



Journal of the Senate

Number 3

Friday, April 10, 1981

INTRODUCTION AND REFERENCE OF BILLS

First Reading

The following bills are offered for introduction. This constitutes first reading as provided in Article III, Section 7 of the Constitution and the bills are referred as indicated.

By Senator Margolis—

SB 518—A bill to be entitled An act relating to the Department of State; creating s. 265.290, Florida Statutes, establishing the Coconut Grove Playhouse Trust Fund; providing for administration and for sources of revenue for such fund; providing uses for moneys deposited in the fund; providing an effective date.

—was referred to the Committees on Governmental Operations and Appropriations.

By Senator Vogt—

SB 519—A bill to be entitled An act relating to condominiums; amending s. 718.112(2)(b), Florida Statutes, 1980 Supplement, relating to condominium bylaws, to prohibit persons from being designated to hold more than five proxies for any purpose; providing an effective date.

—was referred to the Committee on Economic, Community and Consumer Affairs.

By Senator Vogt—

SB 520—A bill to be entitled An act relating to bonds; amending s. 215.84(2)(b) and (7), Florida Statutes, 1980 Supplement, to delete an exemption from the term "revenue bonds" with respect to water and sewer districts and to include such districts within the law dealing with the maximum rate of interest with respect to government bonds; providing an effective date.

—was referred to the Committee on Finance, Taxation and Claims.

By Senators Stevens and Hill—

SB 521—A bill to be entitled An act relating to the Perinatal Advisory Council; reviving and readopting s. 383.20, Florida Statutes, notwithstanding the Sundown Act; providing for future repeal and legislative review of said section; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

By Senator Anderson—

SB 522—A bill to be entitled An act relating to education; creating s. 232.257, Florida Statutes, to provide for a school safety fund; providing a formula for distribution; providing duties for school districts; providing responsibilities of the Commissioner of Education; providing for rules; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Anderson—

SB 523—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515(2)(a), Florida Statutes; providing that responsibility for the location, handling,

and disposal of explosive devices shall qualify certain law enforcement officers for special risk membership; providing that special risk members who are assigned to administrative support duties for certain purposes shall continue special risk status for the period of such assignment; providing for retroactive application; providing an effective date.

—was referred to the Committees on Personnel, Retirement and Collective Bargaining; Governmental Operations; and Appropriations.

By Senator Vogt—

SB 524—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; amending s. 20-19(3)(c) and (4)(f), Florida Statutes, 1980 Supplement, renaming the Mental Health Program Office of the department; requiring alcohol and drug abuse programs at the district level; amending s. 394.4674(2)(e), Florida Statutes, 1980 Supplement, and s. 394.67(5), Florida Statutes, to conform; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

By Senator Anderson—

SB 525—A bill to be entitled An act relating to nursing homes; amending s. 400.23(6), Florida Statutes, 1980 Supplement; authorizing the Department of Health and Rehabilitative Services to declare certain nursing homes ineligible to receive payments under the State Medical Assistance Program; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

By Senator Ware—

SB 526—A bill to be entitled An act relating to alcoholism; amending s. 396.105, Florida Statutes; adding the sheriff and chief of police to list of persons who may petition the court to commit a person who is a habitual abuser; making it a criminal offense for a person to leave an alcohol treatment program in certain situations; providing a penalty; authorizing the court to suspend penalty; making it a criminal offense to be found intoxicated in a public place within 6 months after completion of a treatment program; providing a penalty; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

By Senator Frank—

SB 527—A bill to be entitled An act relating to school health services programs; repealing s. 402.32(3)(c), (4)(c), Florida Statutes; deleting provisions relating to "emergency health needs"; providing an effective date.

—was referred to the Committee on Education.

By Senator Maxwell—

SB 528—A bill to be entitled An act relating to education; requiring the Department of Education, in cooperation with certain expert researchers, and certain school district personnel to conduct certain studies and develop and submit to the Legislature reports of program cost review procedures for evaluating program category cost, to be used in the Florida Education Finance Program; providing an appropriation; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senators Poole and Stevens—

SB 529—A bill to be entitled An act relating to public assistance; adding a new section to chapter 409, Florida Statutes; providing legislative intent; providing for establishment of a public assistance workfare program to be implemented only under certain circumstances; providing conditions related to registration of recipients of public assistance, criteria and procedures under which recipients are to be assigned to perform certain public work, approval of public work projects by the Secretary of Labor and Employment Security, determination of hours in accordance with certain wage rates, and loss of eligibility for public assistance; providing for resolution of state/federal conflicts; providing for promulgation of rules; providing effective dates.

—was referred to the Committees on Health and Rehabilitative Services, and Appropriations.

By Senators Poole and Stevens—

SB 530—A bill to be entitled An act relating to workfare; requiring the State of Florida, through the Department of Health and Rehabilitative Services, to annually reimburse local governmental entities participating in workfare projects for costs incurred and documented; providing exclusions; providing an annual appropriation; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services, and Appropriations.

By Senator Henderson—

SB 531—A bill to be entitled An act relating to the Department of State; creating a new part I of chapter 266, Florida Statutes, and renumbering existing parts I-VII of said chapter; amending ss. 267.061(2)(c), 267.071, Florida Statutes; renumbering s. 267.09, Florida Statutes, and amending s. 267.09(2), Florida Statutes; adding s. 20.10(2)(h), Florida Statutes, 1980 Supplement; providing definitions; creating the Division of Florida Heritage Programs and providing powers and duties thereof; creating the Heritage Programs Trust Fund; providing duties of the Division of Archives, History, and Records Management; removing a limitation on the use of state funds by the Bureau of Historic Sites and Properties; authorizing the transfer of certain powers and duties to the Division of Florida Heritage Programs; repealing ss. 266.410, 266.507, Florida Statutes, relating to powers of the Secretary of State over historic preservation boards of trustees; providing an effective date.

—was referred to the Committees on Governmental Operations and Appropriations.

By Senator Hill—

SB 532—A bill to be entitled An act relating to peremptory challenges of prospective jurors; repealing s. 913.08, Florida Statutes, which prescribes the number of peremptory challenges to be allowed the state and criminal defendants; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Hill—

SB 533—A bill to be entitled An act relating to construction projects; creating s. 255.054, Florida Statutes; establishing a system of qualification of prospective bidders on certain state-funded projects; requiring the Department of General Services to maintain a list of qualified bidders; requiring certain information to be filed with the department; amending s. 235.31(1), (2), Florida Statutes; conforming language; providing an effective date.

—was referred to the Committees on Commerce and Governmental Operations.

By Senator Hill—

SB 534—A bill to be entitled An act relating to homestead tax exemptions; amending s. 196.031(1), Florida Statutes, 1980 Supplement; prescribing qualifications for property owners who seek homestead exemptions; providing an effective date.

—was referred to the Committee on Finance, Taxation and Claims.

By Senator Vogt—

SB 535—A bill to be entitled An act relating to regulation of shrimp traps; amending s. 370.15(5), Florida Statutes; providing that the shape or configuration of shrimp traps are not restricted so long as the trap meets certain specifications; providing that certain shrimp traps shall not be considered pound nets; providing an effective date.

—was referred to the Committee on Natural Resources and Conservation.

By Senators Stuart and Jennings—

SB 536—A bill to be entitled An act relating to state parks; creating s. 258.082, Florida Statutes; designating certain lands in Orange County, Florida, now owned by the state, as the William Beardall-Tosohatchee State Park; providing management policy directives to the Division of Recreation and Parks of the Department of Natural Resources; providing an effective date.

—was referred to the Committee on Natural Resources and Conservation.

By Senator Stuart—

SB 537—A bill to be entitled An act relating to the wearing of hoods or masks; creating s. 876.155, Florida Statutes; limiting applicability of the prohibitions against wearing hoods, masks, or similar devices; providing severability; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senators Maxwell, McKnight, Trask and Peterson—

SCR 538—A concurrent resolution commending the basketball team of Florida Southern College.

—was referred to the Committee on Rules and Calendar.

By Senator Barron—

SCR 539—A concurrent resolution dedicating the 1981 edition of the Florida Statutes to the memory of Jerry Thomas.

—was referred to the Committee on Rules and Calendar.

By Senator Barron—

SR 540—A Senate Resolution in memory of Jerry Thomas.

—was referred to the Committee on Rules and Calendar.

By Senators Jennings and Jenkins—

SB 541—A bill to be entitled An act relating to public education; amending s. 228.121, Florida Statutes, 1980 Supplement, to provide that students who are nonresidents, or whose guardians are nonresidents, of a school district may be admitted to the district's schools according to certain criteria; requiring a non-resident tuition fee computed according to district expenditures, and providing exceptions; providing for verification of residency and guardianship; providing for the collection, remittance, and use of tuition fees; exempting nonresident students from inclusion in Florida Education Finance Program computations and from requirements for regular school attendance; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Jennings—

SB 542—A bill to be entitled An act relating to public-supported pension plans; adding subsection (3) to s. 112.65, Florida Statutes; providing limitations on reemployment by any public employer applicable to any member of any public-supported pension plan; providing an exception; providing an effective date.

—was referred to the Committees on Personnel, Retirement and Collective Bargaining; and Appropriations.

By Senator Jennings—

SB 543—A bill to be entitled An act relating to local government bonds; repealing s. 130.012, Florida Statutes, relating to the maximum rate of interest allowed with respect to local bonds, certificates, or other obligations; providing an effective date.

—was referred to the Committees on Economic, Community and Consumer Affairs; and Finance, Taxation and Claims.

By Senator Ware—

SB 544—A bill to be entitled An act relating to banking; amending s. 660.41(8), Florida Statutes, 1980 Supplement; providing that Florida corporations registered as a transfer agent with certain federal agencies shall not be prevented from acting as a transfer agent for other private corporations; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Maxwell—

SB 545—A bill to be entitled An act relating to elections; amending ss. 97.063, 97.0631, 101.692(3), 101.694(3), Florida Statutes, and s. 98.081, Florida Statutes, 1980 Supplement; specifying eligibility for absentee registration; correcting cross-references; changing the application for absentee registration to an absentee registration form; providing that a registration is effective for subsequent elections if received after the books are closed; providing that the federal postcard application constitutes notice of status; authorizing the Division of Elections to adopt specifications for envelopes under specified circumstances; repealing s. 97.064, Florida Statutes, relating to registration of federal employees and military personnel; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Maxwell—

SB 546—A bill to be entitled An act relating to education; amending s. 232.26(1)(b), Florida Statutes; allowing a school principal to suspend a student without first employing parental assistance or other alternative measures in certain circumstances; providing an effective date.

—was referred to the Committee on Education.

REPORTS OF COMMITTEES

The Committee on Agriculture recommends the following pass: SB 204

The Committee on Commerce recommends the following pass: SB 111 with 4 amendments

The Committee on Corrections, Probation and Parole recommends the following pass: SB 205 with 5 amendments, SB 375

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 197 with 2 amendments

The Committee on Education recommends the following pass: SB 208, SB 222 with 1 amendment, SB 266 with 2 amendments, SB 320 with 2 amendments

The Committee on Natural Resources and Conservation recommends the following pass: SB 5 with 2 amendments, SB 261, SB 285

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Agriculture recommends the following pass: SB 180

The bill was referred to the Committee on Commerce under the original reference.

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 236 with 1 amendment

The bill was referred to the Committee on Corrections, Probation and Parole under the original reference.

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 317

The Committee on Governmental Operations recommends the following pass: SB 38

The bills contained in the foregoing reports were referred to the Committee on Finance, Taxation and Claims under the original reference.

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 369

The bill was referred to the Committee on Governmental Operations under the original reference.

The Committee on Health and Rehabilitative Services recommends the following pass: SB 30

The bill was referred to the Committee on Judiciary-Civil under the original reference.

The Committee on Transportation recommends the following pass: SB 356

The bill was referred to the Committee on Personnel, Retirement and Collective Bargaining under the original reference.

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 235 with 1 amendment

The bill was referred to the Committee on Transportation under the original reference.

The Committee on Agriculture recommends the following pass: SB 303, SB 348

The Committee on Commerce recommends the following pass: SB 217

The Committee on Corrections, Probation and Parole recommends the following pass: SB 50 with 2 amendments, SB 297 with 2 amendments, SB 382

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 115, SB 366, SB 373, SB 179 with 2 amendments, SB 322 with 2 amendments

The Committee on Education recommends the following pass: SB 189, SB 203

The Committee on Governmental Operations recommends the following pass: SB 19, SB 144, SB 224, SB 259 with 1 amendment, SB 287, SB 304

The Committee on Health and Rehabilitative Services recommends the following pass: SB 6, SB 186 with 2 amendments

The Committee on Judiciary-Criminal recommends the following pass: SB 254 with 1 amendment, SB 350, SB 31 with 2 amendments, SB 307 with 1 amendment

The Committee on Natural Resources and Conservation recommends the following pass: SB 262

The Committee on Transportation recommends the following pass: SB 289 with 3 amendments, SB 334 with 3 amendments, SB 346 with 3 amendments, SB 374

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Corrections, Probation and Parole recommends the following not pass: SB 166

The Committee on Governmental Operations recommends the following not pass: SB 143

The Committee on Judiciary-Criminal recommends the following not pass: SB 174, SB 210

The bills contained in the foregoing reports were laid on the table.

The Committee on Governmental Operations recommends a committee substitute for the following: SB 26

The bill with committee substitute attached was referred to the Committee on Appropriations under the original reference.

The Committee on Commerce recommends committee substitutes for the following: SB 110, SB 112

The bills with committee substitutes attached were referred to the Committee on Finance, Taxation and Claims under the original reference.

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 16

The bill with committee substitute attached was referred to the Committee on Governmental Operations under the original reference.

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 58

The bill with committee substitute attached was referred to the Committee on Judiciary-Criminal under the original reference.

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 327

The bill with committee substitute attached was referred to the Committee on Personnel, Retirement and Collective Bargaining under the original reference.

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 294

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 380

The Committee on Governmental Operations recommends a committee substitute for the following: SB 239

The bills with committee substitutes attached contained in the foregoing reports were placed on the calendar.

CORRECTION OF JOURNAL

The Journal of April 7 was corrected as follows:

Page 39, column 1, strike lines 15 through 32 and insert:

SB 366—A bill to be entitled An act relating to airports owned and operated by a county; amending s. 125.021, Florida Statutes; providing that a lien for certain charges and fees attaches to any aircraft owned or operated by a person owing such charges and fees; deleting the exclusion of persons under periodic payment contracts from penalties for removing or attempting to remove aircraft after service or posting of notice of a lien; providing an effective date.

Page 38, column 1 from bottom, strike lines 1 and 2; column 2, strike lines 1 through 5 and insert:

SB 358—A bill to be entitled An act relating to community colleges; amending s. 240.359(3)(d), Florida Statutes, 1980 Supplement; deleting requirement that elderly persons be enrolled at no charge under certain circumstances; providing an effective date.

The Journal of April 8 was corrected as follows:

Page 78, column 2, strike lines 10 through 14 and insert:

SB 460—A bill to be entitled An act relating to health care of the aged; requiring each county health department to cooperate with the Department of Health and Rehabilitative Services in the establishment and maintenance of gerontology clinics; providing for staffing; requiring the department to establish a pilot program staffed by a geriatric nurse specialist; requiring program evaluation; providing an appropriation; providing an effective date.