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TO: County Court Judges  
Clerks of the Court  
Head of City, County and State Traffic Enforcement Agencies  
State Attorneys  
Tax Collectors  
Florida Association of Counties  
Florida League of Cities

FROM: Jennifer Langston  
Legislative Affairs Director

SUBJECT: 2016 Legislation Affecting Traffic and Motor Vehicle Laws

The following memorandum is a courtesy summary of the legislative changes related to traffic and motor vehicle laws that were enacted during the 2016 Legislative Session. **The Department of Highway Safety and Motor Vehicles (DHSMV) respectfully recommends that your agency carefully review the complete version of any statutory changes prior to revising any policies or operational protocols.**

Copies of the bills may be obtained from the Department of State, the distribution offices of the Florida House and Senate, or the official website of the Florida Legislature at [www.leg.state.fl.us](http://www.leg.state.fl.us). Please do not hesitate to contact DHSMV, Office of Legislative Affairs at 850-617-3195, or email [LADhelp@flhsmv.gov](mailto:LADhelp@flhsmv.gov) if you need additional assistance.

Cc: FHP Command Staff  
Chief Cabinet Aides

**The following bills became effective upon becoming law:**

**Ch. Law 2016-12**

790.15

**SB 130 – Discharging a Firearm**

Prohibits recreational discharge of a firearm in certain residential areas, and outlines criminal penalties. Provides exceptions in cases of self-defense, cases which pose no reasonable risk to safety or property, and accidental discharge.

**Effective 2/24/2016**

**Ch. Law 2016-13**

775.082, 782.04, 921.141, 921.142,  
794.011, 893.135

**HB 7101 – Sentencing for Capital Felonies**

Amends Florida's capital sentencing scheme to comply with United States Supreme Court's ruling that a jury, not a judge, must find each fact necessary to impose a death sentence. Requires juries to determine the existence of aggravating factors, if any, in the penalty phase of capital cases and requires a certain determination by at least 10 jurors to support a recommendation of a sentence of death.

**Effective 3/7/2016**

**Ch. Law 2016-16**

767.12, 767.13, 767.136, 767.14,  
767.16

**HB 91 – Severe Injuries Caused by Dogs**

Provides for discretionary, rather than mandatory, quarantine or impoundment of dogs causing severe injuries to humans. Revises hearing, final order procedures, and related confinement requirements for dangerous dog actions. Specifies circumstances under which a dangerous dog that has caused severe injuries to human may be euthanized. Authorizes local governments to adopt certain ordinances pertaining to dogs that have bitten or attacked persons or domestic animals. Provides exemption for law enforcement dogs.

**Effective 3/8/2016**

**Ch. Law 2016-18**

768.139

**HB 131 – Unattended Persons and Animals in Motor Vehicles**

Provides immunity from civil liability for damage to a motor vehicle related to the rescue of a vulnerable person or animal under certain circumstances.

**Effective 3/8/2016**

**Ch. Law 2016-76**

**HB 93 – Law Enforcement Body Cameras**

Requires law enforcement agencies permitting law

943.1718

enforcement officers to wear body cameras to develop policies and procedures governing proper use, maintenance, and storage of body cameras and recorded data.

Exempts body camera recordings from requirements of Chapter 934, F.S. Allows law enforcement officers to wear body cameras during their patrol duties without informing each individual they make contact with they are being recorded.

**Effective 3/24/2016**

**Ch. Law 2016-77**

320.64

**HB 231 – Motor Vehicle Manufacturer Licenses**

Provides additional grounds to deny, suspend, or revoke a license held by a motor vehicle manufacturer, factory branch, distributor, or importer (“manufacturer”). Prohibits manufacturers from taking certain actions against motor vehicle dealers and requires certain procedures be followed by the manufacturer when dealing with motor vehicle dealers related to the time period within which to perform audits of claims, the export or resale of vehicles, the use of replacement vehicles, and the use of certain vendors.

Requires a manufacturer or third party acting on behalf of a manufacturer to comply with certain restrictions on sharing or reusing consumer data provided by motor vehicle dealers. Requires a manufacturer to comply with all laws on the reuse or disclosure of consumer data to ensure that digital data is protected in the same manner as physical documents. Provides that for any cause of action against a manufacturer for a violation of the prohibitions or requirements established in the bill, the person bringing the action has the burden of proving that the violation was willful or with sufficient frequency to establish a pattern of wrongdoing.

**Effective 3/24/2016**

**Ch. Law 2016-78**

985.04, 943.053, 496.4101, 943.056, 110.1127, 373.6055, 408.809, 943.046, 943.05, 943.0542, 943.0543, 985.045, 985.11

**HB 293 – Public Records/Juvenile Criminal History Records**

Addresses a recent ruling by Florida’s First District Court of Appeal that noted the inconsistency between s. 985.04(1), F.S.,(making most juvenile records confidential) and s. 943.053, F.S. (allowing a

juvenile's record to be disseminated in the same manner as that of an adult). The law makes records of juveniles who have been found to have committed three or more misdemeanors confidential and exempt. Ensures the list of juvenile records that are not confidential and exempt under s. 985.04(2), F.S., is identical to the list of juvenile records deemed not to be confidential and exempt under s. 943.053, F.S. Requires FDLE to release juvenile criminal history records in a manner that takes into account the records' confidential and exempt status; and specifies how FDLE must release juvenile criminal history records.

A public records custodian may choose not to electronically publish on the custodian's website the arrest or booking photographs contained in a juvenile's record that is not confidential and exempt or otherwise restricted from publication by law. Specifies the law does not restrict public access to records as provided by s. 119.07, F.S. Provides the exemptions repeal on October 2, 2021, unless reviewed and saved from repeal by the Legislature.

**Effective 3/24/2016**

**Ch. Law 2016-106**

790.09, 790.001, 790.18

**HB 4009 – Slungshot**

Removes “slungshot” [metallic knuckles] from the definition of “concealed weapon.” As a result, a person will be able to carry a slungshot in a concealed manner without a permit. Removes references to “slungshot,” making lawful for a person to manufacture, cause to be manufactured, sell, or expose for sale a slungshot, or a dealer in arms to sell or transfer a slungshot to a minor.

**Effective 3/24/2016**

**Ch. Law 2016-123**

381.986, 499.0295

**SB 307 – Medical Use of Cannabis**

Allows patient with terminal conditions to use “medical cannabis” under the Right to Try Act (RTTA). Defines medical cannabis and allows physicians to order and Dispensing Organizations (DOs) approved under the Compassionate Medical Cannabis Act (CMCA) to cultivate, process, transport, and dispense medical cannabis for RTTA patients. Adds medical cannabis to the regulatory

structure of the CMCA. Creates stricter criteria ordering physicians must meet before ordering low-THC or medical cannabis. Creates new standards for DOs, including standards for growing, processing, testing, packaging, labeling, dispensing, distributing, and transporting of cannabis. Authorizes independent testing laboratories to possess, test, transport, and lawfully dispose of cannabis. Prohibits use and administration of cannabis under certain circumstances and creates criminal penalties for violations. Authorizes DOH to enforce the inspection requirements on these additional DOs. Specifically, DOH may enter into interagency agreements with agencies such as DACS, DBPR, DOT, DHSMV, and AHCA to conduct inspections or perform other responsibilities assigned to DOH.

**Effective 3/25/2016**

**Ch. Law 2016-159**

119.071

**SB 592 – Public Records/Department of Financial Services (DFS) /Emergency Medical Technicians or Paramedics**

Expands the public records exemption for agency personnel information to include the home addresses, telephone numbers, social security numbers, dates of birth, and photographs of former and current nonsworn investigative personnel of the DFS and former and current emergency medical technicians or paramedics certified under ch. 401, F.S.

Additionally, exempts the names, home addresses, telephone numbers, social security numbers, photographs, dates of birth, and places of employment, locations of schools and child care facilities of the spouses and children of such personnel.

**Effective 3/30/2016**

**Ch. Law No. 2016-161**

570.077

**SB 754 – Public Records/Department of Agriculture and Consumer Services Criminal or Civil Intelligence or Investigative Information**

Creates public records exemption for Department of Agriculture and Consumer Services (DACS). Provides that criminal or civil intelligence, investigative information, or any other information held by the DACS as part of a joint or multiagency

examination with another state or federal agency will be confidential and exempt from public disclosure. The exemption does not apply to information held by the DACS that would otherwise be available for public inspection if DACS performed an independent investigation.

**Effective 3/30/2016**

**Ch. Law 2016-164**

119.071

**SB 752 – Public Records/Agency Inspector  
General Personnel**

Exempts from public inspection and disclosure the home address, telephone numbers, dates of birth, and photographs of any current or former employee of an agency's office of inspector general or internal audit department whose duties include auditing or investigation of waste, fraud, abuse, theft, exploitation, or other activities that could lead to criminal prosecution or administrative discipline. Exempts from public inspection and disclosure the spouse's and children's name, home address, telephone numbers, dates of birth, and place of employment. The names and locations of the school or daycare of an employee's children are also exempt. Requires that the employee must have made a reasonable effort to protect such information from being accessible through other public means for such information to qualify for the exemption.

**Effective 3/30/2016**

**Ch. Law 2016-178**

119.071, 281.301

**SB 1004 – Public Records/Security System Plans**

Provides circumstances under which information regarding security system plans, which are otherwise confidential and exempt, may be disclosed. Such information may now be disclosed to the property owner or leaseholder, in the furtherance of the official duties and responsibilities of the agency holding the information, to another local, state, or federal agency in the furtherance of that agency's official duties and responsibilities, or upon a showing of good cause before a court of competent jurisdiction.

**Effective 4/01/2016**

**Ch. Law 2016-188**

798.02

**SB 498 – Repeal of a Prohibition on Cohabitation**

Repeals a provision in law which makes it a second degree misdemeanor for a man and woman to lewdly and lasciviously associate and cohabit together

without being married to each other.

**Effective 4/06/2016**

**Ch. Law 2016-198**

163.36, 252.34, 252.359, 474.2125,  
627.659

**SB 1288 – Emergency Management**

Instructs Division of Emergency Management (DEM) to implement a statewide system to facilitate the transport and distribution of essentials in commerce throughout the state in the event of a declared emergency. Describes essentials to mean goods that are consumed or used as a direct result of a declared emergency, or that are consumed or used to preserve, protect, or sustain life, health, safety, or economic well-being.

The DEM shall develop a system to certify each person who routinely transports or distributes essentials in commerce. Certification by DEM will allow those certified to enter or remain in an area in which a curfew has been imposed as a result of a declared emergency for the limited purpose of facilitating the transport or distribution of essentials. The certification is applicable to both pre and post-emergency declarations and is valid for up to one year. Each certificate is eligible for renewal as long as the criteria for certification are met. Does not prohibit a law enforcement officer from specifying the permissible route of ingress or egress for a certified individual.

**Effective 4/06/2016**

**Ch. Law 2016-218**

**SB 7076 – Legislature**

Requires Legislature to convene in Regular Session on January 9, 2018.

**Effective 4/08/2016**

**The following bills will become effective July 1, 2016:**

**Ch. Law 2016-3**

17.68, 20.6, 110.107, 110.112, 280.16,  
393.063

**HB 7003 – Individuals with Disabilities**

Establishes a Financial Literacy Program for Individuals with Developmental Disabilities within DFS. Adds Down syndrome to the list of disorders and syndromes that are included in the definition of “developmental disability”. Modifies the State’s equal employment policy to provide enhanced executive agency employment opportunities for individuals with a disability.

**Effective 7/1/2016**

**Ch. 2016-4**

322.051, 322.14, 327.395, 379.354

**SB 158 – Identification Cards and Driver Licenses**

Allows individuals who hold and present a lifetime freshwater fishing license, a lifetime saltwater fishing license, a lifetime hunting license, a lifetime sportsman’s license, or a lifetime boater safety identification card to have a symbol displaying that lifetime status voluntarily added to his or her driver license or identification card.

When the driver license or identification card is being issued, renewed, or replaced for a purpose other than solely including the recreational symbol on the card (i.e., an address or name change), adding the symbol requires the payment of a \$1 fee, in addition to the applicable issuance, renewal or replacement fee. An individual who surrenders and replaces his or her driver license or identification card for the sole purpose of including his or her status as a lifetime fishing, hunting, or sportsman’s licensee holder or a lifetime boater safety cardholder is only required to pay a \$2 fee.

Changes made will apply upon implementation of new designs for the driver license and identification card. Allows the state-issued identification card or driver license displaying the lifetime designation to be used as proof of possession of that lifetime license or card.

**Effective 7/1/2016**

**Ch. Law 2016-7**

**SB 228 – Mandatory Minimum Sentences**

Deletes aggravated assault from the list of



775.087, 985.557, 27.366, 921.0022,  
921.0024, 947.146, 775.087

convictions which carry a minimum term of imprisonment if during the commission of the offense the convicted person possessed a firearm or destructive device. Deletes aggravated assault from the list of convictions which carry a minimum term of imprisonment if during the commission of the offense the convicted person possessed a semiautomatic firearm and its high-capacity detachable box magazine or a machine gun.

**Effective 7/1/2016**

**Ch. Law 2016-23**

97.021, 97.053, 97.057, 98.015

**HB 541 – Addresses of Legal Residence**

Defines "address of legal residence." Requires a voter registration application to include applicant's address of legal residence and certain additional distinguishing information and specifies that an applicant's failure to include such distinguishing information on a voter registration application does not affect his or her qualifications to register or vote or cast a ballot. Provides a list of valid addresses maintained by a supervisor of elections shall include certain additional distinguishing information.

**Effective 7/1/2016**

**Ch. Law 2016-30**

320.08068, 413.402, 413.4021

**SB 202 – Florida Association of Centers for Independent Living**

Expands use of the program to include services to disabled adults to assist them in securing and maintaining employment. Changes an existing oversight group to an oversight committee and revises its membership and responsibilities. Increases the amount available to each state attorney that participates in the tax collection enforcement diversion program.

**Effective 7/1/2016**

**Ch. Law 2016-33**

56.0101, 56.011, 56.021, 56.041,  
56.071, 56.09, 56.1, 56.12, 56.15,  
56.16, 56.18, 56.19, 56.2, 56.22, 56.26,  
56.27, 56.28, 56.29, 56.3

**SB 1042 – Judgments**

Provides that an execution is valid and effective during the life of the order on which it is issued and specifies that a person to whom a Notice to Appear has been issued may obtain possession of property levied on by complying with certain procedures. Also specifies that a jury, if not waived, should be empaneled as soon as possible after service of a Notice to Appear.

**Effective 7/1/2016**

**Ch. Law 2016-37**

97.012, 97.021, 97.026, 98.065, 98.077, 98.0981, 98.255, 100.025, 101.051, 101.151, 101.5612, 101.5614, 101.572, 101.591, 101.6105, 101.62, 101.64, 101.65, 101.655, 101.661, 101.662, 101.663, 101.67, 101.68, 101.69, 101.6921, 101.6923, 101.6925, 101.694, 101.6951, 101.6952, 101.697, 102.031, 102.141, 102.168, 104.047, 104.0515, 104.0616, 104.17, 117.05, 394.459, 741.406, 916.107

**Ch. Law 2016-39**

316.1964

**Ch. Law 2016-42**

790.23, 943.0515, 943.0582, 985.125

**Ch. Law No. 2016-43**

57.011

**SB 112 – Absentee Voting**

Replaces term “absentee ballot” with the term “vote by-mail ballot.”

**Effective 7/1/2016**

**SB 222 – Parking for Disabled Veterans**

Requires the governing body of each publicly owned or publicly operated airport to grant free parking to any vehicle displaying specified license plates for disabled veterans and clarifies that such license plates, rather than “DV” license plates, are exempt from certain parking fees charged by a county, municipality, or an agency thereof.

**Effective 7/1/2016**

**SB 386 – Expunction of Records of Minors**

Decreases the period of time that a minor’s criminal history record must be retained before expunction and deletes a limitation on the period of time within which a minor must submit an application for prearrest or post arrest diversion expunction to the FDLE after successful completion of the diversion program.

**Effective 7/1/2016**

**SB 396 – Nonresident Plaintiffs in Civil Actions**

Repeals a requirement that a nonresident plaintiff in a civil action post a bond in the amount of \$100 to secure the payment of court costs that may be adjudged against the plaintiff. Is applicable to plaintiffs who live out of state at the time of filing a lawsuit and plaintiffs who become nonresidents of this state after filing a lawsuit.

**Effective 7/1/2016**

**Ch. Law 2016-46**

740.001-740.009, 740.01 - 740.09

**SB 494 – Digital Assets**

Is a state adaptation of the Revised Uniform Fiduciary Access to Digital Assets Act which was approved by the Uniform Law Commission in July, 2015. Addresses conflicting interests between fiduciaries, who are trying to access the digital assets of someone who has died or become incapacitated, and custodians, who possess the assets.

Intended to give Internet users the ability to plan for the management and disposition of their digital assets if they should die or become unable to manage their assets. This is accomplished by vesting fiduciaries with the authority to access, control, or copy digital assets and accounts.

**Effective 7/1/2016**

**Ch. Law 2016-59**

538.03, 538.04, 538.06, 538.08, 538.09

**HB 739 – Secondhand Dealers**

Requires the record of a secondhand dealer transaction include digital photographs of the items and requires secondhand dealers to notify a law enforcement official under certain circumstances. Revises the required holding period for certain goods acquired by a dealer and authorizes an action in replevin against a secondhand dealer based on a right of possession to stolen goods. Revises period of time a secondhand dealer must hold secondhand goods at a registered location.

**Effective 7/1/2016**

**Ch. Law 2016-60**

634.011

**HB 875 – Motor Vehicle Service Agreement Companies**

Revises and provides definitions relating to motor vehicle service agreement companies.

**Effective 7/1/2016**

**Ch. Law 2016-62**

11.45, 1001.66, 1001.67, 1001.7065, 1001.92, 1008.46, 1009.23, 1009.24, 1009.5, 1009.505, 1009.51, 1009.52, 1011.62, 1011.71, 1012.39, 1012.731, 1012.75, 1013.64, 1004.935, 1004.345, 1004.344, 1009.986, 393.063, 393.065, 393.067, 393.18, 296.37, 409.911, 409.9113, 409.9119, 893.055, 216.262,

**HB 5003 – Implementing the 2016-2017 General Appropriations Act**

Extends Adults with Disabilities Pilot Program through July 1, 2017 and adds Down Syndrome and Phelan-McDermid syndrome to the definition of “Developmental Disability” and provides definition.

Requires the Department of Management Services (DMS) to organize a work group to develop a sworn law enforcement career development plan for certain

932.7055, 215.18, 27.5304, 624.502,  
282.709, 216.292, 161.143, 259.105,  
375.075, 380.507, 216.181, 206.9935,  
403.709, 403.7095, 376.3071,  
339.2818, 339.135, 341.302, 339.2816,  
420.9072, 420.5087, 427.013, 321.04,  
112.24, 215.32, 110.12315

bargaining units represented by the PBA. Permits the Justice Administrative Commission to provide funds to compensate the clerks of court for juror compensation, juror lodging and meals and jury-related personnel costs. Requires DMS and agencies to utilize a tenant broker to renegotiate private lease agreements in excess of 2,000 sq. ft expiring before June 30, 2019.

Requires DHSMV to continue to contract with Prison Rehabilitation Industries and Diversified Enterprises, Inc. (PRIDE) for manufacturing license plates. DHSMV may assign a patrol officer to the Lieutenant Governor, at his or her discretion, and to a Cabinet member if the department deems such assignment appropriate or in response to a threat, if requested in writing by such Cabinet member.

Provides that funds appropriated for travel by state employees be limited to travel for activities that are critical to each agency's mission. Provides that costs for lodging associated with a meeting, conference or convention organized or sponsored by a state agency or judicial branch may not exceed \$150 a day. Directs the executive branch agencies and judicial branch agencies to collaborate with EOG to implement a statewide travel management system and utilize the system. Provides a state agency may not enter into a contract containing a nondisclosure clause that prohibits a contractor from disclosing to members or staff of the Legislature information relevant to performance of the contract.

**Effective 7/1/2016**

**Ch. Law 2016-63**

121.71, 121.74

**HB 5005 – State-Administered Retirement**

Revises required employer retirement contribution rates for members of certain membership classes & subclasses of Florida Retirement Systems. Revises employer assessment to offset costs of administering investment plan and providing educational services and also provides finding of important state interest.

**Effective 7/1/2016**

**Ch. Law 2016-68**

**SB 242 – Infectious Disease Elimination Pilot Program**

“Miami-Dade Infectious Disease Elimination Act

381.0038

(IDEA).” Creates a sterile needle and syringe exchange pilot program in Miami-Dade County to operate at a fixed location or through a mobile health unit. The pilot program must offer free exchange of clean, unused needles and hypodermic syringes for used needles and hypodermic syringes as a means to prevent the transmission of HIV, AIDS, viral hepatitis, or other blood-borne diseases. The pilot program must collect certain data for annual and final reporting purposes. An annual report is due to the DOH by July 1 every year until the program expires. A final report is due to the DOH on August 1, 2021, and must summarize the annual reports and contain information on program performance and outcomes. Personal identifying information may not be collected from a participant for any purpose.

**Effective 07/1/2016**

**Ch. Law 2016-72**

943.326

**SB 636 – Evidence Collected in Sexual Offense Investigations**

Requires a sexual offense evidence kit collected in a sexual offense investigation be submitted to the statewide criminal analysis laboratory system for forensic testing within 30 days after the evidence is received by a law enforcement agency if a report of the sexual offense is made to the agency, or when the victim or his or her representative requests that the evidence be tested. Testing of the sexual offense evidence kit must be completed no later than 120 days after submission to a member of the statewide criminal analysis laboratory system. A collected sexual offense evidence kit must be retained in a secure, environmentally safe manner until the prosecuting agency approves the kit’s destruction.

The victim, or his or her representative, shall be informed of the purpose of testing and of his or her right to demand testing. The victim shall be informed by either the medical provider conducting the physical forensic examination for purposes of evidence collection for a sexual offense evidence kit or, if no kit is collected, a law enforcement agency that collects other DNA evidence associated with the offense.

By January 1, 2017, the Florida Department of Law

Enforcement (FDLE) and each lab within the statewide criminal analysis laboratory system, in coordination with the Florida Council Against Sexual Violence, must adopt and disseminate guidelines and procedures for the collection, submission, and testing of DNA evidence obtained in connection with an alleged sexual offense.

**Effective 7/1/2016**

**Ch. Law. 2016-84**

895.02, 895.05, 895.06, 895.09, 16.56,  
905.34, 16.53, 27.345, 92.142

**SB 549 – Offenses Concerning Racketeering and  
Illegal Debts**

Changes the civil enforcement provisions of the Racketeer Influenced and Corrupt Organization RICO Act.

If property subject to forfeiture is diminished in value, an investigative agency may pursue an action in circuit court to recover fair market value of the property. A court may order the forfeiture of any other property of the defendant up to the value of any property that is unavailable or is diminished in value. Civil penalties of up to \$100,000 for a natural person and up to \$1 million for any other person may be imposed for violations of the RICO Act. An investigatory subpoena issued pursuant to the RICO Act is confidential for 120 days after the date of its issuance. Any party to a RICO Act civil action may petition the court for entry of a consent decree or for approval of a settlement agreement.

Court is required to order distribution of forfeiture proceeds to the victims of the racketeering activity.

**Effective 7/1/2016**

**Ch. Law 2016-88**

193.461, 320.51, 580.0365, 581.211,  
704.06

**HB 749 – Agriculture**

Includes several issues related to Agriculture. Specifically, allows certain farm vehicles to travel on the roads for up to three days without registration, paying license taxes, or license plates, when moving from an auction site or other place of purchase to the purchaser's property.

**Effective 7/1/2016**

**Ch. Law 2016-94**

**HB 971 – Community Development Districts  
(CDD)**

190.005, 190.012, 190.046

Clarifies the prohibition on a CDD exercising police power does not prevent a district from contracting with a towing operator to remove a vehicle or vessel from facilities or property owned by the district.

**Effective 7/1/2016**

**Ch. Law 2016-96**

327.4108, 327.7, 327.73

**HB 1051 – Anchoring Limitations**

Prohibits overnight anchoring of vessels in specified anchoring limitation areas.

**Effective 7/1/2016**

**Ch. Law 2016-100**

948.06

**HB 1149 – Alternative Sanctioning**

Creates an alternative sanctioning program for technical violations of probation. Allows the chief judge of each judicial circuit, in consultation with that state attorney, public defender and Department of Corrections to establish a program and determine with technical violations will be eligible for alternative sanctions.

**Effective 7/1/2016**

**Ch. Law 2016-105**

893.02, 895.02, 921.0022, 39.01, 316.193, 322.2616, 327.35, 440.102, 456.44, 458.326, 458.3265, 459.0137, 463.0055, 465.0276, 499.0121, 499.029, 782.04, 787.06, 817.563, 831.31, 893.0301, 893.035, 893.055, 893.149, 397.451, 435.07, 772.12, 775.084, 810.02, 812.014, 831.311, 893.15, 903.133, 921.187, 893.147, 16.56, 655.55, 896.101, 905.34

**HB 1347 – Illicit Drugs**

Adds 12 new substances and six general substance classes to the list of substances that are classified under Schedule I.

**Effective 7/1/2016**

**Ch. Law 2016-115**

316.003, 316.302, 316.3025, 316.3026, 322.53

**SB 1046 – Farm Vehicles**

Defines “covered farm vehicles” and exempts them from federal regulations relating to controlled substances and alcohol use and testing, commercial driver licenses, physical qualifications, and examinations, hours of service of drivers and vehicle inspection and repair.

**Effective 7/1/2016**

**Ch. Law 2016-116**

**HB 183 – Administrative Procedures**

Revises rulemaking procedures based on petitions to



120.54, 120.55, 120.56, 120.57, 120.68,  
120.695, 403.8141

initiate rulemaking alleging an unadopted rule. Expands listing of information that must be published on the Florida Administrative Register to include rules filed for adoption in the previous seven days and a listing of all rules filed for adoption but awaiting legislative ratification. Revises the pleading requirements and burden of going forward with evidence in challenges to proposed and unadopted rules and clarifies which rule validity decisions may be appealed. Requires agencies to identify and certify all of the rules the violation of which would be a minor violation

**Effective 7/1/2016**

**Ch. Law 2016-126**

328.72, 328.76, 328.66

**HB 427 – Recreational Vessel Registration**

Reduces state vessel registration fees for recreational vessels equipped with an Emergency Position-Indicating Radio Beacon, or for recreational vessels where the owner owns a Personal Locator Beacon. The beacon must be registered with the National Oceanic and Atmospheric Administration (NOAA) in order for the owner to qualify for the reduced registration fee. A person who owns a personal locator beacon and more than one recreational vessel qualifies to pay the reduced fee for only one of their vessels. The reduced registration certificate fees provided in the bill apply to applicable vessels registered in Fiscal Year 2016-2017, between July 1, 2016, and June 30, 2017 only.

An Emergency Position-Indicating Radio Beacon means a device installed on the vessel being registered that:

- Transmits distress signals at a frequency between 406.0 and 406.1 MHz;
- Is manufactured by a company approved to manufacture beacons by the International Cospas-Sarsat Programme; and is registered with NOAA.

A Personal Locator Beacon means a device designed to be carried by an individual that:

- Transmits distress signals at a frequency between 406.0 and 406.1 MHz;
- Is manufactured by a company approved to manufacture beacons by the International



Cospas-Sarsat Programmer; and is registered with NOAA.

**Effective 7/1/2016**

**Ch. Law No. 2016-127**

39.001, 39.507, 39.521, 394.4655, 394.4599, 394.463, 394.455, 394.4615, 394.47891, 394.47892, 790.065, 910.035, 916.185, 94.001, 948.01, 948.06, 948.08, 948.16, 948.21, 985.345, 397.334, 948.012

**HB 439 – Mental Health Services in the Criminal Justice System**

Amends statutes related to mental health issues in the criminal justice system. Creates the Forensic Hospital Diversion Pilot Program which is to be modeled after the Miami-Dade Forensic Alternative Center and authorizing DCF to implement the pilot program in Duval, Broward, and Miami-Dade Counties, if existing recurring resources are available.

Authorizes county court judges to order misdemeanants to involuntary outpatient placement if the misdemeanant meets specified criteria. Creates statutory authority for each county to establish a mental health court program that provides pretrial intervention and post-adjudicatory programs and authorizes courts to order adult and juvenile offenders who have mental illnesses to participate in such programs.

Expands definition of “veteran,” for the purpose of eligibility for veterans’ court, to include veterans who were discharged or released under a general discharge, and expands statutory authorization for certain offenders to transfer to a “problem-solving court” in another county to also include transfer to delinquency pretrial intervention programs. Conforms changes to child welfare statutes to incorporate references to mental health treatment and mental health courts.

**Effective 7/1/2016**

**Ch. Law 2016-132**

48.151, 110.1315, 112.215, 137.09, 215.555, 215.97, 322.142, 374.983, 509.211, 624.307, 624.423, 624.50, 626.854, 626.907, 626.921, 626.931, 626.9892, 627.7074, 633.102, 633.107, 633.135, 633.208, 633.408, 633.412,

**HB 651 – Department of Financial Services**

Creates and amends duties and responsibilities of the DFS. Authorizes DFS to create an Internet-based system for the electronic transmission of service of process documents served on the Chief Financial Officer (CFO) and revises requirements for service of process on insurers. Clarifies eligibility requirements for participation in the State’s deferred

633.414, 633.426, 717.138, 627.062,  
627.0645

compensation plan. Extends exemption of medical malpractice insurance premiums from Florida Hurricane Catastrophe Fund emergency assessments to May 31, 2019. Amends Florida Single Audit Act to conform to new federal standards, defines the term "higher education entity," and adds specific provisions applicable to higher education entities.

Authorizes DFS to access the digital photographs of driver licenses from the DHSMV to investigate alleged violations of the insurance code by licensees and unlicensed persons. Revises safety regulations for carbon monoxide detectors in public lodging establishments. Exempts licensed health insurance agents from licensure as a public adjuster for specified activities. Revises criteria for the Anti-Fraud Reward Program. Provides additional grounds for disqualification of a neutral evaluator in sinkhole insurance claims disputes. Creates procedures to grant exemptions to persons disqualified from licensure or certification by the Division of State Fire Marshal (DSFM);

Creates Firefighter Assistance Grant Program to provide financial assistance in the form of training and equipment for volunteer and combination fire departments. Amends the requirements for obtaining a firefighter certificate of compliance. Provides for the expiration of firefighter and volunteer firefighter certificates of compliance and completion four years after the date of issuance unless renewed, and amends requirements to renew firefighter certifications, and repeals the statute requiring the DSFM to suspend or revoke a firefighter's certification under certain conditions.

**Effective 7/1/2016**

**Ch. Law 2016-133**

627.0651, 627.311, 627.7283,  
627.7295, 627.744, 627.736

**HB 659 – Relating to Automobile Insurance**

Amends several areas related to automobile insurance. Allows single zip code rating territories if they are actuarially sound and the rate is not excessive, inadequate or unfairly discriminatory.

Authorizes Florida Automobile Joint Underwriting Association to cancel policies within first 60 days for non-payment and prohibits insureds from cancelling coverage in the first 90 days, except in certain circumstances. Allows the policyholder to apply the unearned premium to any other policies issued by the insurer or the insurer's group. Creates an exception to the requirement for insurers to collect two months of premium prior to issuing a private passenger motor vehicle policy or binder for Personal Injury Protection (PIP) and property damage liability coverage.

Adds payments by a "draft" to the list of acceptable payment methods for motor vehicle insurance contracts. Authorizes motor vehicle insurers to charge \$15, pursuant to policy terms, if an electronic premium payment fails due to insufficient funds (this is in addition to any fees charged by their financial provider). Requires DFS to report preinsurance inspection data, including certain specified data elements, to the Governor and the presiding officers of the Legislature by December 1, 2016.

Allows medical clinics managed by a licensed health care practitioner (who has certain specified responsibilities) and owned, directly or indirectly, by a publicly traded corporation that has \$250 million or more in total annual sales of health care services to receive reimbursement from insurers for PIP medical services without having to be separately licensed under the Health Care Clinic Act.

**Effective 7/1/2016**

**Ch. Law 2016-135**

916.107, 916.13, 916.145, 916.15

**HB 769 – Mental Health Treatment**

Addresses issues related to administration of psychotropic medications, competency evaluations and transportation to competency and commitment hearings for forensic clients. Requires an admitting physician in a state forensic or civil facility to continue

the administration of psychotropic medication previously prescribed in jail when a forensic client lacks the capacity to make an informed decision and, in the physician's opinion, the abrupt cessation of medication could risk the health and safety of the client. This authority is limited to the time period required to obtain a court order for the medication.

Requires a court hold a hearing within 30 days after receiving notification from a treatment facility that a defendant who was previously adjudicated incompetent or was previously adjudicated not guilty by reason of insanity is now competent to proceed or no longer meets criteria for continued commitment.

Requires defendants to be transported to the committing court's jurisdiction for the hearing. Permits a court to dismiss charges for specified nonviolent offenses for an individual whom the court has determined to be incompetent to proceed and who remains incompetent for 3 years after the original determination. Changes the timeframe for mandatory dismissal of all charges for an individual whom the court has determined to be incompetent to proceed and who remains incompetent for 5 continuous, uninterrupted years since the court's original determination of incompetency.

**Effective 7/1/2016**

**Ch. Law 2016-136**

1009.26

**HB 799 – Out-of-State Fee Waivers for Active Duty Service Members**

Active duty members of the United States Armed Forces residing or stationed outside the State of Florida may receive out-of-state fee waivers.

**Effective 7/1/2016**

**Ch. Law 2016-138**

20.61, 282.318, 282.0051

**HB 1033 – Information Technology**

Authorizes Agency for State Technology (AST) in collaboration with DMS to establish an IT policy for all IT-related state contracts. Mandates AST, in collaboration with DMS, to authorize and evaluate vendor responses for the state term contract solicitations and ITN's, to answer vendor questions on solicitations, and ensure that the established IT policy is included in all solicitations and contracts that are executed by DMS.

Requires that cybersecurity be addressed in the standards and process for IT security established by AST. Requires that AST provide training annually for state agency information security managers and computer security incident response team members.

**Effective 7/1/2016**

**Ch. Law 2016-142**

1004.096, 1007.27, 1009.26, 1012.56

**HB 1157 – Postsecondary Education for Veterans**

Expands opportunities for eligible members of the United States Armed Forces to earn college credit at public postsecondary institutions for college-level training and education acquired in the military by including honorable discharged veterans.

Modifies an existing tuition waiver qualification requirement for eligible recipients of a Purple Heart, or superior combat decoration and expands the tuition waiver to include any eligible recipient of a Purple Heart, or superior combat decoration, enrolled in an eligible postsecondary institution who is currently a Florida resident, or was a resident at the time of the military action that resulted in the award.

**Effective 7/1/2016**

**Ch. Law 2016-162**

110.1127, 435.04, 496.4101, 943.053, 943.0542

**SB 628 – Fees for Records**

Adds Agency for Persons with Disabilities to the list of other state agencies that offer vendors and providers reduced cost for background screenings from \$24.00 per screening submitted to \$8.00 per screening submitted.

**Effective 7/1/2016**

**Ch. Law 2016-166**

472.007, 472.015, 493.6105, 493.6106, 493.6107, 493.6108, 493.6113, 493.6202, 493.6302, 493.6402, 501.0125, 501.015, 501.605, 501.607, 507.03, 527.02, 527.021, 531.37, 531.415, 531.6, 531.61, 531.62, 531.63, 531.65, 539.001, 559.904, 559.927, 559.928, 559.9281, 559.9285, 559.929, 559.9295, 559.932, 559.933, 559.9335, 559.935, 559.936, 559.937, 616.242,

**HB 772 – Regulated Service Providers**

Allows tax collectors to print and deliver renewal concealed weapons or firearms licenses and reduces the fees for those.

In actions related to the enforcement of a lien by a motor vehicle repair shop, allowing parties other than the customer who authorized repairs to the motor vehicle to assert their right to the vehicle through a bond process or a hearing in circuit court.

Provides requirements for motor vehicle repair shops

713.585, 790.06, 790.0625

that seek direct payment from an insurance company through an assignment of benefits by a customer.

**Effective 7/1/2016**

**Ch. Law 2016-167**

97.0535, 101.043, 101.68, 101.6923

**SB 666 – Voter Identification**

Allows voters to use their conceal weapon or firearm license or Veteran Health Identification Card for purposes of voter registration.

**Effective 7/1/2016**

**Ch. Law 2016-175**

322.051, 943.0439

**SB 936 – Persons with Disabilities**

Provides a law enforcement officer, upon the request of an individual with autism or their parent or guardian, make a good faith effort to ensure that a psychiatrist, psychologists, mental health counselor, special education instructor, clinical social worker, or related professional is present at all interviews of the individual.

**Effective 7/1/2016**

**Ch. Law 2016-179**

322.34, 323.001, 328.07, 817.625,  
932.701, 932.704, 932.7055, 932.7061,  
932.7062

**SB 1044 – Contraband Forfeiture**

Requires the seizing agency to apply for an order, within a certain timeframe, making a probable cause determination after the agency seizes the property; increasing the evidentiary standard from clear and convincing evidence to proof beyond a reasonable doubt that a contraband article was being used in violation of the Florida Contraband Forfeiture Act for a court to order the forfeiture of a seized property.

**Effective 7/1/2016**

**Ch. Law 2016-181**

311.07, 311.09, 316.003, 316.303,  
316.545, 316.85, 316.86, 319.145,  
334.044, 334.3, 337.027, 338.165,  
339.0809, 339.135, 339.175, 339.64

**HB 7027 – Department of Transportation**

Reallocates \$10 million within the Work Program to the Florida Seaport and Economic Development (FSTED) Program, which increases the program's annual funding minimum from \$15 to \$25 million.

Authorizes DOT to designate certain locations and routes as ports of entry, and limits the penalty that may be assessed for specified operators which obtain temporary permits at a port of entry.

Defines driver-assistive truck platooning technology (DATPT), requires DOT to study the use of DATPT, and authorizes a pilot project to test vehicles equipped with such technology. Exempts vehicles operating in autonomous mode or with DATPT from

a prohibition on certain electronic displays that are visible from the driver's seat

**Effective 7/1/2016**

**Ch. Law 2016-186**

937.041

**SB 230 – Missing Persons with Special Needs**

Creates “Project Leo,” a pilot project providing personal devices to aid search-and-rescue efforts for persons with special needs in the case of elopement. Piloted counties include: Alachua, Baker, Columbia, Hamilton, Suwannee, Palm Beach, and Hillsborough Counties.

**Effective 7/1/2016**

**Ch. Law 2016-196**

125.029, 163.58, 166.0447

**SB 1202 – Discounts on Public Park Entrance Fees and Transportation Fares**

Requires counties and municipalities to provide a partial or a full discount on park entrance fees to military members, veterans, and the spouse and parents of certain deceased military members, law enforcement officers, firefighters, emergency medical technicians, and paramedics. Also requires certain regional transportation authorities to provide a partial or a full discount on fares for certain disabled veterans.

**Effective 7/1/2016**

**Ch. Law 2016-199**

92.53, 92.54, 92.55, 787.06, 794.022

**SB 1294 – Victim and Witness Protection**

Increases maximum age at which a victim or witness may be allowed to testify via closed circuit television rather than in a courtroom in certain circumstances; increases maximum age of victims and witnesses for whom the court may enter protective orders; including human trafficking and lewd and lascivious offenses in the rules of evidence applicable to sexually-related offenses.

**Effective 7/1/2016**

**Ch. Law 2016-204**

903.047

**SB 1412 – Orders of No Contact**

Clarifies courts have discretion to issue an order of no contact to a person on pretrial release.

**Effective 7/1/2016**

**Ch. Law 2016- 207**

48.031, 48.081, 48.193

**SB 1432 – Service of Process**

Revises the law on substitute service of process and long-arm jurisdiction. Expands the locations at which substitute service of process may be made when



such location is the only discoverable address for the person to be served.

**Effective 7/1/2016**

**Ch. Law 2016-212**

385.211, 409.9201, 499.003, 499.005, 499.0051, 499.006, 499.01, 499.012, 499.01201, 499.01212, 499.015, 499.03, 499.05, 499.067, 499.82, 499.83, 499.89, 794.075, 893.3, 921.0022

**Ch. Law 2016-213**

121.091, 121.571, 121.591, 121.5912, 121.735, 121.71, 121.74, 121.75

**Ch. Law 2016-222**

627.6686, 641.31098, 627.42392, 395.003, 395.301, 408.7057, 456.072, 458.331, 459.015, 626.9541, 627.64194, 627.6471, 627.662

**SB 1604 – Drugs, Devices and Cosmetics**

Authorizes an academic medical research institution to conduct research on cannabidiol and low-THC cannabis if contracted with DOH. Updates the Florida Drug and Cosmetic Act to bring it into conformity with the federal food, drug and cosmetic act.

**Effective 7/1/2016**

**SB 7012 – Death Benefits under the Florida Retirement System**

Increases monthly survivor benefits available to the spouses and children of the FRS pension plan members in the special risk class when killed in the line of duty from 50% of the members monthly salary to 100% of the members salary at time of death. Also, permits the surviving spouse or children of an investment plan member in the special risk category when killed in the line of duty to opt into the FRS investment plan survivor benefits program in lieu of receiving normal retirement benefits.

**Effective 7/1/2016**

**HB 221 – Out-of-Network Health Insurance Coverage**

Requires hospitals, ambulatory surgical centers, specialty hospitals, and urgent care centers to comply with certain provisions as a condition of licensure. Requires a hospital to post on its website certain information regarding its contracts with health insurers, health maintenance organizations, and health care practitioners and medical practice groups and specified notice to patients and prospective patients

Requires Agency for Health Care Administration to include in its rules additional requirements relating to a resolution organization's process in considering certain claim disputes. Expands the current mandate for large group health insurers and large group HMOs to cover treatment of down syndrome with the



same treatment and coverage requirements as Autism Spectrum Disorder.

**Effective 7/1/2016**

**Ch. Law 2016-239**

860.065, 732.402, 655.96, 559.903, 450.181, 322.031, 320.38, 320.0801, 320.08, 320.01, 316.7, 316.65, 316.622, 316.613, 316.6105, 316.605, 316.545, 316.1303, 212.05, 810.09, 565.02, 348.753, 348.565, 343.922, 343.92, 341.302, 341.301, 341.0532, 339.55, 339.2818, 339.175, 338.231, 338.165, 337.18, 350.81, 333.14, 333.1, 333.08, 333.065, 333.135, 333.13, 333.12, 333.11, 333.09, 333.07, 333.06, 333.05, 333.04, 333.03, 333.025, 333.01, 332.08, 320.525, 316.303, 316.235, 316.2069, 316.003, 311.12

**HB 7061 – Transportation**

Omnibus Transportation Bill addresses the following:

- Authorizes certain organizations with a state agency roadside cleaning service contract to participate in a self-insurance fund;
- Increases minimum annual funding for the Florida Seaport Transportation and Economic Development Program from \$15 million to \$25 million;
- Creates the Florida Seaport Security Advisory Committee to advise, report and make recommendations on matters related to maritime security in Florida;
- Establishes the Seaport Security Grant Program, subject to legislative appropriation, to assist in the implementation of security plans and measures at Florida's deepwater ports;
- Defines "commercial megacycle", and provides specifications and requirements related to the operation of commercial megacycles;
- Makes several statutory changes relating to the operation and regulation of autonomous vehicles, including the provision of certain minimum technological standards;
- Defines driver-assistive truck platooning technology (DATPT), requires DHSMV and FDOT to study the use DATPT, and authorizes a pilot project to test vehicles equipped with DATPT;
- Exempts vehicles operating in autonomous mode, or with DATPT, from a prohibition on certain electronic displays that are visible from the driver's seat;
- Clarifies FDOT's authority with respect to noncompliant traffic and pedestrian control devices;
- Revises specifications for deceleration lighting systems equipped on buses;
- Increases maximum lawful length for

semitrailers on public roads, from 53 feet to 57 feet;

- Authorizes greater jurisdictional boundaries for chartered municipal parking enforcement specialists under specified circumstances;
- Authorizes DHSMV to issue a salvage certificate of title or certificate of destruction to insurance companies under certain circumstances, beginning July 1, 2023;
- Provides motor vehicles being relocated within a port facility via designated port district roads are exempt from certain motor vehicle registration requirements;
- Requires FDOT to install roadside barriers to shield water bodies contiguous with state roads under certain circumstances;
- Revises the surety bond requirements imposed on certain non-profit entities for specified contracts with FDOT;
- Authorizes certain breweries to have directional signs installed under certain conditions;
- Prohibits counties from requiring vehicles that are larger than needed, or inconsistent with a patient's medical condition, for use in non-emergency medical transit under certain circumstances;
- Standardizes timeframe within which a driver license or vehicle registration must be updated following a change in address or name to 30 days;
- Provides for issuance of identification cards to youth transitioning out of the Department of Juvenile Justice system at no-cost;
- Requires DHSMV to maintain an integrated link on its website to direct visitors to the state's organ donor program.

**Effective 7/1/2016**

**Ch. Law 2016-232**

120.541

**HB 981 – Administrative Procedures**

Clarifies time frame for which agencies must evaluate costs and impacts when preparing Statement of Estimated Regulatory Costs (SERC's). Specifies if any provision of a rule is not fully implemented upon the effective date, the adverse

impacts and regulatory costs associated with such provision must be adjusted to include any additional impacts and costs estimated to occur within five years after implementation of such provision.

**Effective 7/1/2016**

#### **Ch. Law 2016-333**

327.45, 327.73, 327.731, 253.025,  
253.03, 253.031, 253.034, 253.0341,  
253.111, 253.42, 253.782, 253.7821,  
253.87, 259.01, 259.02, 259.032,  
259.035, 259.036, 259.037, 259.041,  
259.047, 259.101, 259.105, 259.1052,  
373.089, 570.715, 259.04, 73.015,  
125.355, 166.045, 215.82, 215.965,  
253.7824, 260.015, 260.016, 396.317,  
373.139, 375.041, 380.05, 380.055,  
380.508, 589.07, 944.1, 957.04,  
985.682, 1013.14

#### **Ch. Law 2016-241**

29.004, 39.001, 39.407, 39.507, 39.521,  
212.055, 394.455, 394.4573, 394.4597,  
394.4598, 394.4599, 394.462, 394.463,  
394.4655, 394.467, 394.46715,  
394.4674, 394.495, 394.496, 394.4985,  
394.656, 394.745, 394.761, 394.875,  
394.9082, 394.9085, 397.311, 397.321,  
397.331, 397.405, 397.407, 397.416,  
397.4871, 397.675, 397.679, 397.6791,  
397.6793, 397.6795, 397.681,  
397.6811, 397.6814, 397.6819,  
397.695, 397.6951, 397.6955,  
397.6957, 397.697, 397.6971,  
397.6975, 397.6977, 397.6978,  
397.801, 397.811, 397.821, 397.901,  
397.93, 397.94, 397.951, 397.97,  
397.98, 409.966, 409.967,  
409.972, 409.973, 440.102, 491.0045,  
744.704, 790.065

#### **Ch. Law 2016-242**

83.683, 265.003, 322.08, 489.1131,

#### **HB 1075 – State Areas**

Addresses issues relating to acquiring, managing and disposing of state lands. Streamlines the surplus procedures for Water Management District lands and authorizes the Florida Fish and Wildlife Conservation Commission to adopt by rule protection zones that restrict the speed and operation of vessels to protect and prevent harm to springs.

**Effective 7/1/2016**

#### **SB 12 – Mental Health and Substance Abuse**

Creates a coordinated system of care to be provided either by a community or a region for those suffering from mental illness or substance use disorder through a “No Wrong Door” system of single access points. Aligns legal processes, timelines, and processes for assessment, evaluation, and receipt of available services of the Baker Act (mental illness) and Marchman Act (substance abuse) to assist individuals in recovery and reduce readmission to the system. Expands membership of the Criminal Justice, Mental Health, and Substance Abuse Statewide Grant Review Committee, allows not-for-profit community providers or managing entities to apply for grants, and creates a grant review and selection committee to select grant recipients. Requires local law enforcement agencies to fill out a form developed by DCF when transporting persons under the Marchman Act for substance abuse.

**Effective 7/1/2016**

#### **SB 184 – Military and Veterans Affairs**

Provides a means on the application form for an original, renewal, or replacement driver license or

489.5, 489.1131, 489.5161, 493.61035

identification card to allow veterans of the U.S. Armed Forces to request written or electronic information on federal, state, and local benefits and services. The veteran may elect to receive the information through the U.S. mail or by e-mail.

Directs DHSMV and Department of Military Affairs (DMA) to conduct a commercial driver license testing pilot program for members of the Florida National Guard. By June 30, 2017, DHSMV and the DMA must jointly submit a report on the results of the pilot program to the President of the Senate and Speaker of the House of Representatives.

**Effective 7/1/2016**

**The following bills will become effective October 1, 2016:**

**Ch. Law 2016-5**

581.199, 721.071, 812.035, 812.081,  
815.04

**Ch. Law 2016-6**

119.07, 119.071, 125.0104, 286.011,  
288.1226, 331.326, 365.174, 381.83,  
403.7046, 403.73, 499.012, 499.0121,  
499.051, 499.931, 502.222, 570.48,  
573.123, 601.1, 601.15, 601.152,  
601.76, 812.081, 815.04

**Ch. Law 2016-15**

843.23, 948.11

**Ch. Law 2016-24**

39.01, 782.04, 787.06, 456.074,  
480.041, 480.043, 796.06, 796.07,  
775.21, 943.0435, 944.606, 944.607,  
394.495, 409.1678, 960.065, 39.806,  
63.089, 95.11, 775.082, 782.065,  
921.16, 948.062, 985.265, 1012.315,  
1012.467, 775.0823, 921.0022,  
947.146, 394.912, 775.15, 60.05,  
775.0877, 796.08, 796.09, 895.02,  
948.16, 39.0139, 39.509, 63.092, 68.07,  
322.141, 397.4872, 775.13, 775.25,  
775.261, 794.075, 903.0351, 903.046,  
921.141, 938.1, 944.608, 944.609,  
947.1405, 948.06, 948.063, 948.064,  
948.12, 948.3, 948.31, 985.04,  
985.4815, 92.55, 394.9125, 775.24,  
943.0436, 775.0862

**HB 180 – Trade Secrets**

Includes financial information in provisions prohibiting the theft, embezzlement, or unlawful copying of trade secrets and provides criminal penalties.

**Effective 10/1/2016**

**SB 182 – Public Records and Meetings/Trade Secrets**

Reenacts various statutory provisions that make trade secrets exempt or confidential and exempt to conform to the expanded definition of trade secret adding “financial information” to the current definition.

**Effective 10/1/2016**

**HB 75 – Electronic Monitoring Devices**

Prohibits a person from removing, destroying, altering, tampering with, damaging, or circumventing operation of electronic monitoring device being worn or used pursuant to court order or order by Florida Commission on Offender Review.

**Effective 10/1/2016**

**HB 545 – Human Trafficking**

Includes human trafficking as a predicate offense for felony murder. Prohibits permanently branding, or the directing of permanent branding of victim of human trafficking.

Requires DOH to suspend the license of massage therapist or massage establishment for specified violations in conjunction with said establishment. Provides licensed massage therapists may not receive new or renewal licenses if the applicant is convicted of certain prostitution offenses in conjunction with a massage establishment, and provides licensed massage establishments may not receive new or renewal licenses if specified persons connected with establishments are convicted of certain prostitution offenses.

Provides minors may not be charged with specified prostitution offenses, but requires persons convicted of specified racketeering offenses to register as

sexual predator or sexual offender.

**Effective 10/1/2016**

**Ch. Law 2016-27**

119.071

**HB 7033 – OGSR and Emergency Notification Information**

Removes scheduled repeals of public records exemptions for emergency notification information held by an agency.

**Effective 10/1/2016**

**Ch. Law 2016-49**

119.071, 286.0113

**SB 7030 – Competitive Solicitation or Negotiation Strategies**

Amends provisions which provides an exemption from public records requirements for bids, proposals, or replies submitted to an agency in response to a competitive solicitation and amends provisions which provides an exemption from public meetings requirements for portions of meetings in which a vendor participates in a negotiation, makes an oral presentation, or answers questions as part of a competitive solicitation or in which negotiation strategies are discussed, and which provides an exemption from public records requirements for the recording of, and any records presented at, exempt portions of such meetings. Also removes the scheduled repeal of the exemptions.

**Effective 10/1/2016**

**Ch. Law 2016-56**

440.021, 440.05, 440.107, 440.13,  
440.185, 440.42, 440.49, 440.5, 440.52,  
624.4626

**HB 613 – Workers' Compensation System Administration**

Removes three day response requirement applicable to exemption information held by the employer since the DFS maintains these records online.

Adds two new eligibility requirements to the existing penalty credit for achieving compliance after the initiation of an investigation and adds a second penalty credit.

Requires non-compliant employers to document their purchase of coverage to DFS within 28 days of the stop work order or order of penalty assessment to qualify for the reduction in penalty and requires that the employer has never before received a Stop Work Order or Order of Penalty Assessment, rather than just a Stop Work Order. Creates another penalty

credit for non-compliant employers who have never previously received a stop work order or Order of Penalty Assessment.

**Effective 10/1/2016**

**Ch. Law 2016-81**

775.085, 775.0863, 921.0022

**HB 387 – Offenses Evidencing Prejudice**

Authorizes civil remedies and reclassifies the criminal penalty for any felony or misdemeanor offense if the circumstances evidence prejudice based on race, color, ancestry, ethnicity, religion, sexual orientation, national origin, homeless status, mental or physical disability, or the advanced age of the victim. Establishes a separate hate crime statute specifically for crimes evidencing prejudice based on mental or physical disability.

**Effective 10/1/2016**

**Ch. Law 2016-102**

295.07

**HB 1219 – Veteran’s Employment**

Requires state agencies, and authorized political subdivisions of state, to develop and implement veterans' recruitment plan.

**Effective 10/1/2016**

**Ch. Law 2016-104**

775.21, 856.022, 943.0435, 943.04354, 944.606, 944.607, 985.481, 985.4815, 92.55, 775.0862, 943.0515, 947.1405, 948.3, 948.31, 1012.315, 1012.467, 938.085, 794.056, 921.0022, 985.04, 322.141, 948.06, 397.4872, 435.07, 775.25, 775.24, 944.608

**HB 1333 – Sexual Offenders**

Revises the following:

- Sexual predator and offender criteria, reporting and registration requirements;
- Elements of offense of loitering or prowling by certain offenders in close proximity to children;
- Provisions relating for venue for proceedings for seeking removal of requirement to register as sexual predator or offender;
- Requires that removal of registration requirement not conflict with federal law requirement;
- Requirements concerning information to be released by DOC and DJJ regarding sexual offenders being released.

**Effective 10/1/2016**

**Ch. Law 2016-151**

838.014, 838.015, 838.016, 838.22, 112.534, 117.01, 921.0022, 817.568

**HB 7071 – Public Corruption**

Revises term “bribery” as well as requirements for prosecution, prohibition against unlawful compensation, and revises prohibition against



misconduct and bid tampering.

**Effective 10/1/2016**

**Ch. Law 2016-156**

790.163, 790.164, 836.12, 921.0022,  
1006.07, 1006.13

**SB 436 – Crime of Making Threats of Terror or Violence**

Prohibits making false reports concerning planting a bomb, explosive, or weapon of mass destruction, to also prohibit making a false report concerning use of a firearm in a violent manner. Commission of either of these offenses is a second degree felony, punishable by up to 15 years imprisonment and a \$10,000 fine. Makes it a first degree misdemeanor to threaten a law enforcement officer, state attorney or assistant state attorney, firefighter, judge, elected official, or any of their family members with death or serious bodily harm. A second or subsequent offense would be a third degree felony.

**Effective 10/1/2016**

**Ch. Law 2016-173**

316.8, 525.07, 817.58, 817.611,  
921.0022

**SB 912 – Fraudulent Activities Associated with Payment Systems**

Revises felony classification for unlawful conveyance of fuel. Requires retail petroleum fuel measuring devices fitted with scanning devices to have certain security measures. Requires owner or operator of a device to have certain security measures in place within a specified timeframe upon notice from the Department of Agriculture and Consumer Services, and revises prohibition against trafficking in or possession of counterfeit credit cards.

**Effective 10/1/2016**

**Ch. Law 2016-185**

414.39, 414.41, 772.102, 895.02,  
921.0022, 1002.91

**SB 218 – Offenses Involving Electronic Benefits Transfer cards**

Specifies acts that constitute trafficking in food assistance benefits cards and are subject to criminal penalties.

**Effective 10/1/2016**

**Ch. Law 2016-187**

741.3, 741.31, 784.047, 784.0485,  
784.0487, 901.15

**SB 380 – Violation of an Injunction for Protection**

Provides enhanced criminal penalties for a third or subsequent violation of an injunction for protection against specified acts of violence or a foreign protection order issued for the same victim under specified provisions.

**Effective 10/1/2016**



**Ch. Law 2016-214**

406.136

**SB 7022 – Depictions or Recordings of the Killing of a Law Enforcement Officer**

The public records exemption for the depiction of the killing of a person was not reenacted and expires 10/01/2016. Amends provisions which provide an exemption from public records requirements for a photograph or video or audio recording held by an agency that depicts or records the killing of a person, unless it depicts the killing of a law enforcement officer while acting in accordance to his or her official duties.

**Effective 10/1/2016**

**The following bill will become effective January 1, 2017:**

**Ch. Law 2016-176**

**SB 938 – Retail Sale of Dextromethorphan**

Prohibits a manufacturer, distributor, or retailer from knowingly or willfully selling a finished drug product containing dextromethorphan to a person younger than 18 years of age and prohibits a person 18 years of age or younger from purchasing a finished drug product containing dextromethorphan.

**Effective 1/1/2017**