative, a professional who is accredited under the International Green Construction Code (IGCC), or a professional who is accredited under Leadership in Energy and Environmental Design (LEED).~~

(w) One member who is a representative of a natural gas distribution system and who is actively engaged in the distribution of natural gas in this state. The Florida Natural Gas Association is encouraged to recommend a list of candidates for consideration.

~~(x) One member who is a representative of the Department of Agriculture and Consumer Services' Office of Energy. The Commissioner of Agriculture is encouraged to recommend a list of candidates for consideration.~~

~~(y) One member who shall be the chair.~~

Section 79. Subsections (5) and (6) are added to section 823.15, Florida Statutes, to read:

823.15 Dogs and cats released from animal shelters or animal control agencies; sterilization requirement.—

(5) Employees, agents, or contractors of a public or private animal shelter, a humane organization, or an animal control agency operated by a humane organization or by a county, municipality, or other incorporated political subdivision may implant dogs and cats with radio frequency identification microchips as part of their work with such public or private animal shelter, humane organization, or animal control agency.

(6) Notwithstanding s. 474.2165, employees, agents, or contractors of a public or private animal shelter, a humane organization, or an animal control agency operated by a humane organization or by a county, municipality, or other incorporated political subdivision may contact the owner of record listed on a radio frequency identification microchip to verify pet ownership.

Section 80. Paragraphs (h) and (k) of subsection (2) of section 287.055, Florida Statutes, are amended to read:

287.055 Acquisition of professional architectural, engineering, landscape architectural, or surveying and mapping services; definitions; procedures; contingent fees prohibited; penalties.—

(2) DEFINITIONS.—For purposes of this section:

(h) A "design-build firm" means a partnership, corporation, or other legal entity that:

1. Is certified under s. 489.119 to engage in contracting through a certified or registered general contractor or a certified or registered building contractor as the qualifying agent; or

2. Is qualified ~~certified~~ under s. 471.023 to practice or to offer to practice engineering; qualified ~~certified~~ under s. 481.219 to practice or to offer to practice architecture; or qualified ~~certified~~ under s. 481.319 to practice or to offer to practice landscape architecture.

(k) A "design criteria professional" means a firm that is qualified ~~who holds a current certificate of registration~~ under chapter 481 to practice architecture or landscape architecture or a firm who holds a current certificate as a registered engineer under chapter 471 to practice engineering and who is employed by or under contract to the agency for the providing of professional architect services, landscape architect services, or engineering services in connection with the preparation of the design criteria package.

Section 81. Subsection (7) of section 558.002, Florida Statutes, is amended to read:

558.002 Definitions.—As used in this chapter, the term:

(7) "Design professional" means a person, as defined in s. 1.01, who is licensed in this state as an architect, interior designer, a landscape architect, an engineer, a surveyor, or a geologist or who is a registered interior designer, as defined in s. 481.203.

Section 82. Subsection (4) of section 725.08, Florida Statutes, is amended to read:

725.08 Design professional contracts; limitation in indemnification.—

(4) "Design professional" means an individual or entity licensed by the state who holds a current certificate of registration or is qualified under chapter 481 to practice architecture or landscape architecture, under chapter 472 to practice land surveying and mapping, or under chapter 471 to practice engineering, and who enters into a professional services contract.

===== TITLE AMENDMENT =====

And the title is amended as follows:

Delete lines 4 - 227

and insert:

322.57, F.S.; defining the term "servicemember"; requiring the Department of Highway Safety and Motor Vehicles to waive the requirement to pass the Commercial Driver License Skills Tests for certain servicemembers and veterans; requiring an applicant who receives such waiver to complete certain requirements within a specified time; requiring the department to adopt rules; amending s. 326.004, F.S.; deleting the requirement that a yacht broker maintain a separate license for each branch office; deleting the requirement that the Division of Florida Condominiums, Timeshares, and Mobile Homes establish a fee; amending s. 447.02, F.S.; conforming provisions to changes made by the act; repealing s. 447.04, F.S., relating to licensure and permit requirements for business agents; repealing s. 447.041, F.S., relating to hearings for persons or labor organizations denied licensure as a business agent; repealing s. 447.045, F.S., relating to confidential information obtained during the application process; repealing s. 447.06, F.S., relating to required registration of labor organizations; amending s. 447.09, F.S.; deleting certain prohibited actions relating to the right of franchise of a member of a labor organization; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to applicability; amending s. 447.305, F.S.; deleting a provision that requires notification of registrations and renewals to the Department of Business and Professional Regulation; amending s. 455.213, F.S.; requiring the department or a board to enter into reciprocal licensing agreements with other states under certain circumstances; providing requirements; creating s. 455.2278, F.S.; defining terms; prohibiting the department or a board from suspending or revoking a person's license solely on the basis of a delinquency or default in the payment of his or her student loan; prohibiting the department or a board from suspending or revoking a person's license solely on the basis of a default in satisfying the requirements of his or her work-conditional scholarship; amending s. 456.072, F.S.; specifying that the failure to repay certain student loans is not considered a failure to perform a statutory or legal obligation for which certain disciplinary action can be taken; conforming provisions to changes made by the act; repealing s. 456.0721, F.S., relating to health care practitioners who are in default on student loan or scholarship obligations; amending s. 456.074, F.S.; deleting a provision relating to the suspension of a license issued by the Department of Health for defaulting on certain student loans; amending s. 468.505, F.S.; providing that certain unlicensed persons are not prohibited or restricted from their practice, services, or activities in dietetics and nutrition under certain circumstances; amending s. 468.603, F.S.; revising which inspectors are included in the definition of the term "categories of building code inspectors"; amending s. 468.609, F.S.; revising certain experience requirements for a person to take the examination for certification; revising the time period a provisional certificate is valid; amending s. 468.613, F.S.; providing for waiver of specified requirements for certification under certain circumstances; amending s. 468.8314, F.S.; requiring an applicant for a license by endorsement to maintain a specified insurance policy; requiring the department to certify an applicant who holds a specified license issued by another state or territory of the United States under certain circumstances; amending s. 471.015, F.S.; revising licensure requirements for engineers who hold specified licenses in another state; amending s. 473.308, F.S.; deleting continuing education requirements for license by endorsement for certified public accountants; amending s. 474.202, F.S.; revising the definition of the term "limited-service veterinary medical practice" to include certain procedures; amending s. 474.203, F.S.; providing an exemption for certain persons whose work is solely confined to microchip implantation in dogs and cats; amending s. 474.207, F.S.; revising education requirements for licensure by examination; amending s. 474.217, F.S.; requiring the department to issue a

specified examination; amending s. 476.114, F.S.; revising training requirements for licensure as a barber; amending s. 476.144, F.S.; requiring the department to certify as qualified for licensure by endorsement an applicant who is licensed to practice barbering in another state; amending s. 477.013, F.S.; revising the definition of the term "hair braiding"; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing additional exemptions from license or registration requirements for specified occupations or practices; amending s. 477.019, F.S.; deleting a provision prohibiting the Board of Cosmetology from asking for proof of certain educational hours under certain circumstances; conforming provisions to changes made by the act; amending s. 477.0201, F.S.; providing requirements for registration as a specialist; amending s. 477.026, F.S.; conforming provisions to changes made by the act; amending s. 477.0263, F.S.; providing that certain cosmetology services may be performed in a location other than a licensed salon under certain circumstances; amending ss. 477.0265 and 477.029, F.S.; conforming provisions to changes made by the act; amending s. 481.201, F.S.; deleting legislative findings relating to the practice of interior design; amending s. 481.203, F.S.; revising and deleting definitions; amending s. 481.205, F.S.; conforming provisions to changes made by the act; amending s. 481.207, F.S.; revising certain fees for interior designers; conforming provisions to changes made by the act; amending s. 481.209, F.S.; providing requirements for a certificate of registration and a seal for interior designers; specifying that certain persons who are already licensed as interior designers are eligible to obtain a certificate of registration; conforming provisions to changes made by the act; amending s. 481.213, F.S.; revising requirements for certification of licensure by endorsement for a certain licensee to engage in the practice of architecture; providing that a certificate of registration is not required for specified persons to practice; conforming provisions to changes made by the act; amending s. 481.2131, F.S.; revising who may perform interior design; requiring certain interior designers to include a specified seal when submitting documents for the issuance of a building permit under certain circumstances; amending s. 481.215, F.S.; conforming provisions to changes made by the act; revising the number of hours of specified courses the board must require for the renewal of a license or certificate of registration; authorizing licensees to complete certain courses online; amending s. 481.217, F.S.; conforming provisions to changes made by the act; amending s. 481.219, F.S.; deleting provisions permitting the practice of or offer to practice interior design through certain business organizations; deleting provisions requiring certificates of authorization for certain business organizations offering interior design services to the public; requiring a licensee or applicant in the practice of architecture to qualify as a business organization; providing requirements; amending s. 481.221, F.S.; conforming provisions to changes made by the act; requiring registered architects and certain business organizations to display certain license numbers in specified advertisements; amending s. 481.223, F.S.; providing construction; conforming provisions to changes made by the act; amending s. 481.2251, F.S.; revising the acts that constitute grounds for disciplinary actions relating to interior designers; conforming provisions to changes made by the act; amending ss. 481.229 and 481.231, F.S.; conforming provisions to changes made by the act; amending s. 481.303, F.S.; deleting the definition of the term "certificate of authorization"; amending s. 481.310, F.S.; providing that an applicant who holds certain degrees is not required to demonstrate 1 year of practical experience for licensure; amending s. 481.311, F.S.; revising requirements for certification of licensure by endorsement for a certain applicant to engage in the practice of landscape architecture; amending s. 481.313, F.S.; authorizing a landscape architect to receive hour-for-hour credit for certain approved continuing education courses under certain circumstances; amending s. 481.317, F.S.; conforming provisions to changes made by the act; amending s. 481.319, F.S.; deleting the requirement for a certificate of authorization; authorizing landscape architects to practice in the name of a corporation or partnership; amending s. 481.321, F.S.; requiring a landscape architect to display a certain certificate number in specified advertisements; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 489.103, F.S.; revising certain contract prices for exemption; amending s. 489.111, F.S.; revising provisions relating to eligibility for licensure; amending s. 489.113, F.S.; providing that applicants who meet

certain requirements are not required to pass a specified examination; amending s. 489.115, F.S.; requiring the Construction Industry Licensing Board to certify any applicant who holds a specified license to practice contracting issued by another state or territory of the United States under certain circumstances; requiring certain applicants to complete certain training; amending s. 489.511, F.S.; requiring the board to certify as qualified for certification by endorsement any applicant who holds a specified license to practice electrical or alarm system contracting issued by another state or territory of the United States under certain circumstances; requiring certain applicants to complete certain training; amending s. 489.517, F.S.; providing a reduction in certain continuing education hours required for certain contractors; amending s. 489.518, F.S.; requiring a person to have completed a specified amount of training within a certain time period to perform the duties of an alarm system agent; amending s. 492.104, F.S.; conforming provisions to changes made by the act; amending 492.108, F.S.; requiring the department to issue a license by endorsement to any applicant who has held a specified license to practice geology in another state, trust, territory, or possession of the United States for a certain period of time; providing that an applicant may take the examination required by the board if they have not met the specified examination requirement; amending s. 492.111, F.S.; deleting the requirements for a certificate of authorization for a professional geologist; amending ss. 492.113 and 492.115, F.S.; conforming provisions to changes made by the act; creating s. 509.102, F.S.; defining the term "mobile food dispensing vehicle"; preempting certain regulation of mobile food dispensing vehicles to the state; prohibiting certain entities from prohibiting mobile food dispensing vehicles from operating within the entirety of such entities' jurisdictions; providing construction and applicability; amending s. 548.003, F.S.; deleting the requirement that the Florida State Boxing Commission adopt rules relating to a knockdown timekeeper; amending s. 548.017, F.S.; deleting the licensure requirement for a timekeeper or an announcer; amending s. 553.5141, F.S.; conforming provisions to changes made by the act; amending s. 553.74, F.S.; revising the membership and qualifications of the Florida Building Commission; amending s. 823.15, F.S.; authorizing certain persons to implant dogs and cats with specified microchips under certain circumstances; authorizing certain persons to contact the owner of record listed on radio frequency identification microchips under certain circumstances; amending ss. 287.055, 558.002, and 725.08, F.S.; conforming provisions to changes made by the act; providing

On motion by Rep. Ingoglia, the House concurred in **Senate Amendment 1**.

The question recurred on the passage of **CS/HB 1193**. The vote was:

Session Vote Sequence: 752

Representative Magar in the Chair.

Yeas—103

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

Smith, D.	Stone	Trumbull	Williamson
Sprowls	Sullivan	Webb	Yarborough
Stark	Toledo	Willhite	Zika
Stevenson	Tomkow	Williams	

Nays—11			
Alexander	Goff-Marcil	Smith, C.	Watson, B.
Brown	Gottlieb	Thompson	Watson, C.
Diamond	Joseph	Valdés	

Votes after roll call:
 Nays—Mercado
 Yeas to Nays—Good

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

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., Friday, March 13, 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 passed CS for HB 255.

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 279.

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 343.

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 387.

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 437.

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 717.

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 747.

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 813.

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 945.

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 1009.

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 1105.

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 5301.

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 6055.

Debbie Brown, Secretary

The above bill was ordered enrolled.

Votes After Roll Call

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

Rep. Brown:

Yeas—March 9: 611; March 11: 734

Nays—February 26: 499

Rep. Driskell:

Yeas—March 11: 729, 732, 735

Nays—March 11: 676, 677

Rep. Hart:

Nays to Yeas—March 11: 704

Rep. Jacobs:

Yeas—March 11: 703, 706, 707, 708, 709, 711, 712, 713, 715, 716, 718, 719, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733

Rep. Jones:

Yeas—March 6: 564, 565, 567; March 9: 613; March 11: 675, 683, 684, 688, 721

Nays—March 6: 570; March 11: 720

Rep. Magar:

Yeas—March 11: 731

Rep. Mercado:

Yeas—March 11: 677, 684, 685, 691, 692, 693, 713, 717, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735

Nays—March 11: 714

Rep. Overdorf:

Yeas—March 11: 732

Rep. Pigman:

Yeas—March 11: 706

Rep. Stevenson:

Yeas—March 10: 658, 659, 670; March 11: 720

Nays—March 5: 557, 558, 559, 560

Rep. Valdés:

Yeas—March 9: 601, 606, 629

Nays—March 11: 724, 725

Rep. Yarborough:

Yeas—March 11: 733

Cosponsors

CS/HB 81—Caruso, Fischer, Zika

HB 287—Bush, Sabatini

CS/HB 487—Webb, Zika
 CS/HB 579—Clemons, Eskamani, Hogan Johnson, Overdorf
 HB 593—Zika
 CS/CS/HB 945—Joseph
 HB 957—Clemons, Payne
 CS/CS/HB 1091—Driskell, Gregory, Joseph, A. M. Rodriguez
 CS/CS/HB 1095—Toledo
 CS/CS/HB 1105—Roth
 CS/CS/HB 1139—Plasencia
 HB 1189—Fischer, Massullo
 CS/CS/HB 1213—Gregory, Joseph, McGhee, Overdorf, Payne, Rommel, Silvers
 HB 2495—Caruso
 HB 3577—Joseph
 HB 6031—Williams, Zika
 CS/HB 7011—Driskell
 CS/CS/HB 7051—Bush, Hogan Johnson, Roach
 CS/CS/HB 7063—Hogan Johnson
 CS/HB 7065—Bush, D. Smith, Webb

Excused

Reps. Daniels, Jacobs, Jaquet, Mercado; Rep. Omphroy until 3:05 p.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 6:41 p.m., to reconvene at 10:30 a.m., Friday, March 13, 2020, or upon call of the Chair.

CHAMBER ACTIONS ON BILLS

Thursday, March 12, 2020

CS/HB	43 — Amendment 755426 Concur; CS passed as amended; YEAS 113, NAYS 0	HB	1189 — Amendment 624566 Concur; Passed as amended; YEAS 110, NAYS 0
CS/HB	81 — Amendment 719906 Concur; CS passed as amended; YEAS 113, NAYS 0	CS/HB	1193 — Amendment 380064 Concur; CS passed as amended; YEAS 103, NAYS 11
CS/HB	327 — Amendment 686766 Concur; CS passed as amended; YEAS 114, NAYS 0	CS/CS/HB	1213 — Amendment 484636 Concur; CS passed as amended; YEAS 116, NAYS 0
CS/CS/HB	573 — Amendment 910716 Concur; CS passed as amended; YEAS 115, NAYS 0	CS/HB	7011 — Amendment 632478 Concur; CS passed as amended; YEAS 114, NAYS 0
CS/CS/HB	731 — Amendment 419896 Concur; CS passed as amended; YEAS 100, NAYS 14	CS/HB	7039 — Amendment 169888 Concur; CS passed as amended; YEAS 110, NAYS 1
CS/CS/HB	1091 — Amendment 812222 Concur; CS passed as amended; YEAS 115, NAYS 0	HB	7049 — Amendment 130920 Concur; Passed as amended; YEAS 115, NAYS 0
CS/CS/HB	1095 — Amendment 881186 Concur; CS passed as amended; YEAS 115, NAYS 0		

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