



Journal of the Senate

Number 2—Special Session

Tuesday, June 10, 1980

The Senate was called to order by the President at 9:00 a.m.

A quorum present—39:

Mr. President	Frank	MacKay	Skinner
Anderson	Gordon	Maxwell	Steinberg
Barron	Gorman	McClain	Stuart
Beard	Grizzle	McKnight	Thomas
Fechtcl	Hair	Myers	Tobiassen
Carlucci	Henderson	Neal	Trask
Chamberlin	Hill	Peterson	Vogt
Childers, D.	Holloway	Poole	Ware
Childers, W. D.	Jenne	Scarborough	Williamson
Dunn	Johnston	Scott	Winn

Excused: Senator Fechtel until 1:30 p.m.

Prayer by the Rev. Thomas E. Farmer, Jr., Pastor, John Wesley United Methodist Church, Tallahassee:

Almighty God, our heavenly Father, from whom we come and to whom we shall surely return for a just assessment of our lives on earth;

We come into the opening moments of this new session today pausing in prayer to honor your presence in our midst, and to seek your divine guidance in all that shall follow.

Bless we pray, our Father, these Senators who have gathered for their day's work in the Senate;

Endow each of them with a sense of joy and fulfillment in their office and work;

Quicken within each of them a sensitivity to what is right and good; and through the work of their hands establish justice and mercy for the many lives dependent on their deliberations and decisions.

Father, we are mindful of the heavy load of public service; we know that these men and women carry responsibilities that often burden the mind and spirit;

Lift them with your loving arms and uphold them in their high calling—

We also pray for the families of these Senators who also pay the price of public service.

Now, may all that is pleasing and acceptable in your sight be a part of this day. We humbly give it to you—in the name of Jesus Christ. Amen.

REPORTS OF COMMITTEES

The Committee on Ways and Means recommends the following pass:

SB 2-D	SB 4-D with 1 amendment
SB 3-D	SB 9-D

The bills were placed on the calendar.

The Committee on Ways and Means recommends a Committee Substitute for the following: SB 1-D

The Committee on Education recommends a Committee Substitute for the following: SB 5-D

The bills with Committee Substitutes attached contained in the foregoing reports were placed on the calendar.

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, June 10, 1980:

- SB 5-D—Higher Education
- SB 9-D—Live aboard vessels
- SJR 2-D—Advalorem Taxation—Constitutional Amendment
- SB 3-D—Advalorem Tax Relief implementing bill
- SB 4-D—TRIM
- SB 1-D—Appropriations

Respectfully submitted,
Dempsey J. Barron, Chairman

SPECIAL ORDER

By the Committee on Ways and Means and Senator Gordon—

CS for SB 1-D—An Act making supplemental appropriations; providing moneys for the annual periods beginning July 1, 1979 and July 1, 1980, to pay salaries, other expenses, capital Outlay-Buildings and Improvements, and for other specified purposes of the various agencies of state government; supplementing or adjusting items appropriated by chapter 79-212, Laws of Florida; suspending section 25.073(3), Florida Statutes, and portions of chapter 79-212, Laws of Florida; providing an effective date.

—was read the first time by title and SB 1-D was laid on the table.

On motion by Senator Gordon, by two-thirds vote CS for SB 1-D was read the second time by title.

Senator Frank moved the following amendment which was adopted:

Amendment 1—On page 37, after 95E Legislative Branch line 4, add after "merging": *or expansion of*

Senators Peterson and Trask offered the following amendment which was moved by Senator Peterson and adopted:

Amendment 2—On page 35, strike in item 920: "12 positions 218,016"; in item 92P: strike "9000" and insert: in item 920: 14 positions 254, 342; in item 92P.: 10,500

Senator Gordon moved the following amendment which was adopted:

Amendment 3—On page 10, 40G, in the proviso language, strike the period (.) and add: and to support the council proposed in HB 1878.

On motion by Senator Gordon, by two-thirds vote CS for SB 1-D as amended was read the third time by title.

On motion by Senator Peterson, the Senate reconsidered the vote by which CS for SB 1-D was read the third time by title.

On motion by Senator Peterson, the Senate reconsidered the vote by which Amendment 2 was adopted.

Senators Peterson and Trask offered the following substitute amendment to Amendment 2 which was moved by Senator Peterson and adopted:

Amendment 4—

Section 01 Item	Description	Positions and amount Strike:	Positions and amount Insert:
92E	Special Categories Printing Reports General Revenue	29,340	32,600
92O	Salaries and Benefits General Revenue	positions 12 218,016	positions 14 254,352
92P	Expenses General Revenue	9,000	10,500

Explanation: Adds a circuit court judge to the Tenth Judicial Circuit. Increases the general revenue appropriation by \$41,096. Positions effective January 1, 1981.

Senator Barron was recorded as voting nay.

On motion by Senator Gordon, by two-thirds vote CS for SB 1-D as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—30

Mr. President	Gordon	Maxwell	Skinner
Anderson	Grizzle	McClain	Steinberg
Barron	Hair	McKnight	Thomas
Carlucci	Hill	Myers	Tobiasen
Childers, D.	Holloway	Neal	Williamson
Childers, W. D.	Jenne	Peterson	Winn
Dunn	Johnston	Poole	
Frank	MacKay	Scott	

Nays—7

Beard	Gorman	Stuart	Ware
Chamberlin	Henderson	Vogt	

Vote after roll call:

Yea—Trask

By the Committee on Education—

CS for SB 5-D—A bill to be entitled An act relating to post-secondary education; amending s. 240.207(1), Florida Statutes, increasing the membership of the Board of Regents and reducing the terms of the members; changing certain qualifications for appointment; amending s. 240.209(3)(g) and (i), Florida Statutes, changing provisions relating to review of the statewide university master plan; removing the duty of the board to contract with accredited independent institutions for educational programs and facilities; amending s. 240.271(6) and (7), Florida Statutes, providing for the allocation of certain salary adjustments at universities for fiscal year 1980-1981; providing for the consideration of certain faculty travel costs; creating s. 240.145, Florida Statutes, creating the Postsecondary Education Coordinating Commission within the Department of Education and providing its duties; amending and renumbering s. 240.125, Florida Statutes, providing for postsecondary regional advisory consortia; requiring the Board of Regents and the Department of Insurance to study health and accident insurance for students within the State University System; requiring the board to study the creation of a teaching hospital at the University of South Florida; amending s. 20.15(4)(c), Florida Statutes, providing for the assignment by the Department of Education of duties to the State Community College Coordinating Board; amending s. 229.053(1), Florida Statutes, authorizing the State Board of Education to assign certain powers to the Commissioner of Education or the State Community College Coordinating Board; amending s. 240.311(1), Florida Statutes, providing for the adoption of rules by the State Board of Education affecting community colleges and their effect upon rules of the Community College Coordinating Board; requiring rules adopted by the coordinating board to include development of a master plan for community colleges; adding a subsection to s. 240.365,

Florida Statutes, providing for the cancellation of the registration of students with delinquent accounts; amending s. 381.503, Florida Statutes, transferring certain duties of the Board of Regents and Department of Education to the Commissioner of Education and State Board of Education relating to statewide medical education; amending s. 402.37(1), Florida Statutes, transferring from the Board of Regents to the State Board of Education duties relating to the medical manpower clearing-house; amending s. 240.401(3)(a) and (c), Florida Statutes, changing qualifications for student state tuition vouchers; amending and renumbering ss. 240.423, 240.425, 240.427, 240.429, 240.431, 240.433, and 240.435, Florida Statutes, conforming to the act provisions relating to the Florida Student Financial Assistance Authority; providing for audits and legal services; amending s. 240.401(1), (2), and (4), Florida Statutes, transferring certain Department of Education duties with respect to state tuition vouchers to the Florida Student Financial Assistance Authority (created by the act); amending ss. 240.403, 240.405, 240.407, 240.409(1), (2), (4), and (5), 240.411, 240.413, and 240.415, Florida Statutes, similarly transferring other duties to the authority and commission with respect to certain endowment trust funds, grants to teachers in exceptional child education, general scholarship loans, state student assistance grant funds, professional and practical nursing education and scholarships, Seminole and Miccosukee Indian scholarships, student financial aid, and funding for scholarship loan programs; restricting the persons eligible for state student assistance grants; restricting the amount of nursing scholarships; amending the introductory paragraph of s. 240.421, Florida Statutes, requiring the Florida Student Financial Aid Advisory Council to assist the authority rather than the Commissioner of Education and providing for appointment of the council; amending s. 240.437, Florida Statutes, specifically granting certain duties to the authority over student financial aid planning and development; adding subsections to s. 240.441, Florida Statutes, authorizing the authority to issue revenue bonds; amending s. 240.465, Florida Statutes, transferring from the department to the authority and the commission certain duties of the department with respect to delinquent accounts; adding a paragraph to s. 447.203(3), Florida Statutes to exempt certain persons from career service; amending s. 240.367(1), Florida Statutes, relating to current loans to community college boards of trustees; amending s. 240.377, Florida Statutes, relating to rules of the State Board of Education; amending s. 240.359(3), Florida Statutes, requiring additional estimates of enrollment at community colleges; transferring to the Commissioner of Education certain power with respect to community college funding; amending s. 447.203(2), Florida Statutes; eliminating the provision allowing employees of the State University System to be removed from the Board of Regents collective bargaining unit; adding s. 240.295(3), Florida Statutes; providing approval procedure between the president of the university and the student government association of that university for projects proposed to be funded from state university system capital improvement trust fund fees or building fees; amending s. 240.209(3)(e), Florida Statutes; providing reconfirmation of fee structure; repealing s. 240.285, Florida Statutes, removing provisions authorizing certain transfer of funds by the State University System; repealing s. 240.329, Florida Statutes, relating to the residence of community college presidents; repealing s. 240.357, Florida Statutes, relating to the transportation density index for community colleges; repealing s. 229.561, Florida Statutes, relating to education research and development; providing an effective date.

—was read the first time by title and SB 5-D was laid on the table.

On motion by Senator Frank, by two-thirds vote CS for SB 5-D was read the second time by title.

Senators Frank and Maxwell offered the following amendment which was moved by Senator Frank and adopted:

Amendment 1—On page 31, lines 29-31, and on page 32, lines 1-2 insert: (1) *Approve, conditionally approve, or disapprove rules and policies submitted by the Board of Regents. Any rule not acted upon by the State Board of Education within 45 days of its receipt by the State Board of Education, shall be filed immediately with the Department of State. If any rule is conditionally approved by the State Board of Education, adoption of such rule shall be delayed until the next subsequent meeting of the Board of Regents. The State Board of Education may adopt rules for the coordination, implementation, and planning of a uniform system of postsecondary*

education. Approve all rules adopted by the Board of Regents before they are filed with the Department of State; however, if any rule is not disapproved by the Board of Education within 30 days of its adoption by the Board of Regents, the rule shall immediately be filed with the Department of State.

Senators Jenne, Poole, MacKay, Scott, Williamson, Maxwell, Peterson and Ware offered the following amendment which was moved by Senator Jenne and adopted:

Amendment 2—On page 66, between lines 18 and 19 insert: Section 52. The State Board of Education is authorized to establish a branch of an existing state university in Broward County. The Board of Regents and the State Board of Education are authorized to enter into all contracts necessary to carry out the provisions of this act.

(Renumber subsequent section.)

Senators Peterson and Ware offered the following amendment which was moved by Senator Peterson and adopted:

Amendment 3—On pages 65-66, page 65 strike lines 6 through 31 and on page 66 strike lines 1 through 12

Renumber remaining section.

The vote was:

Yeas—25

Mr. President	Gorman	Peterson	Trask
Anderson	Grizzle	Poole	Vogt
Barron	Hair	Scarborough	Ware
Carlucci	Jenne	Scott	Williamson
Childers, D.	Johnston	Skinner	
Childers, W. D.	Maxwell	Thomas	
Dunn	Neal	Tobiassen	

Nays—13

Beard	Henderson	McKnight	Winn
Chamberlin	Hill	Myers	
Frank	Holloway	Steinberg	
Gordon	McClain	Stuart	

Senator MacKay moved the following amendment which failed:

Amendment 4—On page 66, line 13, strike section 240.285, Florida Statutes, as created by chapter 79-222, Laws of Florida

Senators Frank and Maxwell offered the following amendment which was moved by Senator Frank and adopted:

Amendment 5—On page 2 in title, line 6, after the semicolon (;) insert: amending s. 240.203, Florida Statutes; specifying responsibilities of State Board of Education

Senators Peterson and Ware offered the following amendment which was moved by Senator Peterson and adopted:

Amendment 6—On page 4 in title, strike all of lines 7 through 9 and insert: with respect to delinquent accounts;

Senators Jenne, Poole, Williamson, Peterson, Ware, Maxwell, MacKay and Scott offered the following amendment which was moved by Senator Jenne and adopted:

Amendment 7—On page 5 in title, line 1, after the semicolon “;” insert: authorizing the State Board of Education to establish a branch of an existing state university in Broward County;

On motion by Senator Frank, by two-thirds vote CS for SB 5-D as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Frank	Maxwell	Steinberg
Anderson	Gordon	McClain	Thomas
Barron	Grizzle	McKnight	Tobiassen
Beard	Hair	Myers	Trask
Carlucci	Hill	Peterson	Vogt
Chamberlin	Holloway	Poole	Ware
Childers, D.	Jenne	Scarborough	Winn
Childers, W. D.	Johnston	Scott	
Dunn	MacKay	Skinner	

Nays—3

Gorman Henderson Neal

Vote after roll call:

Yea—Stuart

SB 9-D—A bill to be entitled An act relating to taxation of live aboard vessels; amending s. 196.031(1), Florida Statutes, providing that the homestead exemption shall apply to live-aboard vessels; providing procedures and filing deadlines for 1980 assessments; amending s. 371.021(18)(a), (b), Florida Statutes; redefining the term “live-aboard vessel”; amending s. 371.59, Florida Statutes, defining the “live-aboard vessel”; providing that the act shall not be deemed to prohibit local governmental authorities from enacting or enforcing certain regulations with respect to live aboard vessels; providing an effective date.

—was read the second time by title.

Senator Scott moved the following amendments which were adopted:

Amendment 1—On page 4, between lines 16 and 17, insert: Section 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared severable.

Renumber subsequent section.

Amendment 2—On page 1 in title, line 15, after the semicolon (;) insert: providing severability;

On motion by Senator Holloway, by two-thirds vote SB 9-D as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—29

Mr. President	Henderson	Neal	Tobiassen
Anderson	Hill	Peterson	Trask
Barron	Holloway	Scarborough	Vogt
Beard	Jenne	Scott	Williamson
Chamberlin	Johnston	Skinner	Winn
Childers, W. D.	Maxwell	Steinberg	
Frank	McClain	Stuart	
Gorman	McKnight	Thomas	

Nays—4

Childers, D. Gordon Grizzle Ware

Votes after roll call:

Yea—Hair

Nay to Yea—Ware

SJR 2-D—A joint resolution proposing an amendment to Sections 6 and 8 of Article VII of the State Constitution, relating to ad valorem taxation.

—was read the second time by title.

On motion by Senator Maxwell, by two-thirds vote SJR 2-D was read the third time in full as follows:

A joint resolution proposing an amendment to Sections 6 and 8 of Article VII of the State Constitution, relating to ad valorem taxation.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Sections 6 and 8 of Article VII of the State Constitution is hereby agreed to and shall be submitted to the electors of this state for approval or rejection at a special election to be held on September 9, 1980, and, if approved, such amendment shall take effect upon approval

and apply to the assessment rolls and the taxes levied thereon for the year 1980 and each year thereafter.

ARTICLE VII

FINANCE AND TAXATION

SECTION 6. Homestead exemptions.—

(a) Every person who has the legal or equitable title to real estate and maintains thereon the permanent residence of the owner, or another legally or naturally dependent upon the owner, shall be exempt from taxation thereon, except assessments for special benefits, up to the assessed valuation of five thousand dollars, upon establishment of right thereto in the manner prescribed by law. The real estate may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by stock ownership or membership representing the owner's or member's proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight years.

(b) Not more than one exemption shall be allowed any individual or family unit or with respect to any residential unit. No exemption shall exceed the value of the real estate assessable to the owner or, in case of ownership through stock or membership in a corporation, the value of the proportion which his interest in the corporation bears to the assessed value of the property.

(c) By general law and subject to conditions specified therein, the exemption shall be increased to a total of twenty-five thousand dollars of the assessed value of the real estate for each school district levy. By general law and subject to conditions specified therein, the exemption for all other levies may be increased up to an amount not exceeding ten thousand dollars of the assessed value of the real estate if the owner has attained age sixty-five or is totally and permanently disabled and if the owner is not entitled to the exemption provided in subsection (d).

(d) *By general law and subject to conditions specified therein, the exemption shall be increased to a total of the following amounts of assessed value of real estate for each levy other than those of school districts: fifteen thousand dollars with respect to 1980 assessments; twenty thousand dollars with respect to 1981 assessments; twenty-five thousand dollars with respect to assessments for 1982 and each year thereafter. Provided, however, such increase shall not apply with respect to any assessment roll until such roll is first determined to be in compliance with the provisions of section 4 by a state agency designated by general law. This subsection shall stand repealed on the effective date of any amendment to section 4 which provides for the assessment of homestead property at a specified percentage of its just value.*

(e) ~~(d)~~ By general law and subject to conditions specified therein, the Legislature may provide to renters, who are permanent residents, ad valorem tax relief on all ad valorem tax school district levies. Such ad valorem tax relief shall be in the form and amount established by general law.

SECTION 8. Aid to local governments.—State funds may be appropriated to the several counties, school districts, municipalities or special districts upon such conditions as may be provided by general law. *These conditions may include the use of relative ad valorem assessment levels determined by a state agency designated by general law.*

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE VII, SECTIONS 6 AND 8

Proposing an amendment to the State Constitution to provide, with respect to ad valorem taxes levied by cities, counties and special districts, a homestead exemption increase to \$15,000 in 1980, \$20,000 in 1981, and \$25,000 in 1982 and thereafter. Making the increase contingent upon assessment rolls being in compliance with constitutional assessment requirements and upon the continuation of those requirements. Authorizes the Legislature to provide ad valorem tax relief to renters on all ad valorem tax levies. Allows relative ad valorem assessment levels to be used in the appropriation of state funds to local governments. The amendment takes effect upon approval and

applies to the assessment rolls and taxes levied thereon for the year 1980 and for each year thereafter.

—and passed by the required constitutional three-fifths vote of the membership and was certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gorman	McKnight	Thomas
Anderson	Grizzle	Myers	Tobiassen
Barron	Henderson	Neal	Trask
Beard	Hill	Peterson	Vogt
Carlucci	Holloway	Poole	Ware
Chamberlin	Jenne	Scarborough	Williamson
Childers, D.	Johnston	Scott	Winn
Childers, W. D.	MacKay	Skinner	
Frank	Maxwell	Steinberg	
Gordon	McClain	Stuart	

Nays—None

Vote after roll call:

Yea—Hair

SB 3-D—A bill to be entitled An act relating to a special election for the approval or rejection by the electors of a joint resolution relating to ad valorem tax relief; providing for publication of notice and for procedures; providing an effective date.

—was read the second time by title. On motion by Senator Maxwell, by two-thirds vote SB 3-D was read the third time by title, passed by the required constitutional three-fourths vote of the membership and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gorman	McClain	Stuart
Anderson	Grizzle	McKnight	Thomas
Barron	Hair	Myers	Tobiassen
Beard	Henderson	Neal	Trask
Carlucci	Hill	Peterson	Vogt
Chamberlin	Holloway	Poole	Ware
Childers, D.	Jenne	Scarborough	Williamson
Childers, W. D.	Johnston	Scott	Winn
Frank	MacKay	Skinner	
Gordon	Maxwell	Steinberg	

Nays—None

SB 4-D—A bill to be entitled An act relating to taxation; amending s. 194.032(1), (2), (3) and (4), Florida Statutes, and adding subsections (11) and (12); authorizing the property appraisal adjustment boards to hear appeals concerning ad valorem tax classifications; requiring that, upon request, certain information be included in the notice to a petitioner of his time of appearance before a board; specifying grounds for removal from office; allowing petitioners to be represented by an agent; providing for contesting of assessment; specifying certain evidence that may not be presented or accepted; providing qualifications of special masters; restricting representation before a board by persons who have served as special masters; providing for appearance by condominium homeowners' association before a board; providing certain powers regarding review of petitions; amending s. 196.011(1), Florida Statutes, relating to annual applications for exemption; authorizing certain persons to reapply on a short form; amending s. 196.032, Florida Statutes, relating to the Local Government Exemption Trust Fund, to delete provisions relating to additional homestead tax exemption; amending s. 199.292(4), Florida Statutes; providing for disposition of intangible personal property tax proceeds; creating s. 193.1145, Florida Statutes; providing intent; providing for designation of interim assessment rolls if the local taxing authority brings a civil action in circuit court and the court so orders; requiring taxing units to levy provisional millage rates upon interim assessment rolls and to certify the rates to the property appraiser; providing for the applicability of certain laws to such rates; providing duties of property appraisers, tax collectors, and circuit court clerks with respect to such interim assessment rolls; specifying certain notice in tax bills based on such assessment rolls; providing for the

recomputation of millage rates and for the reconciliation of interim and approved assessment rolls for certain purposes; providing for and restricting billings and refunds based upon such reconciliation; authorizing delays in supplemental billing or refunding; providing that the court may confirm taxes levied against an interim roll as final under certain conditions; providing a form for notice of supplemental bills or refunds; providing for review of interim assessments; providing for the applicability of certain delinquent tax provisions to delinquent provisional taxes based upon such interim assessment rolls; providing that the recomputation of millage rates shall not affect the amount of revenues to school districts, counties and municipalities; providing that provisional millage rates levied by multicounty taxing authorities, certain millages approved by the electors, and millage representing required local effort under the Florida Education Finance Program shall not be recomputed; providing for the inapplicability of chapter 120, Florida Statutes; amending s. 195.092, Florida Statutes; providing authority of property appraisers and taxing authorities to bring certain actions; providing the venue for certain actions; providing for appeal; requiring conference with the property appraiser prior to institution of certain actions; providing powers of court with respect to implementation of a reappraisal plan; providing for the inapplicability of chapter 120; repealing s. 195.096, Florida Statutes, which provides for an Assessment Administration Review Commission; amending ss. 193.114(7) and 194.032(10), Florida Statutes, to conform; deleting reference to appeal; adding paragraph (e) to s. 196.031(3), Florida Statutes, as amended; providing increased homestead exemptions; amending s. 197.012, Florida Statutes, specifying an alternative date by which tax collectors must collect delinquent taxes; creating s. 197.0125, Florida Statutes, authorizing certain delays in time requirements relating to the collection of or administrative procedures regarding delinquent taxes; repealing Item 5 in Section 1 of chapter 70-212, Laws of Florida, deleting an appropriation to the Assessment Administration Review Commission; creating an Assessment Review Trust Fund and providing purposes thereof; transferring certain moneys to said trust fund; providing an appropriation to the judicial branch to implement the act; providing legislative intent with respect to education tax and just valuation; amending s. 195.096, Florida Statutes; providing requirements with respect to review of county assessment rolls by the Division of Ad Valorem Tax; revising time periods; providing for publication of results; providing for determination of projected levels of assessment for certain counties; providing requirements with respect to performance audits of the administration of ad valorem tax laws by the Auditor General; amending s. 195.097, Florida Statutes; providing requirements and procedures with respect to notification by the executive director of the department to property appraisers regarding defects in assessment rolls; providing duties of property appraiser upon receipt of an administrative order relating thereto; providing for continuing supervision; revising time periods and providing for an extension of deadlines; providing an appropriation; amending s. 236.081(4), Florida Statutes; providing for application of an equalization factor in computation of district required local effort under the Florida Education Finance Program; limiting required local effort; creating s. 192.115, Florida Statutes; providing for appointment of a performance review panel to investigate roll disapproval and property appraiser performance under certain circumstances; providing result of a finding of unsatisfactory performance; amending s. 195.027(6), Florida Statutes, and adding subsection (7); providing that costs of a sale or purchase and financing terms shall be presumed usual unless the buyer or seller files an information form disclosing otherwise; providing that the department shall adopt guidelines providing staffing standards for operation of property appraisers' offices; providing requirements for the levy of certain increased millage for fiscal 1980-81; amending s. 200.065, Florida Statutes; revising procedures for calculation of the taxable value for each taxing authority by the property appraiser and providing for calculation of a rolled back millage rate; providing for computation of proposed millage rates based on tentative budgets by each taxing authority and for public hearings thereon; providing for application of rolled back rate for those taxing authorities which do not provide required information; providing for notice of, and procedures and requirements with respect to, public hearings to finalize the budgets and adopt millage rates; providing procedures and requirements for school districts; providing form of notices; providing requirements with respect to notices and providing a penalty for violation; providing that receipt of the resolution or ordinance adopting the millage rate shall be considered

official notice thereof by the property appraiser; providing for adjustment of adopted millage by taxing authorities when there is a variance in taxable values; providing time limitations for these procedures and requirements; providing application to multicounty taxing authorities and removing the exemption for multicounty taxing authorities limited to levies of 1 mill or less; creating s. 200.069, Florida Statutes; providing for notice of proposed property taxes to be sent to each taxpayer and providing for contents thereof; adding subsection (6) to s. 200.191, Florida Statutes; providing for fixing of millages; amending s. 195.087(2), Florida Statutes; providing for submission of copies of tax collectors' budgets to boards of county commissioners; amending ss. 129.01(2)(b) and 129.03, Florida Statutes; conforming procedures relating to preparation and adoption of county budgets; providing for certification of total valuations by property appraiser to county budget officer; providing for submission of tentative budgets by tax collectors; providing for publication of summary statement regarding adopted tentative budgets; providing for filing of budgets in office of county auditor; repealing s. 129.05, Florida Statutes, relating to method of determination of millage to be levied; amending ss. 237.041, 237.051, and 237.081, Florida Statutes; conforming procedures relating to preparation and adoption of budgets by school boards; providing for certification of total valuations by property appraiser to superintendent; providing for publication of summary statement regarding adopted tentative budget; repealing s. 237.091(4), Florida Statutes, relating to determination of millage to be levied; amending s. 194.011, Florida Statutes; conforming provisions relating to notice of assessment; providing time for filing petition with property appraisal adjustment board; amending s. 194.032(1), Florida Statutes, and adding subsection (11); revising time for hearings by the property appraisal adjustment board; providing for public notice of the findings and results of the board and specifying contents and form thereof; amending s. 197.072(1), Florida Statutes, as amended, and adding subsections (5) and (6); requiring that notice of taxes be accompanied by a statement containing information relating to millage rates and taxes; providing that the tax roll may be extended prior to completion of board hearings under certain conditions; amending s. 218.23(1), Florida Statutes; providing requirements for participation in revenue sharing; adding ss. 218.34(6) and 373.503(5) and amending s. 218.32(2), Florida Statutes; requiring special districts and water management districts to certify compliance with s. 200.065, Florida Statutes; requiring the Department of Banking and Finance to report such certification; adding subsection (31) to s. 228.041, Florida Statutes; defining "nonvoted discretionary millage"; amending s. 236.081(4), Florida Statutes; providing that the Legislature shall prescribe school district required local effort for all districts collectively as an item in the General Appropriations Act; providing for computation by the Commissioner of Education of the millage rate needed to generate the prescribed required local effort; amending s. 236.25(1), Florida Statutes; providing a limitation on school district nonvoted discretionary millage; amending s. 373.536(1), (3) and (4), Florida Statutes, and repealing subsection (5) thereof; providing procedures for adoption of water management district budgets and millage rates; amending s. 320.04(1), Florida Statutes, increasing certain service charges and providing other service charges which may be collected by the tax collector for certain transactions with respect to motor vehicle, mobile home, and aircraft licenses and registrations; amending s. 320.03(4), Florida Statutes, providing for the installation of an on-line computer system in tax collector's and license tag agent's offices; providing funding therefor; amending s. 371.051(2), Florida Statutes, increasing the tax collector's fee for registration of noncommercial vessels; amending s. 371.65(2), Florida Statutes, and adding a subsection, increasing service fees and providing a mail service charge; amending s. 371.76(4), Florida Statutes, increasing the fee for the issuance of certificates of title for boats; amending s. 196.1975(4) and (7), Florida Statutes, and adding subsection (8), relating to exemption for property used by homes for the aged; including surviving spouse within certain requirements; providing income limitations shall not apply to certain veterans; increasing exemption for school district levies; providing for separate valuation and placing on tax rolls of nonexempt portions of property; amending ss. 205.033(1)(b) and 205.043(1)(b), Florida Statutes; providing for increased occupational license taxes; amending ss. 192.001(11)(d) and 192.042(2), Florida Statutes; providing status of construction work in progress with respect to tax on tangible personal property; providing for a distribution to certain taxing authorities which received a distribution from the Local Government Exemption Trust Fund in fiscal 1979-80; providing limitations on nonvoted

discretionary millage for fiscal 1980-81 and providing requirements for certain levies; providing duties of department regarding certain forms; providing effective dates.

—was read the second time by title.

The Committee on Ways and Means offered the following amendment which was moved by Senator Maxwell and adopted:

Amendment 1—On page 56, lines 5 and 6, strike “and at the expense of the taxing authorities within his jurisdiction,” and insert: *the taxing authorities within his jurisdiction and at the expense of the county,*

On motion by Senator Maxwell, by two-thirds vote SB 4-D as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

Mr. President	Dunn	Johnston	Scott
Anderson	Frank	MacKay	Stuart
Barron	Gordon	Maxwell	Thomas
Beard	Gorman	McClain	Tobiassen
Carlucci	Grizzle	Myers	Trask
Chamberlin	Hair	Neal	Vogt
Childers, D.	Henderson	Peterson	Ware
Childers, W. D.	Jenne	Poole	Williamson

Nays—6

Hill	Scarborough	Steinberg	Winn
McKnight	Skinner		

Vote after roll call:

Yea—Holloway

On motion by Senator Barron, the Senate recessed at 10:49 a.m. to reconvene at 1:30 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 1:30 p.m. A quorum present—40:

Mr. President	Frank	MacKay	Skinner
Anderson	Gordon	Maxwell	Steinberg
Barron	Gorman	McClain	Stuart
Beard	Grizzle	McKnight	Thomas
Carlucci	Hair	Myers	Tobiassen
Chamberlin	Henderson	Neal	Trask
Childers, D.	Hill	Peterson	Vogt
Childers, W. D.	Holloway	Poole	Ware
Dunn	Jenne	Scarborough	Williamson
Fechtcl	Johnston	Scott	Winn

By direction of the President the following communication was read:

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE BUSINESS

Honorable Philip D. Lewis
President, Florida Senate

June 10, 1980

Dear Mr. President:

In accordance with Article III, Section 3 of the Florida Constitution and Section 11.011, Florida Statutes, I hereby formally advise and communicate that the following matter is to be included in the Special Legislative Session as called by the Proclamation signed June 8, 1980 by the President and the Speaker and filed on June 9, 1980 with the Secretary of State:

- (a) Retirement: review and reconsideration of Committee Substitute 796

Sincerely,
Bob Graham
Governor

On motion by Senator Barron, the Senate recessed at 1:45 p.m. awaiting the call of the President.

The Senate was called to order by the President at 2:05 p.m. A quorum present—40:

Mr. President	Frank	MacKay	Skinner
Anderson	Gordon	Maxwell	Steinberg
Barron	Gorman	McClain	Stuart
Beard	Grizzle	McKnight	Thomas
Carlucci	Hair	Myers	Tobiassen
Chamberlin	Henderson	Neal	Trask
Childers, D.	Hill	Peterson	Vogt
Childers, W. D.	Holloway	Poole	Ware
Dunn	Jenne	Scarborough	Williamson
Fechtcl	Johnston	Scott	Winn

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed HB 11-D and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Hazouri—

HB 11-D—A bill to be entitled An act relating to retirement; amending s. 121.021(29)(a), Florida Statutes; removing provisions for 8-year vesting for elected constitutional county officers; amending s. 121.081(1)(e), Florida Statutes; providing for purchase of prior service for retirement credit; providing an effective date.

—was read the first time by title, and on motion by Senator Johnston, the rules were waived and the bill was placed on the calendar.

On motions by Senator Johnston, by two-thirds vote HB 11-D was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gorman	McClain	Thomas
Anderson	Grizzle	McKnight	Tobiassen
Beard	Hair	Myers	Trask
Carlucci	Henderson	Neal	Vogt
Childers, D.	Hill	Peterson	Ware
Childers, W. D.	Holloway	Poole	Williamson
Dunn	Jenne	Scarborough	Winn
Fechtcl	Johnston	Skinner	
Frank	MacKay	Steinberg	
Gordon	Maxwell	Stuart	

Nays—None

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed as amended, HB 7-D and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Burnsed and others—

HB 7-D—A bill to be entitled An act relating to postsecondary education; creating s. 240.2012, Florida Statutes, merging the University of North Florida into the University of Florida; creating a merger steering council to accomplish the merger; amending s. 240.207(1), Florida Statutes, increasing the membership of the Board of Regents and reducing the terms of the members; changing certain qualifications for appointment; amending s. 240.209(3)(g) and (i), Florida Statutes, changing provisions relating to review of the statewide university master plan; removing the duty of the board to contract with accredited independent institutions for educational programs and facilities; creating s. 240.210, Florida Statutes, providing for university boards of trustees; amending s. 240.271(6) and (7), Florida Statutes, providing for the allocation of certain salary adjustments at universities for fiscal year 1980-1981; providing for the consideration of certain faculty travel costs; creating s. 240.-

145, Florida Statutes, creating the Postsecondary Education Coordinating Commission within the Department of Education and providing its duties; amending and renumbering s. 240.125, Florida Statutes, providing for postsecondary regional advisory consortia; requiring the Board of Regents and the Department of Insurance to study health and accident insurance for students within the State University System; requiring the board to study the creation of a teaching hospital at the University of South Florida; amending s. 20.15(4)(c), Florida Statutes, providing for the assignment by the Department of Education of duties to the State Community College Coordinating Board; amending s. 229.053(1), Florida Statutes, authorizing the State Board of Education to assign certain powers to the Commissioner of Education or the State Community College Coordinating Board; amending s. 240.311(1), Florida Statutes, providing for the adoption of rules by the State Board of Education affecting community colleges and their effect upon rules of the Community College Coordinating Board; requiring rules adopted by the coordinating board to include development of a master plan for community colleges; amending s. 240.307(1)(b) and (e), Florida Statutes, relating to membership on the State Community College Coordinating Board; adding a subsection to s. 240.365, Florida Statutes, providing for the cancellation of the registration of students with delinquent accounts; amending s. 381.503, Florida Statutes, transferring certain duties of the Board of Regents and Department of Education to the Commissioner of Education and State Board of Education relating to statewide medical education; amending s. 402.37(1), Florida Statutes, transferring from the Board of Regents to the State Board of Education duties relating to the medical manpower clearinghouse; amending s. 240.401(3)(a) and (c), Florida Statutes, changing qualifications for student state tuition vouchers; amending s. 240.247, Florida Statutes, expanding provisions prohibiting salary discrimination in the State University System; amending s. 240.235(1) and (2), Florida Statutes, relating to the use and allocation of student activity and service fees; amending ss. 136.01 and 136.02, Florida Statutes, relating to the deposit of community college funds in county depositories; adding paragraphs to s. 240.319(3), Florida Statutes, providing additional duties for community college boards of trustees; amending s. 240.301, Florida Statutes, redefining the community college system; providing intent; amending s. 240.203, Florida Statutes, providing additional duties of the State Board of Education; amending and renumbering ss. 240.423, 240.425, 240.427, 240.429, 240.431, 240.433, and 240.435, Florida Statutes, conforming to the act provisions relating to the Florida Student Financial Assistance Authority; providing for audits and legal services; amending s. 240.401(1), (2), and (4), Florida Statutes, transferring certain Department of Education duties with respect to state tuition vouchers to the Florida Student Financial Assistance Authority (created by the act); amending ss. 240.403, 240.405, 240.407, 240.409(1), (2), (4), and (5), 240.411, 240.413, and 240.415, Florida Statutes, similarly transferring other duties to the authority and commission with respect to certain endowment trust funds, grants to teachers in exceptional child education, general scholarship loans, state student assistance grant funds, professional and practical nursing education and scholarships, Seminole and Miccosukee Indian scholarships, student financial aid, and funding for scholarship loan programs; restricting the persons eligible for state student assistance grants; restricting the amount of nursing scholarships; amending the introductory paragraph of s. 240.421, Florida Statutes, requiring the Florida Student Financial Aid Advisory Council to assist the authority rather than the Commissioner of Education and providing for appointment of the council; amending s. 240.437, Florida Statutes, specifically granting certain duties to the authority over student financial aid planning and development; adding subsections to s. 240.441, Florida Statutes, authorizing the authority to issue revenue bonds; amending s. 240.465, Florida Statutes, transferring from the department to the authority and the commission certain duties of the department with respect to delinquent accounts; adding a paragraph to s. 447.203(3), Florida Statutes, to exempt certain persons from career service; amending s. 240.367(1), Florida Statutes, relating to current loans to community college boards of trustees; amending s. 240.377, Florida Statutes, relating to rules of the State Board of Education; amending s. 240.359(3), Florida Statutes, requiring additional estimates of enrollment at community colleges; transferring to the Commissioner of Education certain powers with respect to community college funding; providing intent with respect to the study of proposed mergers of universities; authorizing the establishment of a branch university in Broward County; repealing s. 240.329, Florida Statutes, relating to the residence of community college presidents; repealing s. 240.357, Florida Statutes, relating to the trans-

portation density index for community colleges; repealing s. 229.561, Florida Statutes, relating to education research and development; providing an effective date.

—was read the first time by title and on motion by Senator MacKay, the rules were waived and the bill was placed on the calendar.

On motion by Senator MacKay, by two-thirds vote HB 7-D was read the second time by title.

Senator Scarborough presiding

Senators Vogt, Gorman, Maxwell and Stuart offered the following amendment which was moved by Senator Vogt and failed:

Amendment 1—On page 70, lines 22-28, strike all of Section 50

The vote was:

Yeas—15

Carlucci	Frank	Maxwell	Tobiassen
Chamberlin	Gorman	Scott	Trask
Childers, D.	Henderson	Stuart	Vogt
Fechtel	Johnston	Thomas	

Nays—19

Anderson	Hill	McKnight	Scarborough
Dunn	Holloway	Myers	Skinner
Gordon	Jenne	Neal	Steinberg
Grizzle	MacKay	Peterson	Winn
Hair	McClain	Poole	

The President presiding

Senator Carlucci moved the following amendment:

Amendment 2—On page 6, strike all of lines 1 through 30, and strike all of lines 1 through 31 on page 7, strike all of lines 1 through 31 on page 8, strike all of lines 1 through 31 on page 9, strike all of lines 1 through 31 on page 10, and strike all of lines 1 through 10 on page 11 (Renumber subsequent sections.)

On motion by Senator Barron, the Senate recessed at 2:57 p.m. to reconvene at 4:00 p.m.

The Senate was called to order by the President at 4:00 p.m. A quorum present—40:

Yeas—40

Mr. President	Frank	MacKay	Skinner
Anderson	Gordon	Maxwell	Steinberg
Barron	Gorman	McClain	Stuart
Beard	Grizzle	McKnight	Thomas
Carlucci	Hair	Myers	Tobiassen
Chamberlin	Henderson	Neal	Trask
Childers, D.	Hill	Peterson	Vogt
Childers, W. D.	Holloway	Poole	Ware
Dunn	Jenne	Scarborough	Williamson
Fechtel	Johnston	Scott	Winn

INTRODUCTION

SB 11-D—Not introduced

On motion by Senator Thomas, SB 12-D was admitted for introduction and consideration by the required constitutional two-thirds vote of the Senate.

By Senators Barron and Thomas—

SB 12-D—A bill to be entitled An act relating to saltwater fisheries; amending the effective date of House Bill 5 passed during the 1980 regular legislative session as it relates to night shrimping; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

On motion by Senator Thomas, by two-thirds vote SB 12-D was withdrawn from the Committee on Rules and Calendar and placed on the calendar.

On motions by Senator Thomas, by two-thirds vote SB 12-D was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Anderson	Gorman	Maxwell	Skinner
Barron	Grizzle	McClain	Steinberg
Beard	Hair	McKnight	Stuart
Chamberlin	Henderson	Myers	Thomas
Childers, D.	Hill	Neal	Tobiassen
Childers, W. D.	Holloway	Peterson	Trask
Dunn	Jenne	Poole	Vogt
Fechtel	Johnston	Scarborough	Williamson
Gordon	MacKay	Scott	Winn

Nays—None

On motion by Senator Trask, SB 13-D was admitted for introduction and consideration by the required constitutional two-thirds vote of the Senate.

By Senators Trask and Peterson—

SB 13-D—A bill to be entitled An act relating to the judiciary; amending s. 26.031(j), Florida Statutes; providing for an additional circuit judge; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

On motion by Senator Trask, by two-thirds vote SB 13-D was withdrawn from the Committee on Rules and Calendar and placed on the calendar.

On motions by Senator Trask, by two-thirds vote SB 13-D was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Anderson	Gordon	MacKay	Steinberg
Barron	Gorman	Maxwell	Stuart
Beard	Grizzle	McKnight	Thomas
Carlucci	Hair	Myers	Tobiassen
Chamberlin	Henderson	Neal	Trask
Childers, D.	Hill	Peterson	Vogt
Childers, W. D.	Holloway	Poole	Ware
Dunn	Jenne	Scarborough	Williamson
Fechtel	Johnston	Scott	Winn

Nays—None

Votes after roll call:

Yea—McClain, Skinner

The Senate resumed consideration of—

HB 7-D—A bill to be entitled An act relating to postsecondary education; creating s. 240.2012, Florida Statutes, merging the University of North Florida into the University of Florida; creating a merger steering council to accomplish the merger; amending s. 240.207(1), Florida Statutes, increasing the membership of the Board of Regents and reducing the terms of the members; changing certain qualifications for appointment; amending s. 240.209(3) (g) and (i), Florida Statutes, changing provisions relating to review of the statewide university master plan; removing the duty of the board to contract with the accredited independent institutions for educational programs and facilities; creating s. 240.210, Florida Statutes, providing for university boards of trustees; amending s. 240.271(6) and (7), Florida Statutes, providing for the allocation of certain salary adjustments at universities for fiscal year 1980-1981; providing for the consideration of certain faculty travel costs; creating s. 240.145, Florida Statutes, creating the Postsecondary Education Coordinating Commission within the Department of Education and providing its duties; amending and renumbering s. 240.125, Florida Statutes, providing for postsecondary regional advisory consortia; requiring the Board of Regents and the Department of Insurance to study health and accident in-

surance for students within the State University System; requiring the board to study the creation of a teaching hospital at the University of South Florida; amending s. 20.15(4)(c), Florida Statutes, providing for the assignment by the Department of Education of duties to the State Community College Coordinating Board; amending s. 229.053(1), Florida Statutes, authorizing the State Board of Education to assign certain powers to the Commissioner of Education or the State Community College Coordinating Board; amending s. 240.311(1), Florida Statutes, providing for the adoption of rules by the State Board of Education affecting community colleges and their effect upon rules of the Community College Coordinating Board; requiring rules adopted by the coordinating board to include development of a master plan for community colleges; amending s. 240.307(1)(b) and (e), Florida Statutes, relating to membership on the State Community College Coordinating Board; adding a subsection to s. 240.365, Florida Statutes, providing for the cancellation of the registration of students with delinquent accounts; amending s. 381.503, Florida Statutes, transferring certain duties of the Board of Regents and Department of Education to the Commissioner of Education and State Board of Education relating to statewide medical education; amending s. 402.37(1), Florida Statutes, transferring from the Board of Regents to the State Board of Education duties relating to the medical manpower clearinghouse; amending s. 240.401(3)(a) and (c), Florida Statutes, changing qualifications for student state tuition vouchers; amending s. 240.247, Florida Statutes, expanding provisions prohibiting salary discrimination in the State University System; amending s. 240.235(1) and (2), Florida Statutes, relating to the use and allocation of student activity and service fees; amending ss. 136.01 and 136.02, Florida Statutes, relating to the deposit of community college funds in county depositories; adding paragraphs to s. 240.319(3), Florida Statutes, providing additional duties for community college boards of trustees; amending s. 240.301, Florida Statutes, redefining the community college system; providing intent; amending s. 240.203, Florida Statutes, providing additional duties of the State Board of Education; amending and renumbering ss. 240.423, 240.425, 240.427, 240.429, 240.431, 240.433, and 240.435, Florida Statutes, conforming to the act provisions relating to the Florida Student Financial Assistance Authority; providing for audits and legal services; amending s. 240.401(1), (2), and (4), Florida Statutes, transferring certain Department of Education duties with respect to state tuition vouchers to the Florida Student Financial Assistance Authority (created by the act); amending ss. 240.403, 240.405, 240.407, 240.409(1), (2), (4), and (5), 240.411, 240.413, and 240.415, Florida Statutes, similarly transferring other duties to the authority and commission with respect to certain endowment trust funds, grants to teachers in exceptional child education, general scholarship loans, state student assistance grant funds, professional and practical nursing education and scholarships, Seminole and Miccosukee Indian scholarships, student financial aid, and funding for scholarship loan programs; restricting the persons eligible for state student assistance grants; restricting the amount of nursing scholarships; amending the introductory paragraph of s. 240.421, Florida Statutes, requiring the Florida Student Financial Aid Advisory Council to assist the authority rather than the Commissioner of Education and providing for appointment of the council; amending s. 240.437, Florida Statutes, specifically granting certain duties to the authority over student financial aid planning and development; adding subsections to s. 240.441, Florida Statutes, authorizing the authority to issue revenue bonds; amending s. 240.465, Florida Statutes, transferring from the department to the authority and the commission certain duties of the department with respect to delinquent accounts; adding a paragraph to s. 447.203(3), Florida Statutes, to exempt certain persons from career service; amending s. 240.367(1), Florida Statutes, relating to current loans to community college boards of trustees; amending s. 240.377, Florida Statutes, relating to rules of the State Board of Education; amending s. 240.359(3), Florida Statutes, requiring additional estimates of enrollment at community colleges; transferring to the Commissioner of Education certain powers with respect to community college funding; providing intent with respect to the study of proposed mergers of universities; authorizing the establishment of a branch university in Broward County; repealing s. 240.329, Florida Statutes, relating to the residence of community college presidents; repealing s. 240.357, Florida Statutes, relating to the transportation density index for community colleges; repealing s. 229.561, Florida Statutes, relating to education research and development; providing an effective date.

—with pending Amendment 2, which failed.

The vote was:

Yeas—14

Anderson	Chamberlin	Henderson	Scott
Barron	Childers, W. D.	Hill	Thomas
Beard	Frank	McClain	
Carlucci	Grizzle	McKnight	

Nays—26

Mr. President	Holloway	Peterson	Trask
Childers, D.	Jenne	Poole	Vogt
Dunn	Johnston	Scarborough	Ware
Fechtler	MacKay	Skinner	Williamson
Gordon	Maxwell	Steinberg	Winn
Gorman	Myers	Stuart	
Hair	Neal	Tobiassen	

On motion by Senator MacKay, the Senate reconsidered the vote by which Amendment 1 failed.

The question recurred on Amendment 1 which was adopted.

Senator Frank moved the following amendment which failed:

Amendment 3—Strike page 13 lines 28-31 and page 14 lines 1-30

Senator Tobiassen moved the following amendment which was adopted:

Amendment 4—On page 71, between lines 8 and 9, insert: Section 53. Subsection (3) is added to section 240.295, Florida Statutes, to read:

240.295 State University System buildings; approval of construction.—

(3) No proposed project which is to be funded from capital improvement trust fund fees or building fees shall be submitted to the Board of Regents for approval until such project has been approved by the president of the university for which the project is proposed and by the student government association of that university. The approval of the student government association shall be considered binding upon the student government after approval of the project by the Board of Regents, irrespective of any subsequent change in the membership of the association. No substantial change in the scope of the facilities shall be made prior to contract award unless the change is approved by the university president and the student government association. "Substantial change in the scope of the facilities" means the addition or deletion of any building or major portion of a building.

Senators Gordon and Barron offered the following amendment which was moved by Senator Gordon and adopted:

Amendment 5—On page 33, lines 11-16, strike all of said lines and insert: *within the new budget revisions, such funds, together with unexpended The president of the university may reallocate the funds to the health service, intercollegiate athletics, or current bond obligations. Unexpended funds and*

Senator Scarborough presiding

Senator Chamberlin moved the following amendments which failed:

Amendment 6—On line 9 strike everything after the period and strike all of lines 10-27.

Amendment 7—On page 10, lines 17-21, strike all of said lines and renumber

Senator Maxwell moved the following amendment which was adopted:

Amendment 8—On page 38, lines 15-19, strike all of said lines and insert: (1) *Approve, conditionally approve, or disapprove rules and policies submitted by the Board of Regents. Any rule not acted upon by the State Board of Education within 45 days of its receipt by the State Board of Education, shall be filed immediately with the Department of State. If any rule is conditionally approved by the State Board of Education,*

adoption of such rule shall be delayed until the next subsequent meeting of the Board of Regents. The State Board of Education may adopt rules for the coordination, implementation, and planning of a master plan for postsecondary education. Approve all rules adopted by the Board of Regents before they are filed with the Department of State, however, if any rule is not disapproved by the Board of Education within 30 days of its adoption by the Board of Regents, the rule shall immediately be filed with the Department of State.

Senator MacKay moved the following amendment which was adopted:

Amendment 9—On page 18, line 7, insert: (g) Make recommendations pertaining to the plans for implementing the freshman and sophomore years of study at all institutions, except that Florida International University shall be implemented in the manner that the existing state institutions with four year bachelor programs currently possess.

Reletter remaining paragraphs.

Senator Tobiassen moved the following amendment which was adopted:

Amendment 10—On page 5 in title, line 26, after the semicolon "," insert: adding s. 240.295(3), Florida Statutes; providing for submittal of certain proposed projects to the Board of Regents for review;

On motion by Senator MacKay, by two-thirds vote HB 7-D as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Anderson	Hair	Myers	Thomas
Barron	Hill	Peterson	Tobiassen
Childers, D.	Holloway	Poole	Trask
Childers, W. D.	Jenne	Scarborough	Vogt
Dunn	Johnston	Scott	Williamson
Fechtler	Lewis	Skinner	Winn
Gordon	MacKay	Steinberg	
Gorman	Maxwell	Stuart	

Nays—10

Beard	Frank	McClain	Ware
Carlucci	Grizzle	McKnight	
Chamberlin	Henderson	Neal	

Vote after roll call:

Nay to Yea—Ware

On motion by Senator Barron, the Senate reverted to—

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

By direction of the Presiding Officer the following communication was read:

June 10, 1980

Honorable Philip D. Lewis
President, The Florida Senate

Dear Mr. President:

In accordance with Article III, Section 3 of the Florida Constitution and Section 11.011, Florida Statutes, I hereby formally advise and communicate that the following matter is to be included in the Special Legislative Session as called by the Proclamation signed June 8, 1980 by the President and the Speaker and filed June 9, 1980 with the Secretary of State:

(a) Motor Vehicle Safety

Sincerely,
Bob Graham
Governor

On motion by Senator Barron, the Senate reconsidered the vote by which—

CS for SB 1-D—A bill to be entitled An act making supplemental appropriations; providing moneys for the annual periods beginning July 1, 1979 and July 1, 1980, to pay salaries, other expenses, capital outlay—buildings and improvements, and for other specified purposes of the various agencies of state government; supplementing or adjusting items appropriated by chapter 79-212, Laws of Florida; suspending section 25.073(3), Florida Statutes, and portions of chapter 79-212, Laws of Florida; providing an effective date.

—as amended passed this day.

On motion by Senator Barron, the Senate reconsidered the vote by which SB 1-D was read the third time.

Senator Gordon moved the following amendments which were adopted:

Amendment 5—In language following: page 12 specific appropriation 51 D, page 13 specific appropriation 51 G, page 14 specific appropriation 51 J, page 14 specific appropriation 51 Q, page 14 specific appropriation 51 R, page 17 specific appropriation 54 B, strike the phrase "specific appropriation"

Amendment 6—On page 15, paragraphs 1 and 2 of language following specific appropriation 52, strike "Item 52" and insert: specific appropriation 52

Amendment 7—On page 19, insert: as the last sentence in the fourth proviso paragraph on page 19, universities, division of, educational and general heading the following: funds in specific appropriation 55B are contingent upon HB 7-D or similar legislation becoming law.

Amendment 8—On page 19, after the fourth proviso paragraph under the universities, division of, educational and general activities on page 19 add the following new proviso paragraph: fees collected under the authority of CS for SCR 960 (1978) as amended by chapter 79-212, Laws of Florida, shall remain in full force and effect until further modified by subsequent legislative acts.

Amendment 9—On page 20, after specific appropriation 55L insert: The establishment of a lower division program, positions, and funds in specific appropriation 55L are contingent upon HB 7-D or similar legislation becoming law.

Amendment 10—On page 20, after specific 55M insert: The Establishment of a Lower Division Program, Positions and Funds in Specific Appropriation 55M are contingent upon HB 7-D or similar legislation becoming law.

Amendment 11—On page 21, after "specific appropriation 55N" insert: The establishment of a lower division program, positions and funds in specific Appropriation 55N are contingent upon HB 7-D or similar legislation becoming law.

Amendment 12—On page 52, Section 3, after specific Appropriation 3F insert the following: Funds in specific appropriation 3F are to be spent pursuant to a plan for said higher education facilities predicated on a study to be conducted by the Legislature.

Amendment 13—On page 53, Section 7, strike the period (.) and add: ; except, employees who are not covered by a collective bargaining agreement shall receive, in lieu of the Governor's supplementary salary recommendation, an across the board supplementary salary increase equal to 2.5% of their actual August 31, 1980 salary rate.

Senator Fectel moved the following amendment which was adopted:

Amendment 14—

Section 01 P 18	Strike:	Insert:
Item 55		
Salaries and Benefits		
From General Revenue Fund	693,344	764,644

On motion by Senator Gordon, the Senate reconsidered the vote by which Amendment 14 was adopted.

Amendment 14 failed.

Senator Thomas moved the following amendment which was adopted:

Amendment 15—

Section 01	Strike:	Insert:
Item 15E Add		
Lump Sum		
Transfer of PSC Hearings Examiners		
Positions		8
From Administrative Trust Fund		267, 278

Funds are provided in specific appropriation 15E to increase the salary of each public service commission hearing examiner to a level comparable with hearing officers of the Division of Administrative Hearings.

On motion by Senator Gordon, by two-thirds vote CS for SB 1-D was read the third time by title.

Senator Thomas moved the following amendment which was adopted by two-thirds vote:

Amendment 16—

Section 01	Strike:	Insert:
Item		
Positions	30	22
99 Salaries and Benefits		
From Regulatory Trust Fund	550,030	319,752

Strike existing proviso and insert: Funds are provided in specific appropriation 99 to upgrade the salary level of the Public Service Commissioners to the Salary Level of the Judges of the District Courts of Appeal.

10A Expenses

From Regulatory Trust Fund	135,806	98,806
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CS for SB 1-D passed as amended, was ordered engrossed and then certified to the House. The vote on passage was:

Yeas—30

Anderson	Hair	McKnight	Steinberg
Barron	Hill	Myers	Thomas
Childers, D.	Holloway	Neal	Tobiassen
Childers, W. D.	Jenne	Peterson	Trask
Dunn	Johnston	Poole	Williamson
Frank	MacKay	Scarborough	Winn
Gordon	Maxwell	Scott	
Grizzle	McClain	Skinner	

Nays—9

Beard	Fectel	Stuart	Ware
Carlucci	Gorman	Vogt	
Chamberlin	Henderson		

On motion by Senator Barron, the Senate reconsidered the vote by which—

SB 7-D—A bill to be entitled An act relating to ad valorem tax relief; creating part II of chapter 196, Florida Statutes; providing for relief from ad valorem taxes by means of grants to qualified renter households for taxes paid indirectly through rent; providing definitions and procedures; providing for administration by the Department of Revenue; providing penalties; providing for attorneys' fees; providing for confidentiality; providing a penalty; providing an appropriation; providing an effective date.

—passed this day. On motion by Senator Barron, the Senate reconsidered the vote by which HB 7-D was read the third time.

On motion by Senator Barron, the Senate reconsidered the vote by which Amendment 5 was adopted. By permission, Amendment 5 was withdrawn.

The President presiding

On motion by Senator Barron, by two-thirds vote HB 7-D as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Gorman	Peterson	Tobiassen
Anderson	Hair	Poole	Trask
Barron	Hill	Scarborough	Vogt
Childers, D.	Holloway	Scott	Ware
Childers, W. D.	Jenne	Skinner	Williamson
Dunn	Johnston	Steinberg	Winn
Fechtel	MacKay	Stuart	
Gordon	Maxwell	Thomas	

Nays—9

Beard	Frank	McClain	Neal
Carlucci	Grizzle	McKnight	
Chamberlin	Henderson		

Vote after roll call:

Yea—Myers

CORRECTION AND APPROVAL OF JOURNAL

The Journal of June 9 was corrected and approved.

On motion by Senator Barron, the Senate adjourned at 6:27 p.m. to convene at 9:30 a.m., Wednesday, June 11, 1980.