

2010 CHAPTER LAW REPORT

2009 Special Session B and 2010 Regular Session

Chapter Law	Subject	Entity/Official	Rulemaking Language	Citation	Effective Date
2009-271	Transportation	Department of Transportation			12/16/09
2009-271	Transportation	South Florida Regional Transportation Authority			12/16/09
2009-271	Transportation	Florida Statewide Passenger Rail Commission			12/16/09
2009-271	Transportation	Secretary of Transportation			12/16/09
2009-271	Transportation	Governor			12/16/09
2009-271	Transportation	President & Speaker			12/16/09
2009-271	Transportation	Department of Revenue			12/16/09
2009-271	Transportation	Department of Community Affairs			12/16/09
2009-271	Transportation	Local Governments			12/16/09
2009-271	Transportation	Department of Health			12/16/09
2009-271	Transportation	Department of Children and Family Services			12/16/09
2009-271	Transportation	Department of Environmental Protection			12/16/09
2009-271	Transportation	Department of Corrections			12/16/09
2009-271	Transportation	All Agencies			12/16/09
2010-001	Unemployment Compensation	Agency for Workforce Innovation			6/29/09
2010-001	Unemployment Compensation	Unemployment Appeals Commission			6/29/09
2010-001	Unemployment Compensation	Department of Revenue			6/29/09
2010-002	Department of Agriculture and Consumer Services	Department of Agriculture and Consumer Services			3/30/10
2010-002	Department of Agriculture and Consumer Services	Chief Financial Officer			3/30/10
2010-003	Reviser's Bill	All Agencies			60 days after Sine Die
2010-004	Reviser's Bill	All Agencies			60 days after Sine Die
2010-004	Reviser's Bill	Office of Tourism, Trade, & Economic Development	may adopt rules	§212.08(5)(p)4.a. [Section 4]	60 days after Sine Die

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2010-005	Reviser's Bill	All Agencies			60 days after Sine Die
2010-005	Reviser's Bill	Department of Management Services	shall adopt rules	§121.091 [Section 15]	60 days after Sine Die
2010-005	Reviser's Bill	Division of Cultural Affairs	shall adopt rules	§265.701(5) [Section 43]	60 days after Sine Die
2010-005	Reviser's Bill	Agency for Enterprise Information Technology	shall establish and develop rules	§282.201(2)(f) [Section 43]	60 days after Sine Die
2010-005	Reviser's Bill	Department of Highway Safety and Motor Vehicles	shall set up and promulgate rules	§321.02 [Section 60]	60 days after Sine Die
2010-005	Reviser's Bill	Department of Health	shall be established by rule	§395.4036(1)(b)3. [Section 79]	60 days after Sine Die
2010-005	Reviser's Bill	Agency for Health Care Administration	may adopt and enforce rules necessary	§400.141(1)(u)	60 days after Sine Die
2010-005	Reviser's Bill	Financial Services Commission	may establish by rule	§494.00611(2)(f) [Section 110]	60 days after Sine Die
2010-005	Reviser's Bill	Financial Services Commission	may adopt rules	§627.062(2)(b)4. [Section 120]	60 days after Sine Die
2010-005	Reviser's Bill	Department of Financial Services	shall adopt rules	§627.351(2)(b) [Section 121]	60 days after Sine Die
2010-006	Adoption	Department of Children and Family Services	shall adopt and amend rules	§409.175(5)(a) [Section 2]	4/6/10
2010-006	Adoption	Department of Children and Family Services	may adopt rules	§409.175(5)(a) [Section 2]	4/6/10
2010-006	Adoption	Department of Children and Family Services	shall not adopt rules	§409.175(5)(d)(e)- [Section 2]	4/6/10
2010-006	Adoption	Department of Children and Family Services	rules shall include adoption of a <u>form</u>	§409.175(5)(e) [Section 2]	4/6/10
2010-007	Contingency Fee/DLA and Private Attorneys	Department of Legal Affairs			7/1/10
2010-007	Contingency Fee/DLA and Private Attorneys	Attorney General			7/1/10
2010-008	Negligence	Courts			7/1/10
2010-009	International Banking Corps	Office of Financial Regulation			7/1/10
2010-009	International Banking Corps	Department of State			7/1/10
2010-009	International Banking Corps	Financial Services Commission	shall establish, by rule	§663.05(8)(9) [Section 5]	7/1/10

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2010-009	International Banking Corps	Financial Services Commission	may also establish, by rule, other standards	§663.05(8)(9) [Section 5]	7/1/10
2010-009	International Banking Corps	Financial Services Commission	may by rule prescribe	§663.06(3) [Section 7]	7/1/10
2010-010	Florida Hurricane Catastrophe Fund	State Board of Administration			4/15/10
2010-011	Ringling Investment Trust Fund (DMS)	Department of Management Services			7/1/10
2010-011	Ringling Investment Trust Fund (DMS)	Chief Financial Officer			7/1/10
2010-012	Federal Grants Trust Fund (DMS)	Department of Management Services			7/1/10
2010-013	Warrant Clearing Trust Fund (DOR)	Department of Revenue			7/1/10
2010-014	Transportation Revenue Bond Trust Fund (DOT)	Department of Transportation			7/1/10
2010-015	Transportation Governmental Bond Trust Fund (DOT)	Department of Transportation			7/1/10
2010-016	Trust Funds	Department of State			7/1/10
2010-016	Trust Funds	Department of Legal Affairs			7/1/10
2010-016	Trust Funds	Department of Revenue			7/1/10
2010-016	Trust Funds	Chief Financial Officer			7/1/10
2010-016	Trust Funds	Department of Agriculture and Consumer Services			7/1/10
2010-017	Federal Grants Trust Fund (DOS)	Department of State			7/1/10
2010-018	Florida Forever Program Trust Funds (DCA)	Department of Community Affairs			7/1/10
2010-019	Emergency Response Trust Fund (DMA)	Department of Military Affairs			7/1/10
2010-019	Trust Funds (DOS)	Department of State			7/1/11
2010-020	Trust Funds (DOS)	Chief Financial Officer			7/1/11

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2010-021	Federal Grants Trust Fund (DCA)	Department of Community Affairs			7/1/10
2010-022	Education Accountability	State Board of Education	shall, <u>by rule</u> ; shall adopt rules	§1008.22(3)(c) 6.5 . [Section 8]	7/1/10
2010-022	Education Accountability	State Board of Education	shall designate by rule	§1008.22(3)(c) 7 . [Section 8]	7/1/10
2010-022	Education Accountability	State Board of Education	<u>shall adopt rules</u>	§1008.22(3)(c) 8.6 . [Section 8]	7/1/10
2010-022	Education Accountability	State Board of Education	shall adopt by rule	§1008.22(9)(c) [Section 8]	7/1/10
2010-022	Education Accountability	State Board of Education	may define by rule	§1008.22(10)(b)(e) [Section 8]	7/1/10
2010-022	Education Accountability	State Board of Education	shall adopt rules	§1008.22(13)(12) [Section 8]	7/1/10
2010-022	Education Accountability	State Board of Education	shall adopt rules; shall establish by rule	§1008.30(3) [Section 10]	7/1/10
2010-022	Education Accountability	State Board of Education	shall adopt criteria	§1008.34(3)(c)4.i. [Section 11]	7/1/10
2010-022	Education Accountability	OPPAGA			7/1/10
2010-022	Education Accountability	Department of Education			7/1/10
2010-022	Education Accountability	Commissioner of Education			7/1/10
2010-022	Education Accountability	District School Boards	shall establish policies	§1003.413(3) [Section 1]	7/1/10
2010-022	Education Accountability	District School Boards	shall establish standards	§1003.428(4) [Section 3]	7/1/10
2010-022	Education Accountability	District School Boards	shall adopt policies	§1003.428(4)(a) [Section 3]	7/1/10
2010-022	Education Accountability	Department of Juvenile Justice			7/1/10
2010-022	Education Accountability	Agency for Workforce Innovation			7/1/10
2010-023	Community Colleges	Community Colleges			4/20/10
2010-024	Florida Tax Credit Scholarship Program	Department of Revenue	shall adopt rules necessary	§1002.395 220.187 -(13)(b)(d) [Section 1]	7/1/10
2010-024	Florida Tax Credit Scholarship Program	Department of Revenue	<u>authorized to adopt emergency rules; emergency rules shall remain in effect for six months and may be renewed</u>	[Section 20]	7/1/10
2010-024	Florida Tax Credit Scholarship Program	Commissioner of Education			7/1/10

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2010-024	Florida Tax Credit Scholarship Program	Department of Children and Family Services			7/1/10
2010-024	Florida Tax Credit Scholarship Program	Division of Alcoholic Beverages and Tobacco	<u>shall adopt rules necessary</u>	§1002.395 220.187- (13)(c) [Section 1]	7/1/10
2010-024	Florida Tax Credit Scholarship Program	Department of Business and Professional Regulation			7/1/10
2010-024	Florida Tax Credit Scholarship Program	Department of Juvenile Justice			7/1/10
2010-024	Florida Tax Credit Scholarship Program	Florida School for the Deaf and the Blind			7/1/10
2010-024	Florida Tax Credit Scholarship Program	Department of Law Enforcement	shall adopt a rule	§1002.395 220.187 (6)(b)4. [Section 1]	7/1/10
2010-024	Florida Tax Credit Scholarship Program	Department of Education			7/1/10
2010-024	Florida Tax Credit Scholarship Program	State Board of Education	shall adopt rules	§1002.395 220.187- (13)(d)(e) [Section 1]	7/1/10
2010-024	Florida Tax Credit Scholarship Program	Division of Administrative Hearings			7/1/10
2010-024	Florida Tax Credit Scholarship Program	Auditor General			7/1/10
2010-025	Tomato Food Safety	Agriculture and Consumer Services	<u>may adopt rules</u>	§500.70(2), (4)a), (6) [Section 2]	7/1/10
2010-026	Sovereign Immunity	All Agencies			10/1/11
2010-026	Sovereign Immunity	Courts			10/1/11
2010-027	Liability Releases	Courts			4/27/10

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2010-028	Food Service Inspections of Domestic Violence Ctrs & Group Care Homes	Department of Health	may adopt rules	§386.001(18) [Section 1]	7/1/10
2010-028	Food Service Inspections of Domestic Violence Ctrs & Group Care Homes	Department of Health	shall be the duty to adopt and enforce rules	§381.0072 [Section 2]	7/1/10
2010-028	Food Service Inspections of Domestic Violence Ctrs & Group Care Homes	Department of Children and Family Services			7/1/10
2010-029	Gaming	Governor			4/28/10
2010-029	Gaming	Department of Business and Professional Regulation			4/28/10
2010-029	Gaming	Division of Pari-mutuel Wagering			4/28/10
2010-029	Gaming	Department of Revenue			4/28/10
2010-029	Gaming	Local Governments			4/28/10
2010-029	Gaming	Chief Financial Officer			4/28/10
2010-029	Gaming	Secretary of State			4/28/10
2010-030	Temporary and Concurrent Custody of Child	Courts			7/1/10
2010-031	Adult Protective Services	Department of Children and Family Services			7/1/10
2010-031	Adult Protective Services	Department of Highway Safety and Motor Vehicles			7/1/10
2010-031	Adult Protective Services	Department of Corrections			7/1/10
2010-031	Adult Protective Services	Courts			7/1/10
2010-031	Adult Protective Services	Law Enforcement Agencies			7/1/10
2010-031	Adult Protective Services	Department of State			7/1/10
2010-031	Adult Protective Services	Department of Revenue			7/1/10

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2010-031	Adult Protective Services	Department of Financial Services			7/1/10
2010-031	Adult Protective Services	Agency for Health Care Administration			7/1/10
2010-031	Adult Protective Services	Agency for Persons with Disabilities			7/1/10
2010-031	Adult Protective Services	Department of Juvenile Justice			7/1/10
2010-031	Adult Protective Services	Department of Education			7/1/10
2010-032	Excise Tax on Documents	Department of Revenue			7/1/10
2010-033	Aircraft Assembly Manufacturing Hangars	Department of Transportation			7/1/10
2010-033	Aircraft Assembly Manufacturing Hangars	Local Governments			7/1/10
2010-034	Biomedical Research	Department of Health			7/1/10
2010-035	Citrus Canker Eradication	Department of Agriculture and Consumer Services			7/1/10
2010-035	Citrus Canker Eradication	Courts			7/1/10
2010-036	Domestic Violence Fatality Review Teams	Department of Children and Family Services			7/1/10
2010-036	Domestic Violence Fatality Review Teams	Department of Law Enforcement			7/1/10
2010-037	Nursing	Department of Health	may by rule	§464.003(2)(d) [Section 2]	7/1/10
2010-037	Nursing	Board of Nursing	shall adopt rules	§464.003(2)(d) [Section 2]	7/1/10
2010-037	Nursing	OPPAGA			7/1/10
2010-037	Nursing	Board of Medicine			7/1/10
2010-037	Nursing	State Surgeon General			7/1/10
2010-037	Nursing	Department of Law Enforcement			7/1/10
2010-037	Nursing	State Board of Education			7/1/10
2010-037	Nursing	Board of Governors			7/1/10
2010-037	Nursing	District School Boards			7/1/10

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2010-037	Nursing	Commission for Independent Education			7/1/10
2010-037	Nursing	Board of Nursing	shall adopt a rule; shall repeal all rules inconsistent with section	§464.019(9)(7) [Section 5]	7/1/10
2010-037	Nursing	Board of Nursing	shall define by rule	§464.022(4) [Section 6]	7/1/10
2010-037	Nursing	Board of Nursing	standards shall be adopted as rules	§458.348(2) [Section 7]	7/1/10
2010-037	Nursing	Board of Medicine	standards shall be adopted as rules	§458.348(2) [Section 7]	7/1/10
2010-037	Nursing	Crime Victims' Services Office			7/1/10
2010-037	Nursing	Department of Legal Affairs			7/1/10
2010-038	Telecomm Companies	Public Service Commission	shall establish, by rule	§364.052(2)(a) [Section 4]	7/1/10
2010-038	Telecomm Companies	Public Service Commission	shall adopt by rule; shall establish by rule	§364.052(2)(b) [Section 4]	7/1/10
2010-038	Telecomm Companies	Courts			7/1/10
2010-039	Black Business Investment Board	Office of Tourism, Trade, & Economic Development	shall adopt rules	§288.7102(7)(a) [Section 4]	5/7/10
2010-039	Black Business Investment Board	Department of Management Services			5/7/10
2010-039	Black Business Investment Board	Office of Supplier Diversity			5/7/10
2010-039	Black Business Investment Board	Governor			5/7/10
2010-039	Black Business Investment Board	Florida Black Business Investment Board			5/7/10
2010-040	Open Government Sunset Review	State Child Abuse Death Review Committee			10/1/10
2010-040	Open Government Sunset Review	Department of Health			10/1/10
2010-041	Open Government Sunset Review	Justice Administrative Commission			5/7/10
2010-042	Open Government Sunset Review	Office of Attorney General			10/1/10

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2010-042	Open Government Sunset Review	Department of State			10/1/10
2010-043	Open Government Sunset Review	Department of Children and Family Services			10/1/10
2010-044	Open Government Sunset Review	Department of Education			10/1/10
2010-044	Open Government Sunset Review	Agency for Workforce Innovation			10/1/10
2010-044	Open Government Sunset Review	Auditor General			10/1/10
2010-045	Statutes of Limitations	Courts			5/11/10
2010-046	Crimes Against Homeless Persons	Courts			10/1/10
2010-047	Alcoholic Beverages/ Under Age Persons	Courts			7/1/10
2010-047	Alcoholic Beverages/ Under Age Persons	Department of Highway Safety and Motor Vehicles			7/1/10
2010-047	Alcoholic Beverages/ Under Age Persons	Department of Business and Professional Regulation			7/1/10
2010-047	Alcoholic Beverages/ Under Age Persons	Division of Alcoholic Beverages and Tobacco			7/1/10
2010-048	Civics Education	State Board of Education	shall adopt rules	§1008.22(3)(c)5. and 6. [Section 4]	7/1/10
2010-048	Civics Education	Department of Education			7/1/10
2010-048	Civics Education	Commissioner of Education			7/1/10
2010-048	Civics Education	Department of Juvenile Justice			7/1/10
2010-048	Civics Education	District School Boards			7/1/10
2010-049	Guaranty Associations	Office of Insurance Regulation			7/1/10
2010-049	Guaranty Associations	Department of Financial Services			7/1/10

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2010-049	Guaranty Associations	Division of Rehabilitation and Liquidation			7/1/10
2010-050	Prepaid Wireless Telecommunications Service	E911 Board			7/1/10
2010-050	Prepaid Wireless Telecommunications Service	Local Governments			7/1/10
2010-051	Threats	Courts			10/1/10
2010-052	Interstate Compact on Educational Opportunity for Military Children	Governor			5/11/10
2010-052	Interstate Compact on Educational Opportunity for Military Children	Attorney General			5/11/10
2010-052	Interstate Compact on Educational Opportunity for Military Children	Interstate Commission	shall establish rules	§1000.36 Article IX, F. [Section 2]	5/11/10
2010-052	Interstate Compact on Educational Opportunity for Military Children	Interstate Commission	has power to adopt rules	§1000.36 Article X, B. [Section 2]	5/11/10
2010-052	Interstate Compact on Educational Opportunity for Military Children	Interstate Commission	shall adopt rules	§1000.36 Article XII [Section 2]	5/11/10
2010-052	Interstate Compact on Educational Opportunity for Military Children	Interstate Commission	shall promulgate a rule	§1000.36 Article XIII, I. [Section 2]	5/11/10

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2010-052	Interstate Compact on Educational Opportunity for Military Children	Interstate Commission	shall adopt a rule	§1000.36 Article XIV, B. [Section 2]	5/11/10
2010-053	Civil Rights Hall of Fame	Governor			7/1/10
2010-053	Civil Rights Hall of Fame	Commission on Human Relations			7/1/10
2010-053	Civil Rights Hall of Fame	Department of Management Services			7/1/10
2010-054	Statutes of Limitation for Sexual Battery	Courts			7/1/10
2010-055	Physician Assistants	Department of Health			7/1/10
2010-055	Physician Assistants	Board of Medicine			7/1/10
2010-055	Physician Assistants	Board of Osteopathic Medicine			7/1/10
2010-056	Minimum Surplus Requirements for Mortgage Guaranty Insurers	Commissioner of Insurance Regulation			7/1/10
2010-056	Minimum Surplus Requirements for Mortgage Guaranty Insurers	Office of Insurance Regulation			7/1/10
2010-057	Treatment of Diabetes	District School Boards			7/1/10
2010-057	Treatment of Diabetes	State Board of Education	shall adopt rules; shall also adopt rules	§1002.20(3)(j) [Section 2]	7/1/10
2010-057	Treatment of Diabetes	Department of Health			7/1/10
2010-058	Automatic Renewal of Service Contracts	Department of Legal Affairs			7/1/10
2010-059	Child Abduction Prevention	Courts			1/1/11
2010-060	International Commercial Arbitration	Courts			7/1/10
2010-061	Life Insurance	Office of Insurance Regulation			5/11/10
2010-062	Public Safety	Department of Law Enforcement	shall adopt a rule	§943.05(2)(h)2. [Section 2]	7/1/10

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2010-062	Public Safety	Criminal Justice Standards and Training Commission	shall <u>adopt</u> promulgate rules	§943.12(16) [Section 4]	7/1/10
2010-062	Public Safety	Criminal Justice Standards and Training Commission	<u>shall adopt rules</u> <u>shall by rule</u>	§943.12(16) [Section 4]	7/1/10
2010-062	Public Safety	Criminal Justice Standards and Training Commission	shall adopt rules	§943.121(2) [Section 5]	7/1/10
2010-062	Public Safety	Criminal Justice Standards and Training Commission	<u>shall, by rule</u>	§943.17 [Section 7]	7/1/10
2010-062	Public Safety	Courts			7/1/10
2010-062	Public Safety	State Attorney			7/1/10
2010-062	Public Safety	Department of Agriculture and Consumer Services			7/1/10
2010-062	Public Safety	Department of Revenue			7/1/10
2010-062	Public Safety	Law Enforcement Agencies	<u>may adopt rules</u>	§943.05(2)(h)3. [Section 2]	7/1/10
2010-063	Peddling at Camp Meetings	Courts			7/1/10
2010-064	Corrections	Department of Corrections	shall adopt rules	§944.804(3) [Section 10]	7/1/10
2010-064	Corrections	Parole Commission			7/1/10
2010-064	Corrections	Courts			7/1/10
2010-064	Corrections	Department of Health			7/1/10
2010-064	Corrections	Department of Management Services			7/1/10
2010-064	Corrections	Division of Administrative Hearings			7/1/10
2010-065	Public Records Exemption	Office of Financial Regulation			5/11/10
2010-066	Assessment of Property for Back Ad Valorem Taxes	Chief Financial Officer			7/1/10
2010-066	Assessment of Property for Back Ad Valorem Taxes	Department of Revenue			7/1/10
2010-067	Loan Origination	Office of Financial Regulation			10/1/10
2010-067	Loan Origination	Financial Services Commission	<u>must be on form as prescribed by rule</u>	§494.00331(3) and (4) [Section 2]	10/1/10
2010-067	Loan Origination	Financial Services Commission	<u>form prescribed by rule</u>	§494.0067(4)(a) [Section 4]	10/1/10

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2010-068	Postsecondary Student Fees	Department of Education			7/1/10
2010-068	Postsecondary Student Fees	Board of Governors			7/1/10
2010-068	Postsecondary Student Fees	Department of Children and Family Services			7/1/10
2010-068	Postsecondary Student Fees	Department of Revenue			7/1/10
2010-069	Career Offenders	Courts			7/1/10
2010-070	Education	Department of Education			7/1/10
2010-070	Education	Division of Vocational Rehabilitation			7/1/10
2010-070	Education	Office of Education Facilities			7/1/10
2010-070	Education	Office of Legislative Services			7/1/10
2010-070	Education	Governor			7/1/10
2010-070	Education	Division of Blind Services			7/1/10
2010-070	Education	District School Boards			7/1/10
2010-070	Education	Division of Florida Colleges			7/1/10
2010-070	Education	State Board of Education			7/1/10
2010-070	Education	Charter School Appeal Commission			7/1/10
2010-070	Education	Commissioner of Education			7/1/10
2010-070	Education	Division of Administrative Hearings			7/1/10
2010-070	Education	State University System Chancellor			7/1/10
2010-071	Open Government Sunset Review	Department of Health			5/11/10
2010-071	Open Government Sunset Review	Department of Children and Family Services			5/11/10
2010-071	Open Government Sunset Review	Division of Administrative Hearings			5/11/10
2010-071	Open Government Sunset Review	Division of Juvenile Justice			5/11/10
2010-072	Open Government Sunset Review	Florida Self-Insurers Guaranty Association			10/1/10

