



The Journal OF THE *House of Representatives*

Number 5

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Introduction and Reference

By the Choice & Innovation Subcommittee; Representative Rizo—

HB 7039—A bill to be entitled An act relating to education; amending s. 200.065, F.S.; requiring a district school board to advertise its intent to adopt a tentative budget on a publicly available website if the district school board does not advertise such intent in a newspaper of general circulation; defining the term "publicly accessible website"; requiring certain information relating to a postponed hearing to be posted on a school district website under certain circumstances; amending s. 316.173, F.S.; revising requirements for signage that must be posted on certain school buses; amending s. 1001.372, F.S.; requiring public notices for district school board meetings be posted on a publicly accessible website; deleting a requirement for public notices to be published in a newspaper; amending s. 1002.20, F.S.; deleting a requirement that an economic security report of employment and earning outcomes be provided to students; amending s. 1002.55, F.S.; requiring newly hired prekindergarten instructors to complete specified training within a certain timeframe; deleting obsolete language; amending s. 1004.85, F.S.; requiring program participants of a postsecondary educator preparation institute to meet specified requirements before participating in field experiences; amending s. 1004.88, F.S.; authorizing the Florida Institute for Charter School Innovation to develop a professional learning system; repealing s. 1006.025, F.S., relating to guidance services; amending s. 1010.11, F.S.; providing that school districts are exempt from certain requirements relating to electronic transfer of funds; amending s. 1011.03, F.S.; requiring a district school board to publish its tentative budget on a publicly accessible website; deleting a requirement for a district school board to publish its tentative budget in a newspaper or at a courthouse under certain circumstances; amending s. 1012.05, F.S.; authorizing, rather than requiring, district school boards to base certain policies on guidelines from the Department of Education; revising the frequency with which school districts must submit certain information to the department; amending s. 1012.07, F.S.; requiring the State Board of Education to develop strategies to address critical teacher shortages; amending s. 1012.22, F.S.; providing that collective bargaining may not preclude a district school board from carrying out specified duties; providing that if a superintendent appears before the State Board of Education for a specified purpose, the president of the school district bargaining unit also must appear; amending s. 1012.555, F.S.; revising requirements for individuals to participate in the Teacher Apprenticeship Program; amending s. 1012.575, F.S.; providing that certain provisions relating to alternative teacher preparation programs also apply to the Florida Institute for Charter School Innovation; repealing s. 1012.72, F.S., relating to the Dale Hickam Excellent Teaching Program; repealing s. 1012.86, F.S., relating to the Florida College System institution employment equity accountability program; amending s. 1012.98, F.S.; providing that provisions relating to the development of a professional learning system apply to the Florida Institute for Charter School Innovation; amending s. 1013.15, F.S.; authorizing district school boards to rent or lease specified plants and facilities and sites; providing

that the lease-purchase of certain plants and facilities and sites are exempt from certain requirements; amending s. 1013.16, F.S.; revising minimum lease term requirements for land for certain construction projects; amending s. 1013.20, F.S.; deleting a district school board requirement to plan for the use of relocatables; deleting a requirement for the commissioner to provide a progress report to the Legislature; repealing s. 1013.21, F.S., relating to reduction of relocatable facilities in use; amending s. 1013.385, F.S.; deleting requirements for a resolution relating to educational facilities construction which may be adopted by district school boards; providing that exceptions to requirements for public shelter design criteria remain subject to certain emergency management provisions; providing that a school board may not be required to build more emergency-shelter space than identified as needed; amending s. 1013.48, F.S.; deleting a requirement that school districts monitor and report the impact of certain change orders; amending ss. 1001.64, 1001.65, 1003.621, 1011.6202, and 1013.35, F.S.; conforming cross-references to changes made by the act; providing an effective date.

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

By the Select Committee on Health Innovation; Representative Andrade—

HB 7041—A bill to be entitled An act relating to public records and meetings exemptions; creating ss. 456.4503, 468.1336, and 486.113, F.S.; providing an exemption from public records requirements for certain information held by the Department of Health, the Board of Speech-Language Pathology and Audiology, and the Board of Physical Therapy Practice pursuant to the Interstate Medical Licensure Compact, the Audiology and Speech-language Pathology Interstate Compact, and the Physical Therapy Licensure Compact; authorizing disclosure of the information under certain circumstances; providing an exemption from public meetings requirements for certain meetings of the Interstate Medical Licensure Compact Commission, the Audiology and Speech-language Pathology Interstate Compact Commission, and the Physical Therapy Licensure Compact Commission; providing an exemption from public records requirements for recordings, minutes, and records generated during the closed portion of such meetings; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing contingent effective dates.

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

First Reading of Committee and Subcommittee Substitutes by Publication

By the Civil Justice Subcommittee; Representatives Gottlieb, Koster, and Arrington—

CS/HB 45—A bill to be entitled An act relating to Hope Cards for persons issued orders of protection; creating s. 741.311, F.S.; requiring the Office of the State Courts Administrator, in consultation with others, to develop the Hope Card Program; requiring the clerks of the circuit courts to implement the program; authorizing certain persons to apply for a Hope Card after a specified date; requiring applications for a Hope Card to be available online and in the clerks' offices; requiring clerks' offices to mail, by certified mail, a Hope Card to petitioners within a specified time frame; prohibiting the assessment of a fee; providing requirements for the Hope Card; providing criminal penalties for the fraudulent use of a Hope Card; amending s. 741.315, F.S.; authorizing a person protected by an injunction for protection issued by a court of a foreign state to apply for and receive a Hope Card even if the person does not register the order for protection in this state; amending ss. 741.30, 784.046, 784.0485, and 825.1035, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By the Civil Justice Subcommittee; Representative Benjamin—

CS/HB 175—A bill to be entitled An act relating to judgment liens; amending s. 55.202, F.S.; authorizing a judgment lien to attach to specified personal property and all payment intangibles and accounts of a judgment debtor located in this state; providing definitions; specifying that the filing of a noncompliant judgment lien certificate does not preclude the subsequent filing of a compliant judgment lien certificate; specifying the provisions to be used in resolving the priority of conflicting rights between a judgment lienholder and a secured party; amending s. 55.205, F.S.; specifying that the rights of certain judgment debtors to proceed against the judgment debtor's property are subject to certain provisions; providing that an account debtor may discharge certain obligations through a settlement agreement; amending s. 55.208, F.S.; revising provisions concerning the priority of certain judgment liens; providing an effective date.

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

By the Civil Justice Subcommittee; Representative Borrero—

CS/HB 283—A bill to be entitled An act relating to self-service storage facility liens; amending s. 83.806, F.S.; revising written notice requirements relating to the satisfaction of an owner's lien; revising publication requirements relating to advertising the sale or other disposition of self-service storage facilities; amending s. 83.808, F.S.; requiring that rental agreements authorize tenants to designate an optional alternate contact for purposes of providing specified notice; specifying that designating an alternate contact does not give such person an interest in the contents stored at a self-service storage facility or in a self-contained storage unit; requiring that rental agreements include a specified warning; providing an effective date.

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

By the Civil Justice Subcommittee; Representative Maggard—

CS/HB 481—A bill to be entitled An act relating to building construction regulations and system warranties; amending s. 489.105, F.S.; revising definitions; amending s. 559.956, F.S.; providing a specified effective date for provisions relating to HVAC manufacturer's warranty transfers; prohibiting HVAC manufacturer's warranties from being conditioned upon the product registration; providing applicability; removing provisions relating to HVAC

manufacturer's warranty registration; creating s. 559.957, F.S.; providing the effective date for certain HVAC systems and components warranties under a specified circumstance; providing required information for warranty and product registration cards and forms; prohibiting HVAC systems and components warranties from being conditioned upon the product registration; providing an effective date.

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

By the Civil Justice Subcommittee; Representative McFarland—

CS/HB 569—A bill to be entitled An act relating to suits against the government; amending s. 47.011, F.S.; abolishing the common-law doctrine of home venue privilege with respect to action against the state; amending s. 768.28, F.S.; increasing the statutory limits on liability for tort claims against the state and its agencies and subdivisions; authorizing a subdivision of the state to settle a claim in excess of the statutory limit without further action by the Legislature regardless of insurance coverage limits; prohibiting an insurance policy from conditioning payment of benefits on the enactment of a claim bill; specifying that the limitations in effect on the date a final judgment is entered apply to that claim; requiring the Department of Financial Services to adjust the limitations on tort liability every year after a specified date; revising the period within which certain claims must be presented to certain entities; revising exceptions relating to instituting actions on tort claims against the state or one of its agencies or subdivisions; revising the period after which the failure of certain entities to make final disposition of a claim shall be deemed a final denial of the claim for certain purposes; revising the statute of limitations for tort claims against the state or one of its agencies or subdivisions and exceptions thereto; reenacting ss. 45.061, 110.504, 111.071, 125.01015, 163.01, 190.043, 213.015, 252.51, 252.89, 252.944, 260.0125, 284.31, 284.38, 322.13, 337.19, 341.302, 351.03, 373.1395, 375.251, 381.0056, 393.075, 394.9085, 395.1055, 403.706, 409.175, 409.993, 420.504, 420.507, 455.221, 455.32, 456.009, 456.076, 471.038, 472.006, 497.167, 513.118, 548.046, 556.106, 589.19, 627.7491, 723.0611, 760.11, 766.1115, 766.112, 768.1355, 768.1382, 768.295, 944.713, 946.5026, 946.514, 961.06, 1002.33, 1002.333, 1002.34, 1002.351, 1002.37, 1002.55, 1002.83, 1002.88, 1006.24, and 1006.261, F.S., to incorporate the amendments made to s. 768.28, F.S., in references thereto; providing applicability; providing an effective date.

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

By the Civil Justice Subcommittee; Representative Tuck—

CS/HB 619—A bill to be entitled An act relating to sovereign immunity for professional firms; amending s. 768.28, F.S.; providing that professional firms or their employees when performing specified services for certain public projects are considered agents of the state or its applicable subdivision when acting within the scope of their contract; revising applicability; requiring that contracts with such firms must, to the extent permitted by law, provide indemnity to the state or its applicable subdivision; providing applicability; making technical changes; providing an effective date.

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

By the Choice & Innovation Subcommittee; Representative Tomkow—

CS/HB 1403—A bill to be entitled An act relating to school choice; amending s. 212.1832, F.S.; providing definitions; expanding the credit contributions for eligible nonprofit scholarship-funding organizations; providing requirements for such contributions; providing requirements for dealers, designated agents, private tag agents, and such organizations relating to such contributions; providing criminal penalties; requiring persons convicted of specified offenses to make restitution to certain eligible nonprofit scholarship-funding organizations; requiring the Department of Revenue to notify such organizations of specified dealer information under

certain circumstances; providing penalties for certain dealers, designated agents, private tag agents, and such organizations; amending s. 213.053, F.S.; conforming cross-references to changes made by the act; amending s. 1002.394, F.S.; revising eligibility requirements for the Family Empowerment Scholarship Program; providing that equipment used as instructional materials may only be purchased for specified academic subjects; providing that transition services are a coordinated set of specified activities; authorizing funds to be used for certain prekindergarten programs; prohibiting certain eligible students from enrolling in public schools; providing an exemption to a prohibition against receiving other educational scholarships; providing additional criteria for the closure of scholarship accounts and the reversion of funds to the state; revising the information that such organizations must include in their quarterly reports; authorizing the Department of Education to provide guidance to certain private schools; revising the documentation that private schools must provide to such organizations; revising the process for parents to provide certain notification to such organizations; prohibiting a parent from applying for multiple scholarships under specified programs for a single student at the same time; requiring such organizations to establish certain processes; requiring such organizations to submit specified information to the department; deleting a requirement that certain students be placed on a wait list; requiring such organizations to provide certain notification to parents; revising provisions relating to a specified administrative fee; revising provisions relating to increasing the number of certain scholarships; revising provisions relating to the payment and disbursement of funds; amending s. 1002.395, F.S.; revising eligibility requirements for the Florida Tax Credit Scholarship Program; prohibiting certain eligible students from enrolling in public schools; providing an exemption to a prohibition against receiving other educational scholarships; providing that equipment used as instructional materials may only be purchased for specified academic subjects; revising the process for parents to provide certain notification to such organizations; prohibiting a parent from applying for multiple scholarships under specified programs for a single student at the same time; requiring such organizations to establish certain processes; requiring such organizations to assist the Florida Center for Students with Unique Abilities with the development of specified guidelines and to publish such guidelines on their websites; revising department notification requirements; revising the information that such organizations must include in their quarterly reports; revising provisions relating to the payment and disbursement of funds; repealing s. 1002.40, F.S., relating to the Hope Scholarship Program; amending s. 1002.421, F.S.; revising requirements for regular and direct contact for certain students; amending s. 1002.45, F.S.; deleting a requirement that virtual instruction program providers be nonsectarian; amending s. 1003.4156, F.S.; providing that certain requirements apply to middle grade students transferring from a personalized education program; amending s. 1003.4282, F.S.; providing that certain requirements apply to high school students transferring from a personalized education program; amending s. 1003.485, F.S.; conforming cross-references to changes made by the act; amending s. 1004.6495, F.S.; requiring the Florida Center for Students with Unique Abilities to develop specified purchasing guidelines by a specified date and annually revise such guidelines; providing requirements for the development and revision of such guidelines; requiring such guidelines to be provided to specified eligible nonprofit scholarship-funding organizations; providing effective dates.

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

Reference

CS/HB 3—Referred to the Judiciary Committee.

CS/HB 47—Referred to the Local Administration, Federal Affairs & Special Districts Subcommittee and Commerce Committee.

CS/HB 231—Referred to the Justice Appropriations Subcommittee and Judiciary Committee.

CS/HB 489—Referred to the Judiciary Committee.

CS/HB 529—Referred to the Health & Human Services Committee and State Affairs Committee.

CS/HB 549—Referred to the Justice Appropriations Subcommittee and Judiciary Committee.

CS/HB 715—Referred to the Ethics, Elections & Open Government Subcommittee and Judiciary Committee.

CS/HB 777—Referred to the Local Administration, Federal Affairs & Special Districts Subcommittee and Commerce Committee.

HB 1203—Referred to the Regulatory Reform & Economic Development Subcommittee; Civil Justice Subcommittee; and Commerce Committee.

CS/HB 1403—Referred to the PreK-12 Appropriations Subcommittee and Education & Employment Committee.

CS/HB 1491—Referred to the State Affairs Committee.

First-named Sponsors

HB 725—Snyder

HB 1349—Buchanan

Cosponsors

CS/HB 3—Jacques

HB 61—J. López

HB 151—Salzman

HB 393—J. López

HB 655—V. Lopez

HB 1051—McClure

HB 1293—V. Lopez

HM 1411—Chaney, Waldron

HB 7021—Basabe

HB 7023—Basabe

Withdrawals as Cosponsor

HB 187—Bartleman

Reports of Standing Committees and Subcommittees

Received January 11:

The Choice & Innovation Subcommittee reported the following favorably:

HB 1403 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 1403 was laid on the table.

Received January 12:

The Civil Justice Subcommittee reported the following favorably:
HB 29

The above bill was transmitted to the next committee or subcommittee of reference, the Insurance & Banking Subcommittee.

The Civil Justice Subcommittee reported the following favorably:
HB 45 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 45 was laid on the table.

The Civil Justice Subcommittee reported the following favorably:
HB 175 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 175 was laid on the table.

The Civil Justice Subcommittee reported the following favorably:
HB 283 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 283 was laid on the table.

The Civil Justice Subcommittee reported the following favorably:
HB 353

The above bill was transmitted to the next committee or subcommittee of reference, the Justice Appropriations Subcommittee.

The Civil Justice Subcommittee reported the following favorably:
HB 481 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 481 was laid on the table.

The Civil Justice Subcommittee reported the following favorably:
HB 521

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

The Civil Justice Subcommittee reported the following favorably:
HB 569 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 569 was laid on the table.

The Insurance & Banking Subcommittee reported the following favorably:
HB 611

The above bill was transmitted to the next committee or subcommittee of reference, the State Administration & Technology Appropriations Subcommittee.

The Civil Justice Subcommittee reported the following favorably:
HB 619 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 619 was laid on the table.

The Civil Justice Subcommittee reported the following favorably:
HB 799

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

The Select Committee on Health Innovation reported the following favorably:
HB 1549

The above bill was transmitted to the next committee or subcommittee of reference, the Health Care Appropriations Subcommittee.

Explanations of Votes**Explanation of Vote for Sequence Number 530**

Under Article V of the U.S. Constitution, Congress is required to hold a constitutional convention if two-thirds of state legislatures (34 states) call for one. And despite what my colleagues say, there are absolutely no rules for an Article V Convention outlined in the Constitution. This means the group of people convening to rewrite our Constitution could be totally unelected and unaccountable. There is nothing that could limit the convention to a single issue, so the delegates could write amendments that revoke any of our most cherished rights – like our right to peaceful protest, our freedom of religion, or our right to privacy. There are also no rules preventing corporations from pouring money into the convention to ensure they get their way. I cannot in good faith vote for this measure, as it could endanger our entire Constitutional Republic and lead to a dramatic re-writing of the U.S. Constitution.

*Rep. Anna Eskamani
District 42*

Explanation of Vote for Sequence Number 533

Under Article V of the U.S. Constitution, Congress is required to hold a constitutional convention if two-thirds of state legislatures (34 states) call for one. And despite what my colleagues say, there are absolutely no rules for an Article V Convention outlined in the Constitution. This means the group of people convening to rewrite our Constitution could be totally unelected and unaccountable. There is nothing that could limit the convention to a single issue, so the delegates could write amendments that revoke any of our most cherished rights – like our right to peaceful protest, our freedom of religion, or our right to privacy. There are also no rules preventing corporations from pouring money into the convention to ensure they get their way. I cannot in good faith vote for this measure, as it could endanger our entire Constitutional Republic and lead to a dramatic re-writing of the U.S. Constitution.

*Rep. Anna Eskamani
District 42*

JOURNAL OF THE HOUSE OF REPRESENTATIVES

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