



Journal of the Senate

Number 14

Thursday, May 14, 1981

BILL ACTION SUMMARY

Thursday, May 14

- H 197 Substituted for C/S SB 178 Passed as amended; YEAS 38 NAYS 0
- H 389 Substituted for SB 911 Passed; YEAS 40 NAYS 0
- H 401 Substituted for SB 791 Passed; YEAS 40 NAYS 0
- H 409 Substituted for SB 910 Passed; YEAS 40 NAYS 0
- H 720 Substituted for SB 1108 Passed; YEAS 40 NAYS 0
- H 728 Substituted for SB 769 Passed as amended; YEAS 40 NAYS 0 Immediately certified
- H 1028 Adopted; YEAS 38 NAYS 0
- S 6 Passed as amended; YEAS 40 NAYS 0
- S 54 C/S passed as amended; YEAS 36 NAYS 0
- S 85 Concurred. Passed as amended; YEAS 37 NAYS 0; Reconsidered
- S 130 Refused to concur in one amendment; Concurred in amendments totaling 2; Amendment to House amendment adopted; C/S passed as amended; YEAS 38 NAYS 0
- S 133 Refused to concur, requested House to recede
- S 137 Concurred in one amendment; Refused to concur in one amendment; Amendment to House amendment adopted; C/S passed as amended; YEAS 38 NAYS 0
- S 178 Iden./Sim. House Bill substituted refer to HB 197
- S 182 C/S passed as amended; YEAS 39 NAYS 0
- S 204 Passed; YEAS 39 NAYS 0
- S 219 Refused to concur; Requested House to recede
- S 220 Amendment to House amendment adopted; Concurred in amendments totaling 2; C/S passed as amended; YEAS 39 NAYS 0
- S 231 Refused to concur; Requested House to recede
- S 233 Concurred in amendments totaling 2 amendments to House Amendments adopted C/S passed as amended; YEAS 39 NAYS 0
- S 308 Passed as amended; YEAS 35 NAYS 0
- S 319 Passed as amended; YEAS 35 NAYS 0
- S 381 Passed; YEAS 38 NAYS 0
- S 385 Passed; YEAS 31 NAYS 0
- S 393 Passed as amended; YEAS 32 NAYS 3
- S 446 C/S passed; YEAS 36 NAYS 0
- S 479 Passed as amended; YEAS 40 NAYS 0
- S 510 C/S passed as amended; YEAS 40 NAYS 0
- S 521 Passed; YEAS 38 NAYS 0
- S 544 Passed; YEAS 39 NAYS 0
- S 582 Passed as amended; YEAS 37 NAYS 0
- S 585 C/S passed as amended; YEAS 39 NAYS 0
- S 598 Concurred Passed as amended; YEAS 39 NAYS 0
- S 613 Passed as amended; YEAS 37 NAYS 1
- S 631 C/S passed; YEAS 35 NAYS 0
- S 647 Adopted; YEAS 36 NAYS 0
- S 769 Iden./Sim. House Bill substituted, refer to HB 728
- S 791 Iden./Sim. House Bill substituted, refer to HB 401
- S 797 Passed; YEAS 34 NAYS 0
- S 838 Passed; YEAS 30 NAYS 0
- S 886 Passed; YEAS 34 NAYS 0
- S 910 Iden./Sim. House Bill substituted, refer to HB 409
- S 911 Iden./Sim. House Bill substituted, refer to HB 389
- S 1014 Amendments adopted, amendment pending
- S 1107 Passed; YEAS 40 NAYS 0
- S 1108 Iden./Sim. House Bill substituted, refer to HB 720
- S 1009 Passed; YEAS 40 NAYS 0
- S 1119 Adopted; YEAS 38 NAYS 0

All bills passed were immediately certified to the House. The Senate convened at 9 a.m. and recessed at 12 noon.

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 Vogt—

SB 1111—A bill to be entitled An act relating to Brevard County; authorizing Brevard County to sell, lease or otherwise dispose of county-owned property within the Gateway Center Industrial Park as described herein by private sale or transaction; providing an exception to ss. 125.35-125.38, Florida Statutes; declaring private sales and transactions of property in Gateway Center Industrial Park to serve a public purpose; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Economic, Community and Consumer Affairs; and Rules and Calendar.

By Senators Kirkpatrick, Thomas, Skinner and Barron—

SR 1112—A resolution honoring Robert R. Treweek, of Gainesville, Florida, who has been elected President of the Independent Insurance Agents of America, Inc.

—was referred to the Committee on Rules and Calendar.

By Senator Kirkpatrick—

SB 1113—A bill to be entitled An act relating to Putnam County Development Authority; adding s. 9(15), chapter 61-2727, Laws of Florida; confirming and ratifying the authority of the authority to issue bonds and possess all powers of a local agency under the provisions of part II, chapter 159, Florida Statutes; specifying that projects financed under such provisions need not be located on property of the authority and bonds issued thereunder need not be validated under chapter 75, Florida Statutes; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Economic, Community and Consumer Affairs; and Rules and Calendar.

By Senator Kirkpatrick—

SB 1114—A bill to be entitled An act relating to Marion County; creating the Dunnellon Airport Authority; providing for a short title; fixing and establishing the boundaries of the Dunnellon Airport Authority; defining the terms "airport facilities," "authority" and "cost" as used in the act; prescribing the membership of the authority, the authority to sign checks, and reimbursement of expenses; prescribing the powers of the authority; prescribing the terms and conditions under which the authority may issue bonds; providing the authority with the power to fix and revise rates, fees and other charges; prescribing a trust agreement; providing for contribution from the Board of County Commissioners of Marion County; providing for trust funds; prescribing remedies for holders of bonds issued under the terms of this act; providing for the authority to issue refunding bonds; providing severability; providing tax exempt status to the authority; providing for administrative procedures; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Kirkpatrick—

SB 1115—A bill to be entitled An act relating to Union County; amending sections 17 and 30 of chapter 63-1499, Laws of Florida, relating to the Charter of the City of Lake Butler, to increase terms of city council members from 2 to 4 years, to provide for staggering of terms, and to provide for the holding of elections pursuant thereto every other year, rather than every year; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Dunn—

SR 1116—A resolution recognizing General Douglas MacArthur for his exemplary service to the United States.

—was referred to the Committee on Rules and Calendar.

By Senators Frank, McClain and Beard—

SB 1117—A bill to be entitled An act relating to Hillsborough County; establishing a solid waste disposal and resource recovery system within the territorial boundaries of Hillsborough County; providing for the disposal of all solid waste generated or brought within the county; authorizing the financing, acquisition, construction, and operation of solid waste disposal and resource recovery facilities; providing definitions; providing a declaration of policy; authorizing Hillsborough County, the City of Tampa, the City of Temple Terrace, and the City of Plant City to enter into an interlocal agreement or interlocal agreements to effect the financing, acquisition, construction, improvement, operation, and maintenance of a solid waste disposal and resource recovery system by Hillsborough County or one of the Cities as a lead agency; providing exclusive powers to control the solid waste disposal and resource recovery facilities and the disposition of solid waste; providing for the sale of resources recovered and energy generated by the facilities; authorizing the use of rights-of-way, easements and other similar property rights of the state and its local agencies; providing that an interlocal agreement or interlocal agreement authorized by this act shall, unless stated to the contrary in the event of conflict, supersede any other agreement or agreements among Hillsborough County and specified cities relating to solid waste disposal and the development of energy and recovery of resources therefrom; providing an exemption from Public Service Commission regulation; providing for the application of the Florida Electrical Power Plant Siting Act to the constituent facilities of any solid waste disposal and resource recovery system authorized by this act; prescribing standards with which any solid waste disposal and resource recovery system covered by this act must conform; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Natural Resources and Conservation and Rules and Calendar.

By Senator Vogt—

SB 1118—A bill to be entitled An act relating to Brevard County; adding section 26 to chapter 63-1143, Laws of Florida, relating to Titusville-Cocoa Airport District in Brevard County and the City of Titusville; limiting the use of certain real property owned by Titusville-Cocoa Airport District; prohibiting the Authority from impairing the use of certain property as a public well field; limiting the right of alienation on certain property; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator McKnight—

SR 1119—A resolution recognizing and commending Florida's Foreign Consular Corps.

—was referred to the Committee on Rules and Calendar.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1200 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Appropriations—

HB 1200—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1981 and ending June 30, 1982, except as otherwise provided within, to pay salaries, other expenses, capital outlay-buildings and improvements and for other specified purposes of the various agencies of state government; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 141, HB 182 and HB 478 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Kelly—

HB 141—A bill to be entitled An act relating to fraudulent practices; amending s. 817.235, Florida Statutes, increasing the penalty for the removal or alteration of identification marks on personal property and for the illegal possession of property with altered identification marks; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Representative Crotty and others—

HB 182—A bill to be entitled An act relating to cruelty to animals; amending s. 828.13, Florida Statutes; prohibiting certain abandonment of animals; providing a penalty; providing an effective date.

—was referred to the Committee on Agriculture.

By Representative Burrall—

HB 478—A bill to be entitled An act relating to health facilities and health services planning; adding a new subsection (4) to s. 381.494, Florida Statutes, 1980 Supplement, providing that, with respect to facilities treating or seeking to treat alcohol, drug, or psychiatric inpatients and applying for a certificate of need pursuant thereto, need shall be determined based on certain criteria; providing an effective date.

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

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 251 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Criminal Justice and Representative Tygart—

CS for HB 251—A bill to be entitled An act relating to victims of crimes; amending s. 960.03(7), Florida Statutes, 1980 Supplement, and adding a new subsection (2), providing a definition; redefining "victim"; amending s. 960.09(3), Florida Statutes, 1980 Supplement, clarifying certain notice requirements; assessing certain appellate costs; providing appellate procedural rules; clarifying authority of deputy commissioners when conducting hearings on claims; creating s. 960.095, Florida Statutes, providing for the appointment of guardians for minors or incompetents; amending s. 960.13(2), (3) and (6), Florida

Statutes, 1980 Supplement, and adding a new subsection (4), prohibiting awards for emotional or mental injury; providing an effective date.

—was referred to the Committees on Governmental Operations and Judiciary-Criminal.

The Senate was called to order by the President at 9:00 a.m. A quorum present—40:

Mr. President	Hair	Margolis	Skinner
Anderson	Henderson	Maxwell	Steinberg
Barron	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiasen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn

Prayer by Dr. H. Edgar Twine, Pastor, Riverside Baptist Church, Jacksonville:

This is the day which the Lord has made. Let us rejoice and be glad in it.

Almighty God and Heavenly Father, we give you thanks for this good new day which has come by your divine mercy to us. We give you thanks for this fair land in which we dwell and for the opportunities you give us daily to live in it with you and with one another.

Forgive us, O Lord, for personal failings and corporate misdeeds. Create within us a new and right spirit so that we may have the kind of caring respect for ourselves and others which you have for us.

We pray that your divine blessings of wisdom and compassion may be the goodly heritage of this important legislative body. Give unto our Governor and Cabinet and all who make important decisions in our state government the wisdom to know how to lead and the integrity and courage to pursue with vigor that right leading. So move this day and in the days ahead in the affairs of this assembly that some small step may be taken to promote the happiness, the safety, and the prosperity of the people of this state.

Grant your healing strength and presence to the Pope in Rome in his hour of need. Cause us all to work more intently toward a peaceful and healthy world of people who will not think of violence against others and will never in the least way condone it in others.

We offer our prayers and we commit our lives to be under your sovereignty and grace so that we may ever appear before the people worthy of the trust you and they have placed in us. Amen.

The Senate pledged allegiance to the flag of the United States of America.

Votes Recorded

Senator McKnight was recorded as voting "yea" on the following bills which passed May 6: House Bills 603, 604, Senate Bills 256, 284, 161, 74, 81, 84, 98, 116, 117, 120, 121, 100, 125, 127, 102, 128, 375, CS for SB 120, CS for SB 122, CS for SB 124, SR 540 and SR 1110.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, May 14, 1981: LOCAL BILLS: SB 769, SB 791, SB 806, SB 910, SB 911, SB 1107, SB 1108, SB 1109 GENERAL BILLS: SB 521, CS for SB 631, CS for SB 446, CS for SB 510, SB 582, SB 1014, SB 479, SB 544, SB 613, CS for Senate Bills 585 and 358, SB 381, CS for Senate Bills 178, 377 and 527, SB 6, SB 204, CS for SB 182, SB 393, SB 308, SB 838, SB 797, SB 886, CS for SB 54, SB 385, SB 319, SB 387, SB 417, SB 440, SB 550, SB 551, SB 537, SB 390, SB 800, SB 570, SB 567, SB 700, CS for SB 977, SB 433, SB 168, SB 927

Respectfully submitted,
Edgar M. Dunn, Jr., Chairman

The Committee on Finance, Taxation and Claims recommends the following pass: SB 494 with 1 amendment, SB 684 with 2 amendments, SB 683 with 1 amendment

The bills were referred to the Committee on Appropriations under the original reference.

The Committee on Finance, Taxation and Claims recommends the following pass: SB 1077

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

The Committee on Finance, Taxation and Claims recommends the following pass: CS for SB 895 with 1 amendment, CS for SB 847 with 1 amendment

The bills were referred to the Committee on Rules and Calendar under the original reference.

The Committee on Finance, Taxation and Claims recommends the following pass: CS for SB 110, CS for SB 113, CS for SB 258 with 3 amendments, SB 341 with 1 amendment, SB 367, CS for SB 753 with 1 amendment, SB 834, SB 894, SB 935, SB 947, SB 1000

The Committee on Rules and Calendar recommends the following pass: SJR 27, SB 723, SB 726, SB 727, SB 728, SB 729, SB 730 with 6 amendments, SB 927 with 2 amendments, SB 1007

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

The Committee on Finance, Taxation and Claims recommends the following not pass: SB 639, SB 813

The bills were laid on the table.

The Committee on Education recommends a committee substitute for the following: SB 583

The Committee on Governmental Operations recommends committee substitutes for the following: SB 344, SB 354

The Committee on Judiciary-Civil recommends committee substitutes for the following: SB 398, SB 400

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

The Committee on Governmental Operations recommends a committee substitute for the following: SB 895

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 1050

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

The Committee on Transportation recommends a committee substitute for the following: SB 780

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

The Committee on Education recommends committee substitutes for the following: SB 407, SB 489

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: SB 620, SB 902

The Committee on Governmental Operations recommends a committee substitute for the following: SB 866

The Committee on Judiciary-Civil recommends committee substitutes for the following: Senate Bills 656, 586 and 336; SB 973

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 745

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

Bills Re-referred Pursuant to Rule 4.6

SB 912 and SB 1105 were re-referred to the Committee on Natural Resources and Conservation as the first committee of reference.

Standing Committee Appointments

The President announced the appointment of Senators Frank, Jenne, Kirkpatrick, Margolis, Steinberg and Stuart to the Committee on Rules and Calendar.

REQUESTS FOR EXTENSION OF TIME

May 8, 1981

The Committee on Judiciary-Criminal requests an extension of 15 days for consideration of the following: SB 565, SB 657, SB 746, SB 750, SB 752, SB 870, SB 872, SB 881, SB 884, SB 888, SB 891, SB 984, SB 990, SB 993, SB 1020, SB 1030, SB 1032, SB 1054, SB 516, SB 559, SB 581, SB 776

May 11, 1981

The Committee on Education requests an extension of 15 days for consideration of the following: SB 528, SB 546

The Special Master-Claims requests an extension of 15 days for consideration of the following: SB 140

The Committee on Natural Resources and Conservation requests an extension of 15 days for consideration of the following: SB 536, SB 621, SB 629, SB 697, SB 765, SB 873, SB 876, SB 904, SB 913, SB 915, SB 931, SB 939, SB 955, SB 960, SB 967, SB 971, SB 1028, SB 1042, SB 1058

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following: SB 707, SB 733, SB 793, SB 879, SB 883, SB 885, SB 921, SB 944, SB 946, SB 948, SB 949, SB 966, SB 978, SB 979, SB 985, SB 986, SB 1017, SB 1018, SB 1022, SB 1039, SB 1041 SB 1059

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following: SB 14, SB 23, SB 35, SB 118, SB 129, SB 201, SB 359, SB 389, SB 395, SB 857

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: SB 1, SR 40, SR 65, SJR 67, SCR 114, SB 158, SCR 305, SJR 372

The Committee on Agriculture requests an extension of 15 days for consideration of the following: HB 165, SB 70, SB 422

May 12, 1981

The Committee on Education requests an extension of 15 days for consideration of the following: SB 694, SB 698, SB 699, SB 734, SB 739, SB 751, SB 755, SB 758, SB 767, SB 778, SB 782, SB 798, SB 804, SB 818, SB 858, SB 875, SB 899, SB 901, SB 932, SB 954, SB 956, SB 965, SB 1004, SB 1008, SB 1013, SB 1015, SB 1045, SB 355

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: SB 455, SJR 469, SJR 472, SM 487, SJR 488, SR 647

The Committee on Commerce requests an extension of 15 days for consideration of the following: SB 292, SB 394, SB 573, SB 614, SB 615, SB 626, HB 125

The Committee on Appropriations requests an extension of 15 days for consideration of the following: SB 7, SB 12, SB 18, SB 21, SB 34, SB 39, CS for SB 82, CS for SB 103, SB 111, SB 145, SB 147, CS for SB 148, SB 163, SJR 169, SJR 192, SB 197, CS for SB 198, SB 205, SB 206, CS for SB 207, SB 208, SB 212, SB 213, CS for SB 215, SB 222, SB 227, SB 235, SB 236, SB 261, SB 266, SB 274, SB 275, SB 283, SB 285, SB 310, SB 318, CS for SB 326, CS for SB 327, CS for SB 328, SB 330,

SB 333, CS for SB 343 and CS for SB 58, CS for SB 344, CS for SB 354, CS for SB 362, SB 363, SB 375, SB 397, CS for SB 398, SB 399, CS for SB 400, SB 401, SB 402, SB 403, SB 404, SB 430, SB 447, SB 454, CS for SB 460, SB 465, SB 475, SB 476, SB 478, SB 482, SB 493, SB 500, SB 501, SB 502, SB 514, CS for SB 515, SB 522, SB 541, SB 542, SB 557, SB 564, SB 571, CS for SB 583, SB 584, SB 595, SB 603, SB 604, CS for SB 606, SB 610, SB 618, SB 624, SB 625, SB 632, SB 640, SB 641, CS for SB 654, SB 655, SB 672, SB 676, SB 678, SB 688, CS for SB 689, SB 703, SB 709, SB 712, SB 738, SB 749, SB 754, SB 760, SB 772, SB 773, SB 783, SB 814, SB 827, CS for SB 841, SB 853, SB 867, SB 905, SB 909, SB 962, SJR 974, SJR 1005, SB 1043, SB 1063, SB 1106, HB 20, HB 355

May 13, 1981

The Committee on Education requests an extension of 15 days for consideration of the following: SB 594, SB 600, SB 601, SB 608, SB 619

The Committee on Transportation requests an extension of 15 days for consideration of the following: SB 497, SB 669, SB 680

The Committee on Judiciary-Civil requests an extension of 15 days for consideration of the following: SB 9, SB 15, SB 25, SB 29, SB 61, SB 273, SB 453, SB 545, SB 691, HB 338, HB 467

May 14, 1981

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following: SB 434, SB 457, SB 531, CS for SB 578, SB 819, HB 327

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: SJR 364, HCR 1028

May 15, 1981

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following: SB 162, SB 165, SB 173, SB 176, SB 188, SB 196, SB 272, SB 342, SB 383, SB 392, SB 415, SB 420, SB 438, SB 459, SB 525, SB 529, SB 530, SB 587, SB 667, SB 677, SB 183

On motion by Senator Dunn, the rules were waived and the Senate immediately reconsidered the vote by which SB 900 as amended passed April 24.

On motion by Senator Dunn, the rules were waived and the Senate reconsidered the vote by which SB 900 was placed on third reading.

On motion by Senator Dunn, by two-thirds vote SB 900 was removed from the calendar and referred to the Committee on Appropriations.

On motion by Senator Dunn, the rules were waived and the Committee on Appropriations was granted permission to consider SB 900 this day.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator McKnight, by two-thirds vote SR 1119 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Frank, by two-thirds vote HB 214 was withdrawn from the Committee on Education.

On motions by Senator Dunn, by two-thirds vote Senate Bills 140 and 695 were withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Peterson, by two-thirds vote Senate Bills 47 and 844 were withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Winn, the rules were waived and by two-thirds vote SR 647 was withdrawn from the Committee on Rules and Calendar and by two-thirds vote placed on the special order calendar.

On motions by Senator Dunn, the rules were waived and by two-thirds vote HCR 1028 was withdrawn from the Committee on Rules and Calendar and by two-thirds vote placed on the special order calendar.

On motions by Senator Trask, by two-thirds vote Senate Bills 200, 1031, 876 and 748 were withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Frank, the rules were waived and by two-thirds vote SB 735 was withdrawn from the Committee on Governmental Operations.

On motions by Senator Gordon, the rules were waived and by two-thirds vote Senate Bills 163, 328, 344, 375, 401, 460, 557 and 672 were withdrawn from the Committee on Appropriations.

On motions by Senator Gordon, the rules were waived and by two-thirds vote Senate Bills 1039 and 1047 were also referred to the Committee on Appropriations.

On motion by Senator Gordon, the rules were waived and the Committee on Appropriations was granted permission to consider CS for SB 103 on May 15.

On motions by Senator Gordon, by two-thirds vote Senate Bills 902, 110, 113 and 238 were removed from the calendar and referred to the Committee on Appropriations.

On motion by Senator Gordon, the rules were waived and the Committee on Appropriations was granted permission to consider Senate Bills 902, 110, 113, 238 and 39 on May 15.

On motion by Senator Vogt, the rules were waived and by two-thirds vote SB 971 was withdrawn from the Committee on Natural Resources and Conservation.

On motions by Senator Margolis, by two-thirds vote Senate Bills 615 and 332 were withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Hair, the rules were waived and by two-thirds vote SB 292 was withdrawn from the Committee on Commerce.

On motion by Senator Hair, by two-thirds vote SB 433 was removed from the special order calendar and referred to the Committee on Commerce.

On motion by Senator Johnston, by two-thirds vote SB 704 was withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Gordon, the rules were waived and the Committee on Appropriations was granted permission to extend time of adjournment of the meeting this day until final consideration of all amendments to SB 900.

On motion by Senator Gordon, the rules were waived and the Committee on Appropriations was granted permission to extend time of adjournment of the meeting May 15 until final consideration of all bills on the agenda or 2:00 p.m., whichever occurs first.

On motion by Senator Dunn, the rules were waived and the committees scheduled to meet May 19 were rescheduled to meet May 21, and the committees scheduled to meet on May 21 were rescheduled to meet May 19.

The Committee on Rules and Calendar recommended that the following bill be introduced notwithstanding the fact that the final day for introduction of bills had passed:

By Senator Beard—

SB 1121—A bill to be entitled An act relating to transportation; amending s. 20.23, Florida Statutes; reorganizing the Department of Transportation; authorizing the appointment of a deputy secretary; providing an effective date.

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

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had transmitted to the office of the Secretary of State Senate Bills 234 and 287 which he had approved on May 8.

Appointments withdrawn by Governor:

Dr. Harry Raitano, Tampa, Member of the Board of Naturopathic Examiners, for term ending July 16, 1985

Idwal H. Owen, Jr., Jacksonville, St. Johns River Water Management District, for term ending July 1, 1981

Appointments Subject to Confirmation by the Senate

The Secretary of State on May 6, 1981, certified that pursuant to the provisions of Section 114.05, Florida Statutes, a certificate subject to confirmation by the Senate had been prepared for the following:

Paul D. Jarvis, Sanford, Member of the State Board of Building Codes and Standards, for term ending April 5, 1985

J. Stanley Marshall, Tallahassee, Member of the Education Standards Commission, for term ending October 1, 1982

Norma K. Lockwood, Jacksonville, Member of the Historic St. Augustine Preservation Board of Trustees, for term ending August 31, 1982

The Secretary of State on May 7, 1981 certified that pursuant to the provisions of Section 114.05, Florida Statutes, a certificate subject to confirmation by the Senate had been prepared for the following:

Jeanne Malchon, St. Petersburg, Member of the Tampa Bay Regional Planning Council, Region Eight, for term ending October 1, 1983

Robert E. King, Port St. Joe, Member of the Board of Trustees of the Gulf Coast Community College, for term ending May 31, 1985

Frank C. Griffin, Panama City, Member of the Board of Trustees of the Gulf Coast Community College, for term ending May 31, 1985

Helen M. Sowell, Panama City, Member of the Board of Trustees of the Gulf Coast Community College, for term ending May 31, 1985

The Secretary of State on May 8, 1981, certified that pursuant to the provisions of Section 114.05, Florida Statutes, a certificate subject to confirmation by the Senate had been prepared for the following:

Thomas H. Gregory, St. Petersburg, Member of the Board of Trustees of the St. Petersburg Junior College, for term ending May 31, 1983

Larry R. Parker, Destin, Member of the Florida Housing Finance Agency, for term ending November 13, 1984

Howard Odom, Marianna, Member of the Apalachee Regional Planning Council, Region Two, for term ending October 1, 1983

W. S. Rivers, Lake Butler, Member of the Board of Trustees of Lake City Community College, for term ending May 31, 1985

The Secretary of State on May 12, 1981, certified that pursuant to the provisions of Section 114.05, Florida Statutes, a certificate subject to confirmation by the Senate had been prepared for the following:

Idwal H. Owen, Jr., Jacksonville, Member of the St. Johns River Water Management District, for term ending July 1, 1983

[Referred to the Committee on Executive Business]

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed Senate Bills 506, 416, 555, 668, 463, 622, 646, 576, 556, 300, 464, 617, 696, 474, 449 and 609.

Allen Morris, Clerk

The bills contained in the above message were ordered enrolled.

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed with amendments—

SB 85—A bill to be entitled An act relating to the Florida peanut advisory councils; reviving and readopting ss. 573.885(14), 573.895-573.897, Florida Statutes, notwithstanding the provisions of the Sundown Act; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 1, line 9, insert: Section 1. Subsection (3) is added to section 573.895, Florida Statutes, to read:

3(a) *The advisory council shall meet at the call of its chairman, at the request of a majority of its membership, at the request of the department or at such times as may be prescribed by its rules.*

(b) *Any member who fails to attend two consecutive meetings without cause may be removed by the appointing authority.*

Renumber subsequent sections accordingly.

Amendment 2—On page 1, line 17, strike all of Section 2 and insert: Section 3. *Subsection 14 of section 573.885, and sections 573.895, 573.896 and 573.897, Florida Statutes, are repealed on October 1, 1987, and shall be reviewed by the Legislature pursuant to the Sundown Act.*

Section 4. This act shall take effect October 1, 1981.

Amendment 3—On page 1, line 3, insert between councils; and reviving: *providing for removal of members; providing for council meetings;*

Amendment 4—On page 1, line 6, insert between Act; and providing: *providing for future repeal and review by the Legislature;*

On motions by Senator Trask, the Senate concurred in the House amendments.

SB 85 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—37

Mr. President	Henderson	McClain	Stuart
Anderson	Hill	McKnight	Thomas
Beard	Jenkins	Neal	Tobiassen
Carlucci	Jenne	Peterson	Trask
Childers, D.	Jennings	Poole	Vogt
Dunn	Johnston	Rehm	Ware
Frank	Kirkpatrick	Scott	Winn
Gordon	Langley	Skinner	
Grizzle	Lewis	Steinberg	
Hair	Margolis	Stevens	

Nays—None

Votes after roll call:

Yea—Barron

The bill was ordered engrossed and then enrolled.

On motion by Senator Trask, the rules were waived and the Senate immediately reconsidered the vote by which SB 85 as amended passed.

Further consideration of SB 85 was deferred.

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed with amendments—

CS for SB 130—A bill to be entitled An act relating to the Industry Services Advisory Council; amending s. 230.66(2), Florida Statutes, to provide criteria for the selection of appointed members of the Industry Services Advisory Council; establishing certain duties of the Industry Services Advisory Council and providing for other duties through rules of the State Board of Education; reviving and readopting s. 230.66(2), Florida Statutes, notwithstanding the provisions of the Sundown Act; providing for review and repeal of s. 230.66(2), Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 2, line 10, strike “cause.” and insert: *failure to attend two consecutive meetings without cause. cause.*

Amendment 2—On page 2, line 12, insert: after “secretary.” *Members of the council shall serve without compensation or honorarium, but shall be entitled to receive reimbursement for per diem and traveling expenses as provided in s. 112.061.*

Amendment 3—On page 2, lines 14-16, strike all of said lines and insert: *1. Meet at the call of its chairman, at the request of a majority of its membership, at the request of the division, or at such times as may be prescribed by its rules.*

Amendment 4—In title on page 1, line 9, insert: after “Education;” providing for removal of members; providing for meetings; providing for travel and per diem;

Senator Frank moved the following amendment which was adopted:

Amendment 1 to House Amendment 4—strike after “Education”: providing for removal of members;

On motions by Senator Frank, the Senate refused to concur in House Amendment 1; concurred in House Amendments 2 and 3; concurred in House Amendment 4 as amended and the House was requested to concur in the Senate amendment to the House amendment.

CS for SB 130 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—38

Mr. President	Henderson	Maxwell	Steinberg
Anderson	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Tobiassen
Childers, D.	Jennings	Peterson	Trask
Dunn	Johnston	Poole	Vogt
Frank	Kirkpatrick	Rehm	Ware
Gordon	Langley	Renick	Winn
Grizzle	Lewis	Scott	
Hair	Margolis	Skinner	

Nays—None

Vote after roll call:

Yea—Barron

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed with amendments—

CS for SB 133—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; amending s. 20.19(3)(c), Florida Statutes, 1980 Supplement; providing for program office advisory councils; providing advisory functions; specifying membership, terms, and compensation; requiring separate and distinct appropriation for advisory council expenses; prohibiting certain uses of appropriations; providing for representation, removal for cause, and meetings; requiring biennial reports; requiring the Medicaid advisory council to be subject to the same provisions as the program office advisory councils with one exception; requiring adoption of rules; revising and readopting, notwithstanding the Sundown Act, s. 20.19(3)(c)2., Florida Statutes, 1980 Supplement, as amended; providing for legislative review; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 1, strike everything after the enacting clause and insert:

Section 1. Paragraph (c) of subsection (3) of section 20.19, Florida Statutes, 1980 Supplement, is amended to read:

20.19 Department of Health and Rehabilitative Services.—There is created a Department of Health and Rehabilitative Services.

(3) ASSISTANT SECRETARIES.—

(c) The assistant secretary for program planning and development shall have responsibility for general statewide supervision of the administration of service programs operated by the department and such other program development and planning duties as are assigned to him by the secretary. General statewide supervision of the administration of service programs shall mean service program development and planning; program research; identifying client needs and recommending solutions and priorities; developing client service programs, including the policies and standards therefor; providing technical assistance to the district administrators; assisting the district administrators in staff development and training; reviewing and monitoring district-level program operations; assuring compliance with statewide program standards and performance criteria; assuring uniform program quality among districts; developing funding sources external to state government; and obtaining, approving, monitoring, and coordinating research and program development grants; but shall not involve line authority over any service program operations of the department, including the management of institutions and residential treatment programs.

1. Program offices shall be designed to operate in a staff capacity to the assistant secretary for program planning and development. Each program office shall be headed by a program staff director who shall be appointed by, and serve at the pleasure of, the secretary and be directly responsible to the assistant secretary for program planning and development. In no case shall the total professional staff of all of the program offices combined exceed 450 persons. The assistant secretary for program planning and development shall delegate to the program offices the following responsibilities, which shall include, but not be limited to:

- a. Identification of client needs.
- b. Intraprogram policy development.
- c. Short-term and long-term intraprogram planning.
- d. Intraprogram standards setting, monitoring, and quality control.
- e. Intraprogram staff development, training, and technical assistance programs.
- f. Advising the assistant secretary for program planning and development and others within the department, upon request, on issues within their areas of substantive expertise.
- g. Acting as liaison, when assigned by the assistant secretary for program planning and development, to other governmental agencies and the public on programmatic issues.
- h. Developing state program plans.
- i. Developing resource forecasts and working within the state on community resource development.

j. Quality control.

k. Statewide supervision of the administration of service programs.

1. Any other program planning and development duties assigned by the secretary.

2. The following program offices are established and may be consolidated, restructured, or rearranged by the secretary; provided any such consolidation, reconstructing, or rearranging shall be for the purpose of encouraging service integration through more effective and efficient performance of the program offices or parts thereof:

a. **Children's Medical Services Program Office.**—The responsibilities of this office encompass all children's medical services programs operated by the department.

b. **Economic Services Program Office.**—The responsibilities of this office encompass all income support programs within the department, such as aid to families with dependent children (AFDC), food stamps, and supplementary security income (SSI).

c. **Health Program Office.**—The responsibilities of this office encompass all health programs operated by the department including county health departments and the review and coordination of departmental health services, as well as the insurance of an accepted level of quality.

d. **Developmental Services Program Office.**—The responsibilities of this office encompass programs operated by the department for developmentally disabled persons. Developmental disabilities shall include retardation, cerebral palsy, epilepsy, and autism, as defined in s. 393.063.

e. **Vocational Rehabilitation Program Office.**—The responsibilities of this office encompass all vocational rehabilitation programs operated by the department.

f. **Aging and Adult Services Program Office.**—The responsibilities of this office encompass all aging and adult programs operated by the department.

g. **Children, Youth, and Families Program Office.**—The responsibilities of this program office encompass protective services; adoption; child care; foster care programs; specialized services to families; all programs operated by the department relating to delinquent children; related mental health services for children and youth in coordination with the Mental Health Program Office; and single intake for delinquency and dependency juvenile programs.

h. **Mental Health Program Office.**—The responsibilities of this office encompass all mental health programs operated by the department except those programs for children and youth which shall be handled in coordination with the Children, Youth, and Families Program Office. In addition, the responsibility for forensic programs shall be located within this office.

~~The secretary may appoint an advisory council for the purpose of acting as an advisory body to each program office. Members shall serve staggered terms not to exceed 4 years, although they may be appointed to one subsequent term. Members shall receive no compensation, but shall be reimbursed for per diem and travel expenses in accordance with the provisions of s. 112.061.~~

3. *The secretary may appoint only one advisory council for each program office, unless otherwise provided by law or required by federal regulations, for the purpose of acting as the advisory body to each respective program office in the performance of functions assigned to program offices in subparagraph 1. Not more than 14 members may be appointed to any program office advisory council, unless it is necessary to expand membership to meet statutory or federal requirements or to assure that the respective clients served are adequately represented. Initially, the secretary shall appoint one-half of the members for terms of 2 years each, and one-half of the members for terms of 1 year each. Thereafter, members shall be appointed for 2-year terms. Vacancies shall be filled for the remainder of unexpired terms in the same manner as the original appointment. Members may be reappointed to only one subsequent term. Members and their attendants, or interpreters for the deaf or handicapped when necessary, shall receive no compensation, but shall be reimbursed for per diem and travel expenses in accordance with the provisions of s. 112.061. The department shall make a separate and distinct request for an appropriation for such expenses for each advisory council. Such requests may be combined into a specific appropriation for ad-*

visory council expenses or included in a specific appropriation with other expenses in the Governor's recommended budget or in the appropriations acts. If a legislative appropriation for such expenses is made, the department shall reimburse expenses for individual advisory councils in strict accordance with the appropriations and intent of the Legislature.

a. Representation on each program office advisory council shall include: persons with expertise in each of the major service responsibilities of the respective program office; at least one consumer representative who shall be a client of, or parent, guardian, or spouse of a client of the respective program office; and, to the extent possible, representation from the various geographic areas of the state. Unless otherwise required by law or federal regulations, in no case shall an employee of the Department of Health and Rehabilitative Services serve as a member or as an ex officio member of any council advisory to the Department of Health and Rehabilitative Services. Whenever feasible, priority shall be given to the appointment of district advisory council members to program office advisory councils.

b. Each program office advisory council member is accountable to the secretary for the proper performance of the duties of his office. Any member who fails to attend two consecutive meetings without cause may be removed by the secretary.

c. Each program office advisory council shall meet no more frequently than quarterly except when circumstances require otherwise. Minutes shall be recorded for all meetings of such councils and be kept on file in the respective program office.

d. No later than December 1 of each year preceding a legislative session in which a biennial budget will be adopted, the department shall present a summary report to the President of the Senate and the Speaker of the House of Representatives documenting compliance with this section and accomplishments and expenditures of each program office advisory council.

4.3. All program offices within the Department of Health and Rehabilitative Services which serve children and youth shall work together to identify the needs of children in the state, to establish priorities and goals in meeting these needs, and to participate in interprogram standards setting, monitoring, and quality control. As a result of such cooperative planning, the Department of Health and Rehabilitative Services shall establish an annual plan for financial management and services delivery and integration designed to meet the comprehensive needs of the children and youth served by the department. The plan shall become the document used by all department staff in planning, budgeting, implementing, monitoring, and evaluating all service delivery for children and youth. All other documents developed at any level within the department relating to services for children and youth shall be consistent with this plan. In addition, a 5-year state plan shall be developed to be submitted with the annual plan to the Governor and the Legislature by January 1, 1981.

5.4. The responsibilities of the deputy assistant secretary for health planning and development shall include, but not be limited to, comprehensive health planning, Hill-Burton programs, and certificate-of-need determinations, as well as those functions authorized by law in conformance with Pub. L. No. 93-641. The assistant secretary may assign other responsibilities to this office in keeping with the intent of this act. The functions of this office relating to Pub. L. No. 93-641 shall not be decentralized to the districts.

6.5. The responsibilities of the deputy assistant secretary for Medicaid shall encompass all Medicaid planning and development functions, including, but not limited to, policy and program development, program monitoring, provider relations, interprogram planning, and program surveillance and utilization review. In addition, the secretary shall appoint a Medicaid advisory council in accordance with the provisions of federal regulations relating to Medicaid and with those provisions relating to program office advisory councils which are not in conflict with the regulations.

Section 2. Individual program office advisory councils as described in section 1 of this act shall be the only councils advisory to the Department of Health and Rehabilitative Services unless otherwise established by law or required by federal regulations. If specific technical advice from an ongoing collegial body is needed by a program office which cannot be derived from the program office advisory council,

the department shall request the Legislature to establish a separate council or to appropriate funds for technical consultation in the specified service. However, nothing herein shall prohibit the existence or creation of advisory bodies in a program office if the advisory bodies are completely federally funded, or if staff support provided by state employees falls within the purview of the staff employees' jobs and no per diem or travel is paid to committee members.

Section 3. For the purpose of increasing and improving communications and cooperation among those responsible for the public health system of this state, there shall be established adjunct to the Health Program Office, the Public Health Council, an advisory body in addition to and distinct from the Health Program Office Advisory Council as otherwise authorized but not mandated by law. The only purpose of the Health Program Office Advisory Council, whose appointed existence is discretionary with the secretary, is to provide highly specialized and technical advice which is otherwise beyond the capability of department staff to provide. The Public Health Council shall be composed of 11 members appointed by the Governor and shall be comprised of five county commissioners or their designees, five county health officers, and one citizen who is not nor has been a medical professional or government employee or officer. No two members from the same county or from the same department service district may be selected to serve concurrent terms. Initially, two of the commissioners, two of the county health officers, and the citizen member shall be appointed for terms of 2 years; and the remaining members, for terms of 1 year. Thereafter, the members shall be appointed for 2-year terms. Vacancies shall be filled for the remainder of unexpired terms in the same manner as the original appointment. Members shall not be reappointed. Reimbursement for travel and per diem, and removal from office, shall be the same as that for members of program office advisory councils. The State Health Officer shall be an ex officio, nonvoting member. The council shall meet at least twice annually in order to discuss and study ways to insure the achievement of an integrated health, social, and rehabilitative services system as mandated by law and to recommend to the secretary no later than October 1 of each year methods by which this goal can be accomplished especially in the area of public health service financing and administration. This council shall not be used as a forum to promote nor shall it promote anything other than the complete integration of such services on state and local levels as is the expressed intent of the Legislature.

Section 4. The Department of Health and Rehabilitative Services shall adopt rules to implement this act, which rules shall serve as formal operating procedures for each program office advisory council.

Section 5. Notwithstanding the provisions of the Sundown Act, subparagraph 2. of paragraph (c) of subsection (3) of section 20.19, Florida Statutes, 1980 Supplement, shall not stand repealed on October 1, 1981, as scheduled by such act, but said subparagraph, as amended, is hereby revived and readopted.

Section 6. Subparagraph 3. of paragraph (c) of subsection (3) of section 20.19, Florida Statutes, 1980 Supplement, as created by this act, and subparagraph 5. of paragraph (c) of subsection (3) of section 20.19, Florida Statutes, 1980 Supplement, as renumbered and amended by this act, are repealed on October 1, 1987, and shall be reviewed by the Legislature pursuant to the Sundown Act.

Section 7. This act shall take effect October 1, 1981.

Amendment 2—In title on page 1, line 2-21, strike all of said lines and insert: An act relating to the Department of Health and Rehabilitative Services; amending s. 20.19(3)(c), Florida Statutes, 1980 Supplement; providing for program office advisory councils; providing advisory functions; specifying membership, terms, and compensation; requiring separate and distinct appropriation for advisory council expenses; providing for representation, removal for cause, and meetings; requiring biennial reports; requiring the Medicaid advisory council to be subject to the same provisions as the program office advisory councils; creating the Public Health Council; requiring adoption of rules; reviving and readopting, notwithstanding the Sundown Act, s. 20.19(3)(c)2., Florida Statutes, 1980 Supplement, as amended; providing for legislative review and repeal; providing an effective date.

On motions by Senator D. Childers, the Senate refused to concur in the House amendments and the House was requested to recede. The action of the Senate was certified to the House.

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed with amendments—

CS for SB 137—A bill to be entitled An act relating to the Florida Student Financial Aid Advisory Council; amending s. 240.421, Florida Statutes; providing a full-time student member from a postsecondary institution in Florida on the Florida Student Financial Aid Advisory Council; reviving and readopting s. 240.421, Florida Statutes, as amended, notwithstanding the provisions of the Sundown Act; providing for future legislative review and repeal of said section; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 2, line 23, strike “at least once each year and at such other times as the chairperson may designate.” and insert: *at the call of its chairman, at the request of a majority of its membership, at the request of the Commissioner of Education, or at such times as may be prescribed by its rules. at least once each year and as such other times as the chairperson may designate.*

Amendment 2—On page 2, between lines 29 and 30, insert: *(12) Any member who fails to attend two consecutive meetings without cause may be removed by the Commissioner of Education.*

Amendment 3—In title on page 1, line 7, insert after “Council;”: providing for removal of members; deleting annual meeting requirement;

Senator Frank moved the following amendment which was adopted:

Amendment 1 to House Amendment 3—In title, strike “providing for removal of members”

On motions by Senator Frank, the Senate concurred in House Amendment 1; refused to concur in House Amendment 2 and the House was requested to recede; concurred in House Amendment 3 as amended and the House was requested to concur in the Senate amendment to the House amendment.

CS for SB 137 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—38

Mr. President	Hill	McClain	Stevens
Anderson	Jenkins	McKnight	Stuart
Beard	Jenne	Neal	Thomas
Carlucci	Jennings	Peterson	Tobiassen
Childers, D.	Johnston	Poole	Trask
Dunn	Kirkpatrick	Rehm	Vogt
Frank	Langley	Renick	Ware
Gordon	Lewis	Scott	Winn
Grizzle	Margolis	Skinner	
Henderson	Maxwell	Steinberg	

Nays—None

Vote after roll call:

Yea—Barron, Hair

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed with amendments—

CS for SB 219—A bill to be entitled An act relating to unemployment compensation; amending s. 443.171(5), Florida Statutes, 1980 Supplement; creating a state Employment Security Advisory Council; specifying membership and terms of office; providing for appointment of members; providing

for removal of members; requiring the council to make reports; providing for reimbursement for per diem and travel; reviving and readopting s. 443.171(5) notwithstanding the Sundown Act; providing for future review and repeal of s. 443.171(5), Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 2, lines 13-14, strike “as often as the division deems necessary, but not less than twice a year.” and insert: at the call of its chairman, at the request of a majority of its membership, at the request of the division, or at such times as may be prescribed by its rules.

Amendment 2—On page 2, line 12, strike “cause” and insert: failure to attend two consecutive meetings without cause.

Amendment 3—In title on page 1, line 10, insert between “travel;” and “reviving;”: providing for meetings and deleting requirement of two meetings a year;

On motions by Senator Anderson, the Senate refused to concur in the House amendments and the House was requested to recede. The action of the Senate was certified to the House.

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed with amendments—

CS for SB 220—A bill to be entitled An act relating to the Division of Workers’ Compensation of the Department of Labor and Employment Security; amending and reviving and re-adopting, notwithstanding the Sundown Act, s. 440.44(8), Florida Statutes, 1980 Supplement; providing for appointment and removal of members of the advisory council to the division; providing for legislative review; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 2, lines 1-6, strike all of lines 1-5 and “felony.” on line 6 and insert: *Any member who fails to attend two consecutive meetings without cause may be removed by the secretary. The council shall meet at the call of its chairman, at the request of a majority of its membership, at the request of the division, or at such times as may be prescribed by its rules.*

Amendment 2—On page 1, lines 28-31, strike all of line 28 except “terms.”, all of lines 29, 30, 31.

Amendment 3—In title on page 1, line 9, insert: between “division;” and “providing” providing for meetings;

Senator Anderson moved the following amendment which was adopted:

Amendment 1 to House Amendment 1—On page 1, lines 1-2, strike all of said line and insert: *The council shall*

On motions by Senator Anderson, the Senate concurred in House Amendment 1 as amended, in House Amendments 2 and 3 and the House was requested to concur in the Senate amendment to the House amendment.

CS for SB 220 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dunn	Henderson	Johnston
Anderson	Frank	Hill	Kirkpatrick
Beard	Gordon	Jenkins	Langley
Carlucci	Grizzle	Jenne	Lewis
Childers, D.	Hair	Jennings	Margolis

Maxwell	Poole	Steinberg	Trask
McClain	Rehm	Stevens	Vogt
McKnight	Renick	Stuart	Ware
Neal	Scott	Thomas	Winn
Peterson	Skinner	Tobiassen	

Nays—None

Vote after roll call:

Yea—Barron

The Honorable W.D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed with amendments—

CS for SB 231—A bill to be entitled An act relating to the Florida Fire Safety Board; amending s. 633.511(1), (3), Florida Statutes; providing for board membership; providing for removal of members; reviving and readopting s. 633.511, Florida Statutes, notwithstanding the Sundown Act; providing for future review and repeal of said section; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 2, line 15, insert: *The council shall meet at the call of its chairman, at the request of a majority of its membership, at the request of the State Fire Marshal, or at such times as may be prescribed by its rules.*

Amendment 2—On page 2, lines 12-13, strike "*The Governor may remove any appointed member for cause.*" and insert: *Any member who fails to attend two consecutive meetings without cause may be removed by the Governor.*

Amendment 3—In title on page 1, line 5, insert between "members;" and "reviving": providing for meetings;

On motions by Senator Anderson, the Senate refused to concur in the House amendments and the House was requested to recede. The action of the Senate was certified to the House.

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed with amendments—

CS for SB 233—A bill to be entitled An act relating to the Florida Uniform Land Sales Practices Law; amending s. 498.015, Florida Statutes; requiring the Secretary of Business Regulation to appoint members of the advisory council for staggered terms; providing for 4-year terms thereafter; authorizing the secretary to investigate complaints, take appropriate actions, and remove members under certain circumstances; authorizing council members' reimbursement for per diem and travel expenses; reviving and readopting s. 498.015, Florida Statutes, notwithstanding the provisions of the Sundown Act; providing for review and repeal of s. 498.015, Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 2, lines 18-24, strike all of said lines and insert: *(4)(3) The council shall meet at the call of its chairman, at the request of a majority of its membership, at the request of the division, or at such times as may be prescribed by its rules. The council, upon majority vote, may recommend that the division take administrative action against any person violating, or about to violate, the provisions of this chapter or the rules adopted hereunder or against any person engaging in unethical or misleading acts or sales promotions. The council may, in addition, recommend adoption of rules necessary to enforce, interpret, or implement this chapter.*

Amendment 2—On page 2, lines 3-12, strike "Each council member" on line 3, all of lines 4-11, and "guilty of, a felony."

on line 12 and insert: Any member who fails to attend two consecutive meetings without cause may be removed by the secretary.

Amendment 3—In title on page 1, lines 7-10, strike "authorizing the" on line 7, all of lines 8, 9, and "certain circumstances;" on line 10 and insert: providing for removal of members; providing for meetings;

Amendment 6—In title on page 1 line 12, after the semicolon insert: deleting council power to make certain recommendations;

Senator Anderson moved the following amendments which were adopted:

Amendment 1 to House Amendment 2—On page 1, lines 1-2, strike all of said lines

Amendment 1 to House Amendment 3—In title on page 1, line 1, strike "providing for removal of members:"

On motions by Senator Anderson, the Senate concurred in House Amendments 1 and 6; concurred in House Amendments 2 and 3 as amended and the House was requested to concur in the Senate amendments to the House amendments.

CS for SB 233 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—39

Mr. President	Henderson	Maxwell	Steinberg
Anderson	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn
Hair	Margolis	Skinner	

Nays—None

Vote after roll call:

Yea—Barron

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed with amendments—

SB 598—A bill to be entitled An act relating to Pinellas County; prohibiting the use of nets or seines except cast nets for the taking of food fish from the salt waters of Pinellas County within 50 yards of any bridge, dock, pier, causeway, or jetty or within 50 yards of certain uplands; providing a penalty; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 1, lines 15-19, strike all of said lines and insert: of any dock or pier.

Amendment 2—In title on page 1, lines 5-7, strike bridge, dock, pier, causeway, or jetty or within 50 yards of certain uplands; and insert: dock or pier;

On motions by Senator Grizzle, the Senate concurred in the House amendments.

SB 598 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—39

Mr. President	Henderson	Maxwell	Steinberg
Anderson	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn
Hair	Margolis	Skinner	

Nays—None

Vote after roll call:

Yea—Barron

The bill was ordered engrossed and then enrolled.

On motion by Senator Frank, the rules were waived and the Senate reverted to—

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Frank, the rules were waived and by two-thirds vote CS for SB 690 was withdrawn from the Committee on Education.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed HB 409, HB 389 and HB 401 and requests the concurrence of the Senate.

Allen Morris, Clerk

HB 409—A bill to be entitled An act changing the bidding requirements for the Board of County Commissioners of St. Johns County, Florida, when acting in their capacity as the governing body of the Anastasia Sanitary District, that were established by Chapter 27865, Laws of Florida, 1951; this Act repeals Section 9(p) of Chapter 27865, Laws of Florida, 1951; this Act provides that with certain exceptions, the Board of County Commissioners of St. Johns County, Florida, when acting in their capacity as the governing body of the Anastasia Sanitary District, shall not let any contract for construction, nor shall any goods, supplies or materials for Anastasia Sanitary District purposes or use be purchased when the amount to be paid therefor by the District shall exceed \$7,500, unless notice thereof shall be advertised once each week for at least two weeks in some newspaper of general circulation in St. Johns County, calling for bids upon construction work to be done or for goods, supplies or materials to be purchased by the District, and in each such case the bid of the lowest responsible bidder shall be accepted, the availability of service and equipment to be considered in such acceptance, unless the District rejects all bids because the same are too high; PROVIDED, HOWEVER, the Board of County Commissioners of St. Johns County, when acting in their capacity as the governing body of the Anastasia Sanitary District, may, after an affirmative vote of at least four commissioners, let construction contracts, and may purchase goods, supplies or materials for Anastasia Sanitary District purposes or use when the amount to be paid therefor exceeds \$7,500, without bids and without notice and advertisement when such contract or purchase does not violate any existing bond covenants and when such contract or purchase is done under the following conditions or circumstances: (a) When the goods, supplies or materials are purchased under a lease-purchase or a lease with option to purchase arrangement for periods not to exceed 30 years at a stipulated rental to be paid from current or other legally available funds, provided, however, that when the term of the lease-purchase or lease with option to purchase is for longer than 24 months, the rental and the purchase price shall be payable only from funds arising from sources other than ad valorem taxation; or (b) When the goods, supplies or materials are purchased under terms similar to those obtained and used by the State of Florida or its agencies; or (c) When the goods, supplies or materials are used or damaged; or (d) When the goods, supplies or materials are available from only one source; or (e) When, as part of a resolution authorizing

the construction contract or the purchase of such goods, supplies or materials, the Board also finds that such construction contract or such goods, supplies or materials are needed to alleviate an existing emergency and that such construction work or such goods, supplies or materials cannot be obtained in sufficient time if bids, public notice and advertisement are required; providing time for taking effect.

Proof of publication of the required notice was attached.

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

HB 389—A bill to be entitled An act changing the bidding requirements for the Board of County Commissioners of St. Johns County, Florida, that were established by Chapter 65-2173, Laws of Florida; this Act repeals Chapter 65-2173; this Act provides that with certain exceptions, the Board of County Commissioners of St. Johns County, Florida, shall not let any contract for the working of any road or street, the construction or building of any bridge, the erecting or building of any house, nor shall any goods, supplies or materials for county purposes or use be purchased when the amount to be paid therefor by the county shall exceed \$7,500, unless notice thereof shall be advertised once each week for at least two weeks in some newspaper of general circulation in the county, calling for bids upon the work to be done or for goods, supplies or materials to be purchased by the county, and in each such case the bid of the lowest responsible bidder shall be accepted, the availability of services and equipment to be considered in such acceptance, unless the county rejects all bids because the same are too high; PROVIDED, HOWEVER, the Board of County Commissioners of St. Johns County, may, after an affirmative vote of at least four commissioners, contract for the above-described construction or work and may purchase goods, supplies or materials for county purposes or use when the amount to be paid therefor exceeds \$7,500, without bids and without notice and advertisement under the following conditions or circumstances: (a) When the goods, supplies or materials are purchased under a lease-purchase or a lease with option to purchase agreement for periods not to exceed 30 years at a stipulated rental to be paid from current or other legally available funds, provided, however, that when the term of the lease-purchase or a lease with option to purchase is for longer than 24 months, the rental and the purchase price shall be payable only from funds arising from sources other than ad valorem taxation; or (b) When the goods, supplies or materials are purchased under terms similar to those obtained and used by the State of Florida or its agencies; or (c) When the goods, supplies or materials are used or damaged; or (d) When the goods, supplies or materials are available from only one source; or (e) When, as part of a resolution authorizing the construction contract or the purchase of goods, supplies or materials, the Board of County Commissioners also finds that such construction contract of such goods, supplies or materials are needed to alleviate an existing emergency and that such construction contract or such goods, supplies or materials cannot be obtained in sufficient time if bids, public notice and advertisement are required; providing time for taking effect.

Proof of publication of the required notice was attached.

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

HB 401—A bill to be entitled An act relating to the Charter Laws of the City of St. Augustine, Florida; amending sections 209 and 220 of chapter 11148, Laws of Florida, 1925, providing for the removal of members of the city commission in accordance with general election laws; providing that charter amendments shall be submitted to the city commission unless such amendments are authorized by the Municipal Home Rule Powers Act; eliminating the necessity of mailing a copy of the proposed amendment to each elector; amending section 81 of chapter 14375, Laws of Florida, 1929, providing for the appointment of the chairman of the city canvassing board; amending section 8 of chapter 15500, Laws of Florida, 1931, changing the age of qualified electors in the city from 21 to 18; amending section 2 of chapter 26191, Laws of Florida, 1949, requiring the results of voting to be posted at polling places; amending sections 3, 4, and 5 of chapter 67-1975, Laws of Florida, providing that the names of candidates for city commission receiving a majority of votes cast in their group shall not be placed on

the general election ballot; providing for paper ballots; amending sections 1 and 2 of chapter 74-598, Laws of Florida, providing that the names of unopposed candidates shall not appear on the primary or general election ballot; providing that a nominating petition by a candidate for city commissioner must be filed after noon of the 63rd day prior to the primary election but not later than the 30th day prior to such election; providing for the payment of the qualifying fee at the time of qualifying; providing for voting machine ballots; repealing sections 210, 211, 212, 213, 214, 215, 216 and 217 of chapter 11148, Laws of Florida, 1925, repealing procedures for the recall of city commissioners; repealing section 85 of chapter 14375, Laws of Florida, 1929, removing the requirement that candidates file their names within 15 days of the primary election for placement on the ballot; providing an effective date.

Proof of publication of the required notice was attached.

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

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed HB 720 and HB 728 and requests the concurrence of the Senate.

Allen Morris, Clerk

HB 720—A bill to be entitled An act relating to Brevard County; adding sections 15 and 16 to chapter 28924, Laws of Florida, 1953, as amended, relating to the North Brevard County Hospital District, to provide for the employment of revenues in furtherance of the business of the corporation, to provide that corporate net earnings shall not be distributable to certain persons, to limit the corporation from lobbying or campaigning and certain other activities, and to provide for turning over of assets in the event of a dissolution of the corporation; providing an effective date.

Proof of publication of the required notice was attached.

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

HB 728—A bill to be entitled An act relating to Indian River Shores, Indian River County; providing for the annexation of certain lands and the deannexation of certain lands west of the Indian River; establishing the boundaries of the town by metes and bounds to include lands previously annexed into the town by ordinance, and other lands not previously included; providing for repeal of any ordinance and/or law in conflict with the town boundaries established herein; providing an effective date.

Proof of publication of the required notice was attached.

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

LOCAL BILL CALENDAR

On motion by Senator Lewis—

HB 728—A bill to be entitled An act relating to Indian River Shores, Indian River County; providing for the annexation of certain lands and the deannexation of certain lands west of the Indian River; establishing the boundaries of the town by metes and bounds to include lands previously annexed into the town by ordinance, and other lands not previously included; providing for repeal of any ordinance and/or law in conflict with the town boundaries established herein; providing an effective date.

—a companion measure was substituted for SB 769. On motion by Senator Lewis, by two-thirds vote HB 728 was read the second time by title.

Senator Lewis moved the following amendment which was adopted:

Amendment 1—On page 4, line 10, between the words “the” and “North” insert: *prolongation of the*

On motion by Senator Lewis, by two-thirds vote HB 728 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Hair	Margolis	Skinner
Anderson	Henderson	Maxwell	Steinberg
Barron	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn

Nays—None

SB 769 was laid on the table.

On motion by Senator Langley—

HB 401—A bill to be entitled An act relating to the Charter Laws of the City of St. Augustine, Florida; amending sections 209 and 220 of chapter 11148, Laws of Florida, 1925, providing for the removal of members of the city commission in accordance with general election laws; providing that charter amendments shall be submitted to the city commission unless such amendments are authorized by the Municipal Home Rule Powers Act; eliminating the necessity of mailing a copy of the proposed amendment to each elector; amending section 81 of chapter 14375, Laws of Florida, 1929, providing for the appointment of the chairman of the city canvassing board; amending section 8 of chapter 15500, Laws of Florida, 1931, changing the age of qualified electors in the city from 21 to 18; amending section 2 of chapter 26191, Laws of Florida, 1949, requiring the results of voting to be posted at polling places; amending sections 3, 4, and 5 of chapter 67-1975, Laws of Florida, providing that the names of candidates for city commission receiving a majority of votes cast in their group shall not be placed on the general election ballot; providing for paper ballots; amending sections 1 and 2 of chapter 74-598, Laws of Florida, providing that the names of unopposed candidates shall not appear on the primary or general election ballot; providing that a nominating petition by a candidate for city commissioner must be filed after noon of the 63rd day prior to the primary election but not later than the 30th day prior to such election; providing for the payment of the qualifying fee at the time of qualifying; providing for voting machine ballots; repealing sections 210, 211, 212, 213, 214, 215, 216 and 217 of chapter 11148, Laws of Florida, 1925, repealing procedures for the recall of city commissioners; repealing section 85 of chapter 14375, Laws of Florida, 1929, removing the requirement that candidates file their names within 15 days of the primary election for placement on the ballot; providing an effective date.

—a companion measure was substituted for SB 791. On motions by Senator Langley, by two-thirds vote HB 401 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—40

Mr. President	Hair	Margolis	Skinner
Anderson	Henderson	Maxwell	Steinberg
Barron	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn

Nays—None

SB 791 was laid on the table.

Consideration of SB 806 was deferred.

On motion by Senator Langley—

HB 409—A bill to be entitled An act changing the bidding requirements for the Board of County Commissioners of St. Johns County, Florida, when acting in their capacity as the governing body of the Anastasia Sanitary District, that were established by Chapter 27865, Laws of Florida, 1951; this Act repeals Section 9(p) of Chapter 27865, Laws of Florida, 1951; this Act provides that with certain exceptions, the Board of County Commissioners of St. Johns County, Florida, when acting in their capacity as the governing body of the Anastasia Sanitary District, shall not let any contract for construction, nor shall any goods, supplies or materials for Anastasia Sanitary District purposes or use be purchased when the amount to be paid therefor by the District shall exceed \$7,500, unless notice thereof shall be advertised once each week for at least two weeks in some newspaper of general circulation in St. Johns County, calling for bids upon construction work to be done or for goods, supplies or materials to be purchased by the District, and in each such case the bid of the lowest responsible bidder shall be accepted, the availability of service and equipment to be considered in such acceptance, unless the District rejects all bids because the same are too high; PROVIDED, HOWEVER, the Board of County Commissioners of St. Johns County, when acting in their capacity as the governing body of the Anastasia Sanitary District, may, after an affirmative vote of at least four commissioners, let construction contracts, and may purchase goods, supplies or materials for Anastasia Sanitary District purposes or use when the amount to be paid therefor exceeds \$7,500, without bids and without notice and advertisement when such contract or purchase does not violate any existing bond covenants and when such contract or purchase is done under the following conditions or circumstances: (a) When the goods, supplies or materials are purchased under a lease-purchase or a lease with option to purchase arrangement for periods not to exceed 30 years at a stipulated rental to be paid from current or other legally available funds, provided, however, that when the term of the lease-purchase or lease with option to purchase is for longer than 24 months, the rental and the purchase price shall be payable only from funds arising from sources other than ad valorem taxation; or (b) When the goods, supplies or materials are purchased under terms similar to those obtained and used by the State of Florida or its agencies; or (c) When the goods, supplies or materials are used or damaged; or (d) When the goods, supplies or materials are available from only one source; or (e) When, as part of a resolution authorizing the construction contract or the purchase of such goods, supplies or materials, the Board also finds that such construction contract or such goods, supplies or materials are needed to alleviate an existing emergency and that such construction work or such goods, supplies or materials cannot be obtained in sufficient time if bids, public notice and advertisement are required; providing time for taking effect.

—a companion measure was substituted for SB 910. On motions by Senator Langley, by two-thirds vote HB 409 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—40

Mr. President	Hair	Margolis	Skinner
Anderson	Henderson	Maxwell	Steinberg
Barron	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn

Nays—None

SB 910 was laid on the table.

On motion by Senator Langley—

HB 389—A bill to be entitled An act changing the bidding requirements for the Board of County Commissioners of St. Johns County, Florida, that were established by Chapter 65-2173, Laws of Florida; this Act repeals Chapter 65-2173; this Act provides that with certain exceptions, the Board of County Commissioners of St. Johns County, Florida, shall not let any contract for the working of any road or street, the construction

or building of any bridge, the erecting or building of any house, nor shall any goods, supplies or materials for county purposes or use be purchased when the amount to be paid therefor by the county shall exceed \$7,500, unless notice thereof shall be advertised once each week for at least two weeks in some newspaper of general circulation in the county, calling for bids upon the work to be done or for goods, supplies or materials to be purchased by the county, and in each such case the bid of the lowest responsible bidder shall be accepted, the availability of service and equipment to be considered in such acceptance, unless the county rejects all bids because the same are too high; PROVIDED, HOWEVER, the Board of County Commissioners of St. Johns County, may, after an affirmative vote of at least four commissioners, contract for the above-described construction or work and may purchase goods, supplies or materials for county purposes or use when the amount to be paid therefor exceeds \$7,500, without bids and without notice and advertisement under the following conditions or circumstances: (a) When the goods, supplies or materials are purchased under a lease-purchase or a lease with option to purchase agreement for periods not to exceed 30 years at a stipulated rental to be paid from current or other legally available funds, provided, however, that when the term of the lease-purchase or a lease with option to purchase is for longer than 24 months, the rental and the purchase price shall be payable only from funds arising from sources other than ad valorem taxation; or (b) When the goods, supplies or materials are purchased under terms similar to those obtained and used by the State of Florida or its agencies; or (c) When the goods, supplies or materials are used or damaged; or (d) When the goods, supplies or materials are available from only one source; or (e) When, as part of a resolution authorizing the construction contract or the purchase of goods, supplies or materials, the Board of County Commissioners also finds that such construction contract or such goods, supplies or materials are needed to alleviate an existing emergency and that such construction contract or such goods, supplies or materials cannot be obtained in sufficient time if bids, public notice and advertisement are required; providing time for taking effect.

—a companion measure was substituted for SB 911. On motions by Senator Langley, by two-thirds vote HB 389 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—40

Mr. President	Hair	Margolis	Skinner
Anderson	Henderson	Maxwell	Steinberg
Barron	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn

Nays—None

SB 911 was laid on the table.

SB 1107—A bill to be entitled An act relating to Escambia County; providing for the acquisition and development of Ellyson Field by the Pensacola-Escambia Promotion and Development Commission; authorizing the Escambia County Board of County Commissioners to transfer funds to the Pensacola-Escambia Promotion and Development Commission for the acquisition and development of Ellyson Field; authorizing the Pensacola-Escambia Promotion and Development Commission to issue revenue bonds and notes to carry out the purposes of this act; providing that the development of Ellyson Field not be designated a "development of regional impact" as defined in s. 380.06, Florida Statutes; providing that Ellyson Field be classified and zoned by the Escambia County Board of County Commissioners as an "Industrial Development Park"; providing that the powers granted by this act shall be supplemental to the powers granted by chapter 80-579, Laws of Florida; providing an effective date.

—was read the second time by title. On motion by Senator Tobiassen, by two-thirds vote SB 1107 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Hair	Margolis	Skinner
Anderson	Henderson	Maxwell	Steinberg
Barron	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn

Nays—None

On motion by Senator Vogt—

HB 720—A bill to be entitled An act relating to Brevard County; adding sections 15 and 16 to chapter 28924, Laws of Florida, 1953, as amended, relating to the North Brevard County Hospital District, to provide for the employment of revenues in furtherance of the business of the corporation, to provide that corporate net earnings shall not be distributable to certain persons, to limit the corporation from lobbying or campaigning and certain other activities, and to provide for turning over of assets in the event of a dissolution of the corporation; providing an effective date.

—a companion measure was substituted for SB 1108. On motions by Senator Vogt, by two-thirds vote HB 720 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—40

Mr. President	Hair	Margolis	Skinner
Anderson	Henderson	Maxwell	Steinberg
Barron	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn

Nays—None

SB 1108 was laid on the table.

SB 1109—A bill to be entitled An act relating to Escambia County; prohibiting any person, firm, or corporation from using any net in certain salt waters of Escambia County or near the entrances to such waters; providing an exception; providing penalties; providing an effective date.

—was read the second time by title. On motion by Senator Tobiassen, by two-thirds vote SB 1109 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Hair	Margolis	Skinner
Anderson	Henderson	Maxwell	Steinberg
Barron	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn

Nays—None

SPECIAL ORDER

HCR 1028—A concurrent resolution recognizing the impressive career and accomplishments of an extraordinary American, United States Navy Captain John W. Young, astronaut.

—was read the second time in full. On motion by Senator Jennings HCR 1028 was adopted and certified to the House. The vote on adoption was:

Yeas—38

Mr. President	Hill	McClain	Stevens
Anderson	Jenkins	McKnight	Stuart
Barron	Jenne	Neal	Thomas
Beard	Jennings	Peterson	Tobiassen
Carlucci	Johnston	Poole	Trask
Childers, D.	Kirkpatrick	Rehm	Vogt
Dunn	Langley	Renick	Ware
Frank	Lewis	Scott	Winn
Grizzle	Margolis	Skinner	
Henderson	Maxwell	Steinberg	

Nays—None

Vote after roll call:

Yea—Hair

SR 1119—A resolution recognizing and commending Florida's Foreign Consular Corps.

—was read the second time in full. On motion by Senator McKnight, SCR 1119 was adopted. The vote on adoption was:

Yeas—38

Mr. President	Henderson	Maxwell	Steinberg
Anderson	Hill	McClain	Stevens
Barron	Jenkins	McKnight	Stuart
Beard	Jenne	Neal	Thomas
Carlucci	Jennings	Peterson	Tobiassen
Childers, D.	Johnston	Poole	Trask
Dunn	Kirkpatrick	Rehm	Vogt
Frank	Langley	Renick	Winn
Gordon	Lewis	Scott	
Grizzle	Margolis	Skinner	

Nays—None

Vote after roll call:

Yea—Hair, Ware

SPECIAL ORDER, continued

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 read the second time by title. On motion by Senator Stevens, by two-thirds vote SB 521 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Hair	Margolis	Steinberg
Anderson	Henderson	Maxwell	Stevens
Barron	Hill	McClain	Thomas
Beard	Jenkins	McKnight	Tobiassen
Carlucci	Jenne	Neal	Trask
Childers, D.	Jennings	Poole	Vogt
Dunn	Johnston	Rehm	Ware
Frank	Kirkpatrick	Renick	Winn
Gordon	Langley	Scott	
Grizzle	Lewis	Skinner	

Nays—None

Vote after roll call:

Yea—Peterson, Stuart

By the Committee on Health and Rehabilitative Services and Senator D. Childers—

CS for SB 631—A bill to be entitled An act relating to community care for the elderly; amending s. 410.024(8), Florida Statutes, 1980 Supplement; providing an exception to the collection of contributions for programs utilizing federal funds; providing an effective date.

—was read the first time by title and SB 631 was laid on the table.

On motions by Senator D. Childers, by two-thirds vote CS for SB 631 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—35

Mr. President	Hill	Maxwell	Skinner
Anderson	Jenkins	McClain	Steinberg
Beard	Jenne	McKnight	Stevens
Carlucci	Jennings	Neal	Tobiassen
Childers, D.	Johnston	Peterson	Trask
Dunn	Kirkpatrick	Poole	Vogt
Frank	Langley	Rehm	Ware
Grizzle	Lewis	Renick	Winn
Henderson	Margolis	Scott	

Nays—None

Vote after roll call:

Yea—Barron, Hair, Stuart

By the Committee on Commerce and Senator Scott—

CS for SB 446—A bill to be entitled An act relating to workers' compensation; creating s. 440.385, Florida Statutes; establishing the Florida Self-Insurers Guaranty Association, Incorporated; requiring certain individual self-insurers to become members of the association; providing for withdrawal upon termination of the self-insurance privilege; providing for a board of directors and providing for organization, operation, powers, and duties thereof; providing for creation of an insolvency fund; providing for a plan of operation; providing powers and duties of the Department of Labor and Employment Security; providing the effect of paid claims; providing for exchange of information to detect and prevent employer insolvencies; providing for examination and regulation of the association by the department; providing certain immunity; providing for a stay of proceedings; providing a statute of limitations; amending s. 440.38(1)(b), Florida Statutes, 1980 Supplement, to conform; adding s. 440.09(5), Florida Statutes; specifying a circumstance under which an employee shall be deemed to be within the course of employment; providing an effective date.

—was read the first time by title and SB 446 was laid on the table.

On motions by Senator Scott, by two-thirds vote CS for SB 446 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

Mr. President	Henderson	Maxwell	Steinberg
Anderson	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Grizzle	Langley	Scott	Ware
Hair	Lewis	Skinner	Winn

Nays—None

Vote after roll call:

Yea—Barron

By the Committee on Commerce and Senator Skinner—

CS for SB 510—A bill to be entitled An act relating to insurance; creating s. 627.6676, Florida Statutes; requiring insurers writing group, blanket, or franchise policies to continue coverage on certain persons; providing for payment of premiums; providing circumstances for termination; limiting continued coverage to certain persons; providing an effective date.

—was read the first time by title and SB 510 was laid on the table.

On motion by Senator Skinner, by two-thirds vote CS for SB 510 was read the second time by title.

Senator Skinner moved the following amendment which was adopted:

Amendment 1—On page 2, lines 6 and 7, strike everything after "The" and insert: former spouse becomes eligible for Medicare.

On motion by Senator Skinner, by two-thirds vote CS for SB 510 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Hair	Margolis	Skinner
Anderson	Henderson	Maxwell	Steinberg
Barron	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn

Nays—None

SB 582—A bill to be entitled An act relating to the Florida Evidence Code; amending s. 90.103(2), Florida Statutes; providing that the code shall apply to all civil actions and other proceedings pending on or brought after October 1, 1981; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Civil recommended the following amendment which was moved by Senator Hair and adopted:

Amendment 1—On page 1, between lines 19 and 20, insert:

Section 2. Paragraph (c) of subsection (1) of section 90.801, Florida Statutes, is amended to read:

90.801 Hearsay; definitions; exceptions.—

(c) "Hearsay" is a ~~an~~ ~~out of court~~ statement, other than one made by the declarant while testifying ~~who testifies~~ at the trial or hearing, offered in evidence ~~court~~ to prove the truth of the matter ~~asserted~~ contained in the statement.

Senator Hair moved the following amendment to Amendment 1 which was adopted:

Amendment 1A—On page 1, between lines 3 and 4, insert: (1) The following definitions apply under this chapter:

Amendment 1 as amended was adopted.

The Committee on Judiciary-Civil recommended the following amendment which was moved by Senator Hair:

Amendment 2—In title on page 1, line 6, after the semicolon (;) insert: providing for definition;

Senator Hair moved the following amendment to Amendment 2 which was adopted:

Amendment 2A—On page 1, line 6, after the semi-colon (;) insert: amending s. 90.801(1)(c), Florida Statutes; defining "hearsay";

Amendment 2 as amended was adopted.

On motion by Senator Hair, by two-thirds vote SB 582 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Henderson	McClain	Stuart
Anderson	Jenkins	McKnight	Thomas
Barron	Jenne	Neal	Tobiassen
Beard	Jennings	Peterson	Trask
Carlucci	Johnston	Poole	Vogt
Childers, D.	Kirkpatrick	Rehm	Ware
Frank	Langley	Renick	Winn
Gordon	Lewis	Skinner	
Grizzle	Margolis	Steinberg	
Hair	Maxwell	Stevens	

Nays—None

SB 1014—A bill to be entitled An act relating to state employment; creating s. 110.2071, Florida Statutes; requiring the Department of Administration to create and develop class specifications for a transitional class of career positions in the uniform classification plan to allow for entry of nonprofessional employees into professional positions; providing an effective date.

—was read the second time by title.

Senator Frank moved the following amendment:

Amendment 1—On page 1, line 27, strike the words "and minorities" and insert: , minorities, the handicapped, and other qualified persons

Senator McClain moved the following substitute amendment which was adopted:

Amendment 2—On page 1, line 27, strike "women and minorities" and insert: "persons, regardless of race, religion, color or creed, sex, or age" after words: "recruiting"

Senator McClain moved the following amendments which were adopted:

Amendment 3—On page 1, lines 11-20, strike whereas clause

Amendment 4—On page 2, insert: Any non-professional employee in a transitional classification position shall remain on probationary status in such position for a period of six (6) months prior to moving into an entry-level professional position.

On motion by Senator Frank, by two-thirds vote SB 1014 as amended was read the third time by title.

On motion by Senator Frank, the Senate reconsidered the vote by which SB 1014 was read the third time.

Further consideration of SB 1014 was deferred.

SB 479—A bill to be entitled An act relating to elections; amending s. 97.061(2), Florida Statutes; deleting provision requiring each supervisor of elections to record certain information about electors needing assistance at the polls; amending s. 98.-031(1), Florida Statutes, 1980 Supplement; deleting provision which requires each county election precinct to have clearly observable boundaries; amending s. 98.051(1)(c), Florida Statutes, 1980 Supplement; requiring the supervisor of elections to provide for registration during certain periods; amending s. 98.271(1), Florida Statutes, 1980 Supplement; prescribing the office in which the written oath required of deputy supervisors

of elections is to be filed; amending ss. 101.141(6), 101.151(8), 101.27(6), Florida Statutes; removing the requirement that the Department of State approve ballots; amending s. 101.72, Florida Statutes, prescribing the number of voting booths or compartments required in certain counties; authorizing each supervisor of elections to determine the actual number of booths or compartments to be used in each precinct; amending s. 106.29 (1), Florida Statutes; changing the day on which executive committees of political parties are to file reports of contributions and expenditures; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Civil recommended the following amendment which was moved by Senator Maxwell and adopted:

Amendment 1—On page 2, between lines 16 and 17, insert: Section 2. Subsection (2) of section 97.072, Florida Statutes, 1980 Supplement, is amended to read:

97.072 Replacement of registration identification card.—

(2) In the case of a change in party affiliation, the elector shall make a written request for such change and surrender his registration identification card, or indicate in writing if it has been lost, stolen, or destroyed, to the supervisor. Upon verification, the supervisor shall ~~change~~ ~~cancel~~ the elector's prior ~~party affiliation registration~~ and issue the person a new card, except that such card shall not be issued while the registration books are closed pursuant to s. 98.051. All ~~changes~~ ~~cancellations~~ shall be retained on file by the supervisor.

(Renumber subsequent sections.)

The Committee on Judiciary-Civil recommended the following amendment which was moved by Senator Maxwell and failed:

Amendment 2—On page 7, between lines 2 and 3, insert: Section 10. Section 100.359, Florida Statutes, is created to read: 100.359 Municipal Elections.—The governing body of each municipality in each county shall select a member to represent the governing body in selecting an election date on which all municipal elections shall be held in their respective counties. The representatives shall meet and select the election date no later than January 1, 1982.

(Renumber subsequent section.)

Senator D. Childers moved the following amendment which was adopted:

Amendment 3—On page 2, line 3, insert: Section 1. Subsection (1) of Section 97.051, Florida Statutes, is amended to read:

97.051 Oath and identification of elector for registration.—

(1) A person making application for registration as an elector shall take the following oath: "I do solemnly swear (or affirm) that I will protect and defend the Constitution of the United States and the Constitution of the State of Florida, and that I am qualified to register as an elector under the Constitution and laws of the State of Florida, *an that I am a citizen of the United States and a legal resident of County, Florida.*"

(Renumber subsequent sections.)

The Committee on Judiciary-Civil recommended the following amendment which was moved by Senator Maxwell and failed:

Amendment 4—In title on page 1, line 29 after "expenditures;" insert: providing for selection of uniform date on which all municipal elections shall be held in their respective counties;

Senator Maxwell moved the following amendment which was adopted:

Amendment 5—In title on page 1, line 6, after "polls;" insert: amending s. 97.072(2), Florida Statutes, 1980 Supplement; providing for change of party affiliation;

Senator D. Childers moved the following amendment which was adopted:

Amendment 6—On page 1, line 2, insert: elections; amending s. 97.051(1), Florida Statutes; requiring an applicant for registration as elector to state he or she is a United States Citizen;

On motion by Senator Maxwell, by two-thirds vote SB 479 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Hair	Margolis	Skinner
Anderson	Henderson	Maxwell	Steinberg
Barron	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn

Nays—None

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 read the second time by title. On motion by Senator Ware, by two-thirds vote SB 544 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Henderson	Maxwell	Steinberg
Anderson	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn
Hair	Margolis	Skinner	

Nays—None

Vote after roll call:

Yea—Barron

SB 613—A bill to be entitled An act relating to mortgages; amending s. 494.081(2), Florida Statutes; providing circumstances under which a mortgage broker's fees are not considered interest; removing applicability of such provision to mortgage solicitors; specifying information to be provided at the request of the Department of Banking and Finance; providing an effective date.

—was read the second time by title.

The Committee on Commerce recommended the following amendment which was moved by Senator Anderson and adopted:

Amendment 1—On page 1, line 26, strike "\$100,000" and insert: \$250,000

On motion by Senator Anderson, by two-thirds vote SB 613 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Henderson	McClain	Stevens
Anderson	Hill	McKnight	Stuart
Beard	Jenkins	Neal	Thomas
Carlucci	Jenne	Peterson	Tobiassen
Childers, D.	Jennings	Poole	Trask
Dunn	Johnston	Rehm	Vogt
Frank	Kirkpatrick	Renick	Winn
Gordon	Lewis	Scott	
Grizzle	Margolis	Skinner	
Hair	Maxwell	Steinberg	

Nays—1

Langley

Vote after roll call:

Yea—Barron

On motion by Senator Gordon, the rules were waived and the Senate reverted to—

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Gordon, the rules were waived and the Committee on Appropriations was granted permission to consider CS for SB 82 and HB 20 on May 15.

SPECIAL ORDER, continued

By the Committee on Education and Senators Peterson, Hair, Renick, Anderson and McKnight—

CS for SB's 585 and 358—A bill to be entitled An act relating to community colleges; amending s. 240.359(3)(d), Florida Statutes, 1980 Supplement; deleting certain provisions under which a community college would receive less than its full portion of state funds; deleting requirement that elderly persons be enrolled at no charge under certain circumstances; amending s. 240.349(2), Florida Statutes, 1980 Supplement; adding criteria for senior citizen fee waivers; providing an effective date.

—was read the first time by title and SB 585 and SB 358 were laid on the table.

On motion by Senator Peterson, by two-thirds vote CS for SB's 585 and 358 was read the second time by title.

Senator Peterson moved the following amendment which was adopted:

Amendment 1—On page 2, line 29, strike everything after the period and insert: *No credit for degree, certificate or other credentialing purposes shall be*

On motion by Senator Peterson, by two-thirds vote CS for SB's 585 and 358 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Hair	Margolis	Steinberg
Anderson	Henderson	Maxwell	Stevens
Barron	Hill	McClain	Stuart
Beard	Jenkins	McKnight	Thomas
Carlucci	Jenne	Neal	Tobiassen
Childers, D.	Jennings	Peterson	Trask
Dunn	Johnston	Poole	Vogt
Frank	Kirkpatrick	Rehm	Ware
Gordon	Langley	Scott	Winn
Grizzle	Lewis	Skinner	

Nays—None

SB 381—A bill to be entitled An act relating to the Florida School for the Deaf and the Blind; amending s. 242.331(4), Florida Statutes, renumbering subsection (5) of said section and adding a new subsection (5) to said section; authorizing the board of trustees of the Florida School for the Deaf and the Blind to receive gifts, donations, and bequests; providing that title to the same shall vest in the board of trustees; pro-

viding for the deposit of such funds outside the State Treasury; authorizing the expenditure of such funds; providing for the sale or conveyance of real or personal property received by the board; authorizing the board to invest such funds in specified securities; providing an effective date.

—was read the second time by title. On motion by Senator Peterson, by two-thirds vote SB 381 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Henderson	McClain	Stevens
Anderson	Hill	McKnight	Stuart
Barron	Jenkins	Neal	Thomas
Beard	Jenne	Peterson	Tobiassen
Carlucci	Jennings	Poole	Trask
Childers, D.	Johnston	Rehm	Vogt
Dunn	Kirkpatrick	Renick	Ware
Frank	Langley	Scott	Winn
Grizzle	Lewis	Skinner	
Hair	Maxwell	Steinberg	

Nays—None

By the Committee on Education and Senators Margolis and Frank—

CS for SB's 178, 377 and 527—A bill to be entitled An act relating to school health services and school entry medical examinations; repealing s. 402.32(4)(c), Florida Statutes; deleting provisions relating to emergency health needs; amending s. 402.32(3)(c), (7), Florida Statutes; providing that, at the beginning of each school year, parents or guardians shall be informed, in writing, that their children will receive a medical examination, screening, and treatment; defining "invasive screening"; providing for exemptions from such medical examination, screening, and treatment; describing conditions under which parental consent is required; amending s. 232.0315(1), Florida Statutes, 1980 Supplement; prescribing a time limit within which certain children must receive a school entry medical examination; providing an effective date.

—was read the first time by title and SB's 178, 377 and 527 were laid on the table.

On motion by Senator Frank, by two-thirds vote CS for SB's 178, 377 and 527 was read the second time by title.

Senator Frank moved the following amendment which was adopted:

Amendment 1—On page 2, between lines 15 and 16, insert: At the time the parents or guardians are informed that their children will receive a medical or physical examination, screening, or treatment they shall also be informed, in writing, that the child may be exempted therefrom.

Pending further consideration of CS for SB's 178, 377 and 527 as amended, on motion by Senator Frank, the rules were waived and by two-thirds vote HB 197 was withdrawn from the Committee on Education.

On motion by Senator Frank—

HB 197—A bill to be entitled An act relating to school health services and school entry medical examinations; repealing s. 402.32(4)(c), Florida Statutes; deleting provisions relating to emergency health needs; amending s. 402.32(3)(c), (7), Florida Statutes; providing that, at the beginning of each school year, parents or guardians shall be informed, in writing, that their children will receive a medical examination, screening, and treatment; defining "invasive screening"; providing for exemptions from such medical examination, screening, and treatment; describing conditions under which parental consent is required; amending s. 232.0315(1), Florida Statutes, 1980 Supplement; prescribing a time limit within which certain children must receive a school entry medical examination; providing an effective date.

—a companion measure, was substituted for CS for SB's 178, 377 and 527 and read the second time by title.

Senator Peterson moved the following amendments which were adopted:

Amendment 1—On page 1, strike all of lines 23-31 and on page 2, all of lines 1-22 and insert: Section 1. Paragraph (d) is added to subsection (3) of section 402.32, Florida Statutes, and paragraphs (c) of subsection (4) and subsection (7) of said section are amended to read:

402.32 School health services program.—

(3) The following words and phrases shall have the following meanings for the purpose of this section:

(d) "Invasive screening" means any screening procedure in which the skin or any body orifice is penetrated.

(4) The duties of the Department of Health and Rehabilitative Services shall be:

(c) In cooperation with school personnel, to meet emergency health needs.

(7) At the beginning of each school year, parents or guardians shall be informed, in writing, that their children will receive a will be requested to provide their written permission for medical or physical examination, screening, and treatment. Any child shall be exempt from medical or physical examination, screening, and treatment if his parent or guardian requests such exemption in writing does not provide such permission. The consent established by this subsection shall not be construed to authorize invasive screening; if there is a need for such procedure, parental or guardian consent shall be obtained prior to performing the screening. However, the laws, rules, and regulations relating to contagious or communicable diseases and sanitary matters shall not be violated.

Amendment 2—In title on page 1, lines 3-6 and 11, strike on lines 3-5, "repealing s. 402.32 (4) (c), Florida Statutes; deleting provisions" and on line 6, "(3) (c)," and on line 11, "defining "invasive screening";" and insert: on line 3 after the semi-colon (;), adding paragraph (d) to s. 402.32, Florida Statutes; defining "invasive screening"; amending s. 402.32 (4) (c), Florida Statutes;

On motion by Senator Frank, by two-thirds vote HB 197 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Henderson	Maxwell	Steinberg
Anderson	Hill	McClain	Stevens
Barron	Jenkins	McKnight	Stuart
Beard	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	
Hair	Margolis	Skinner	

Nays—None

CS for SB's 178, 377 and 527 was laid on the table.

SB 6—A bill to be entitled An act relating to Sunland Centers; providing that the recreation buildings at the Sunland Training Center in the City of Gainesville in Alachua County shall be jointly designated and named the "John C. Thomas, Jr., Recreation Center"; providing for appropriate signs and markers; providing an effective date.

—was read the second time by title.

Senator Skinner moved the following amendments which were adopted:

Amendment 1—On page 2, between lines 5 and 6, after quotation insert and renumber subsequent section:

Section 3. Subsection (23) of section 393.063, Florida Statutes, is amended to read:

393.063 Definitions.—For the purposes of this chapter:

(23) "Major state retardation facility" means a state-owned facility, formerly known as a "Sunland Center," providing means a state residential facility for the care, habilitation, and rehabilitation of clients, but shall not include any state-operated group home facility or residential habilitation center.

Section 4. The Department of Health and Rehabilitative Services shall by October 1, 1981, develop rules for the naming of any major state retardation facility, as defined in s. 393.063 (23), Florida Statutes. Rules shall provide for name selection based on input from local groups, including, but not limited to, facility staff, residents, parents or residents, and advocacy groups. The district administrator in whose district the major state retardation facility is located shall have the authority to make the final decision on name selection.

Section 5. In editing the manuscript for the next edition of the official Florida Statutes, the Statutory Revision Division of the Joint Legislative Management Committee shall change "Sunland Center" or "Sunland training center" to "major state retardation facility" wherever the same appear in sections 240.405, 372.57, 393.065, 393.066, 393.069, 393.20, and 402.22, Florida Statutes.

Amendment 2—In title on page 1, line 8, insert after the semi-colon (;): amending s. 393.063(23), Florida Statutes; changing the designation "Sunland Center" to "major state retardation facility"; directing the Department of Health and Rehabilitative Services to promulgate rules for the naming of such facilities based on local input; directing that changes in terminology in the Florida Statutes be made

On motion by Senator Skinner, by two-thirds vote SB 6 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Hair	Margolis	Skinner
Anderson	Henderson	Maxwell	Steinberg
Barron	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Thomas
Childers, D.	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Gordon	Langley	Renick	Ware
Grizzle	Lewis	Scott	Winn

Nays—None

SB 204—A bill to be entitled An act relating to soybeans; amending s. 573.850(1), Florida Statutes; increasing the maximum assessment on soybeans subject to a marketing order or marketing agreement; providing an effective date.

—was read the second time by title. On motion by Senator Tobiassen, by two-thirds vote SB 204 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Hair	Margolis	Steinberg
Anderson	Henderson	Maxwell	Stevens
Barron	Hill	McClain	Stuart
Beard	Jenkins	McKnight	Thomas
Carlucci	Jenne	Neal	Tobiassen
Childers, D.	Jennings	Peterson	Trask
Dunn	Johnston	Poole	Vogt
Frank	Kirkpatrick	Renick	Ware
Gordon	Langley	Scott	Winn
Grizzle	Lewis	Skinner	

Nays—None

Vote after roll call:

Yea—Rehm

By the Committee on Health and Rehabilitative Services and Senator Gordon—

CS for SB 182—A bill to be entitled An act relating to the practice of medicine; creating s. 458.316, Florida Statutes; providing for the issuance and renewal of a public health certificate under certain circumstances; providing an effective date.

—was read the first time by title and SB 182 was laid on the table.

On motion by Senator Gordon, by two-thirds vote CS for SB 182 was read the second time by title.

Senators Rehm and Trask offered the following amendments which were moved by Senator Rehm and adopted:

Amendment 1—On page 1, line 9, insert: Section 1. Legislative intent.—It is the intent of the Legislature to encourage the development of programs for community-based care for the elderly as an alternative to institutionalization. The Legislature finds and declares that routine health care provided on an outpatient basis is one such program, the availability of which would fill an unmet need, improve the quality and quantity of health care available to elderly persons while minimizing the cost of such care, and reduce the incidence of unnecessary or premature institutionalization of elderly persons. The purpose of this act is to encourage the development of geriatric outpatient clinics to make such services available. The Legislature intends that existing and available space in local health units or community space made available to the local health unit for this purpose at no charge be used for geriatric outpatient clinics in order that the cost of such programs be kept low.

Section 2. Definitions.—As used in this act:

(1) "Geriatric patient" means any patient who is 60 years of age or older.

(2) "Geriatric outpatient clinic" means a site for the provision of health care to geriatric patients on an outpatient basis, which is staffed by a registered nurse, an advanced registered nurse practitioner, a certified geriatric nurse practitioner, or by a physician's assistant.

(3) "Department" means the Department of Health and Rehabilitative Services.

(4) "Local health unit" means a full-time local health unit as authorized and described in section 154.01, Florida Statutes.

Section 3. Pilot program.—

(1) The department shall conduct a pilot program to determine the desirability of establishing geriatric outpatient clinics in local health units. The department shall establish one pilot program in the Pasco County health department and may establish not more than two others in local health units in other districts.

(2) Existing local health unit resources and community resources, when available, shall be used to support the programs. The department shall seek funding for the programs from federal and state financial assistance programs which presently exist or which may be hereafter created. The department shall make every effort to recover all applicable third party benefits for which the recipients of the services of this program are eligible. Additional services, as appropriate, may be incorporated into a program to the extent that resources are available. The department may accept gifts and grants in order to carry out a program.

(3) Volunteers shall be used to the maximum extent possible in carrying out the programs. The department shall contract, pursuant to section 455.06, Florida Statutes, for the necessary insurance coverage to protect volunteers from personal liability while acting within the scope of their volunteer assignments under a program.

(4) If the department determines that it is necessary for clients to help pay for services provided by a program, the department may require clients to make contribution therefor in either money or personal services.

The amount of money or value of the personal services shall be fixed according to a fee schedule established by the department. In establishing the fee schedule, the department shall take into account the expenses and resources of a client and his overall ability to pay for the services.

Section 4. Evaluation and report.—

(1) The department shall evaluate the effectiveness of geriatric outpatient clinics to determine:

(a) The feasibility and desirability of continuing to encourage the development of such clinics;

(b) The suitability of local health units as the location for such clinics;

(c) The appropriateness of having such clinics conducted by registered nurses, advanced registered nurse practitioners, certified geriatric nurse practitioners, or physicians' assistants; and

(d) The impact of a rural or urban location on such clinics.

(2) This evaluation shall cover the period October 1, 1981, through September 30, 1982, and shall include the following items:

(a) A description of clinic facilities, equipment, personnel, and patient eligibility criteria;

(b) A summary of numbers and types of clients served, type of care provided, referral, follow-up and outreach services provided, coordination with other services available in the community, and cost per patient, including direct and indirect costs;

(c) A detailed description of the maximization of available local, state and federal funds, special grants, third party reimbursements, and fees for services;

(d) A description of cost savings realized due to prevention or delayed onset of chronic illnesses, dependence and need for institutionalization or extensive health care;

(e) A survey of participants in the pilot program for indicators of patient satisfaction; and

(f) Such other factors as the department deems necessary for an accurate analysis of the costs and benefits associated with the establishment and operation of geriatric outpatient clinics.

(3) The results of the evaluation shall be reported to the President of the Senate and the Speaker of the House of Representatives not later than January 1, 1983. The department shall report annually, in a like fashion, the ongoing experience of geriatric outpatient nurse clinics in the state, for as long as such reports are deemed appropriate by the department.

Section 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not effect 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 sections.)

Amendment 2—In title on page 1, line 2, strike the words "the practice of medicine;" and insert: health care; requiring the Department of Health and Rehabilitative Services to establish within at least one local health unit a pilot program for a geriatric outpatient clinic; requiring one pilot program to be in Pasco County; providing legislative intent; providing definitions; requiring evaluation; requiring a report to the President of the Senate and the Speaker of the House of Representatives; providing severability.

On motion by Senator Gordon, by two-thirds vote CS for SB 182 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Beard	Frank	Hair
Anderson	Childers, D.	Gordon	Henderson
Barron	Dunn	Grizzle	Hill

Jenkins	Margolis
Jenne	Maxwell
Jennings	McClain
Johnston	McKnight
Kirkpatrick	Neal
Langley	Peterson
Lewis	Poole

Rehm
Renick
Scott
Skinner
Steinberg
Stevens
Stuart

Thomas
Tobiassen
Trask
Vogt
Ware
Winn

Nays—None

SB 393—A bill to be entitled An act relating to the physically handicapped; amending s. 286.26, Florida Statutes; providing that current provisions of law concerning accessibility of public meetings to the handicapped shall not be construed to permit the use of human physical assistance in lieu of mechanical devices; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations recommended the following amendment which was moved by Senator Vogt:

Amendment 1—On page 1, line 28, insert after (2): *If an affected handicapped person objects,*

Senator Vogt moved the following amendment to Amendment 1 which was adopted.

Amendment 1A—On page 1, line 28, after the word "objects" insert: in the written request

Amendment 1 as amended was adopted.

The Committee on Governmental Operations recommended the following amendment which was moved by Senator Vogt and adopted:

Amendment 2—In title on page 1, line 8, before the semicolon (;) insert: under certain circumstances

On motion by Senator Vogt, by two-thirds vote SB 393 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	Hill	Maxwell	Skinner
Anderson	Jenkins	McClain	Steinberg
Beard	Jenne	McKnight	Stuart
Carlucci	Jennings	Peterson	Tobiassen
Dunn	Johnston	Poole	Trask
Frank	Kirkpatrick	Rehm	Vogt
Grizzle	Langley	Renick	Ware
Hair	Margolis	Scott	Winn

Nays—3

Lewis	Neal	Stevens
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Vote after roll call:

Nay to Yea—Lewis

Senator Stuart presiding

SB 308—A bill to be entitled An act relating to the children's medical services program; establishing the hematology-oncology care center program under the Department of Health and Rehabilitative Services; providing definitions; authorizing grant agreements and funding; providing guidelines for disbursements and reimbursements; providing for statewide reporting and evaluation of certain data; providing an effective date.

—was read the second time by title.

Senator McKnight moved the following amendments which were adopted:

Amendment 1—On page 3, line 9, after the word "without" insert: additional

Amendment 2—On page 4 line 3 strike the word “shall” and insert: may

Amendment 3—On page 4, lines 14 and 15, strike “Children’s Medical Services Program Office” and insert: department

On motion by Senator Poole, by two-thirds vote SB 308 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Hill	Maxwell	Skinner
Anderson	Jenkins	McClain	Steinberg
Beard	Jenne	McKnight	Stevens
Childers, D.	Jennings	Neal	Stuart
Dunn	Johnston	Peterson	Tobiassen
Frank	Kirkpatrick	Poole	Trask
Grizzle	Langley	Rehm	Vogt
Hair	Lewis	Renick	Ware
Henderson	Margolis	Scott	Winn

Nays—None

SR 647—A resolution commending Coach Howard Schnellenberger and the University of Miami football team for their contributions to the sport of football and to the State of Florida.

—was read the second time in full. On motion by Senator Steinberg, SR 647 was adopted. The vote on adoption was:

Yeas—36

Mr. President	Grizzle	Lewis	Skinner
Anderson	Hair	Margolis	Steinberg
Barron	Hill	McClain	Stevens
Beard	Jenkins	McKnight	Stuart
Carlucci	Jenne	Neal	Tobiassen
Childers, D.	Jennings	Peterson	Trask
Dunn	Johnston	Rehm	Vogt
Frank	Kirkpatrick	Renick	Ware
Gordon	Langley	Scott	Winn

Nays—None

Senator Steinberg introduced Coach Howard Schnellenberger to the Senate and Senators Anderson and Winn escorted him to the rostrum where he addressed the Senate.

SB 838—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; amending s. 409.-2671(2)(d), (3), (7)(c), (e), Florida Statutes, 1980 Supplement; providing for an extension of the pilot project to test the feasibility of increasing hospital outpatient service through local agency contributions; providing an effective date.

—was read the second time by title. On motion by Senator McKnight, by two-thirds vote SB 838 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Hair	Margolis	Stevens
Anderson	Henderson	McKnight	Stuart
Beard	Jenkins	Neal	Tobiassen
Childers, D.	Jenne	Poole	Trask
Dunn	Jennings	Rehm	Vogt
Frank	Johnston	Renick	Winn
Gordon	Langley	Skinner	
Grizzle	Lewis	Steinberg	

Nays—None

Vote after roll call:

Yea—Hill, Peterson, Scott

SB 797—A bill to be entitled An act relating to disposition of dead bodies; amending s. 245.08, Florida Statutes, to allow a government agency to claim certain bodies for burial; pro-

viding for assessment of fees for burial by the Department of Health and Rehabilitative Services; providing an effective date.

—was read the second time by title. On motion by Senator Rehm, by two-thirds vote SB 797 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Lewis	Stevens
Anderson	Henderson	Margolis	Stuart
Beard	Hill	McKnight	Tobiassen
Carlucci	Jenkins	Neal	Trask
Childers, D.	Jenne	Rehm	Vogt
Dunn	Jennings	Renick	Ware
Frank	Johnston	Scott	Winn
Gordon	Kirkpatrick	Skinner	
Grizzle	Langley	Steinberg	

Nays—None

Vote after roll call:

Yea—Peterson

SB 886—A bill to be entitled An act relating to hospital regulation; repealing s. 395.25, Florida Statutes, relating to the requirement that hospitals offer, in writing, to every female patient 18 years of age or older a cytologic examination for cancer of the cervix and a manual examination for cancer of the breast; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 886 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Margolis	Stevens
Anderson	Hill	McClain	Stuart
Beard	Jenkins	McKnight	Tobiassen
Carlucci	Jenne	Neal	Trask
Childers, D.	Jennings	Rehm	Vogt
Dunn	Johnston	Renick	Ware
Frank	Kirkpatrick	Scott	Winn
Gordon	Langley	Skinner	
Grizzle	Lewis	Steinberg	

Nays—None

Vote after roll call:

Yea—Peterson

By the Committee on Commerce and Senators Steinberg, Stuart, Kirkpatrick, Jennings, Carlucci, Margolis and Gordon—

CS for SB 54—A bill to be entitled An act relating to the purchase and sale of metals; amending s. 812.049(3), (4), Florida Statutes, 1980 Supplement; adding platinum to the definition of metals and limiting the definition of person dealing in secondhand goods; amending s. 812.051, Florida Statutes, 1980 Supplement; requiring that records of purchases contain additional identification and specific descriptive information; requiring that items purchased which contain certain metals be retained in an unaltered condition in the county and be available for inspection; limiting exemptions; providing a penalty; providing an effective date.

—was read the first time by title and SB 54 was laid on the table.

On motion by Senator Steinberg, by two-thirds vote CS for SB 54 was read the second time by title.

Senator Steinberg moved the following amendment:

Amendment 1—On page 1, line 19, strike everything after the enacting clause and insert:

Section 1. Subsections (3) and (4) of section 812.049, Florida Statutes, 1980 Supplement, are amended to read:

812.049 Definitions.—As used in ss. 812.051 and 812.052:

(3) "Metals" means any item containing any gold, platinum, or silver, any copper wire which is or can be used for transmission or distribution in a utility or communications system, and any railroad track and accessories. This act shall have no application except to these specific items.

(4) "Persons dealing in secondhand goods" means every person who engages in the business of buying or selling used, fabricated metals of any kind.

Section 2. Section 812.051, Florida Statutes, 1980 Supplement, is amended to read:

812.051 Records required of junk dealers, scrap-metal processors, persons dealing in secondhand goods, and foundries; holding period for items containing gold, platinum, or silver; prohibition of purchase from persons under the age of 18 years; requirements for conducting business; penalty.—

(1) Every junk dealer, scrap-metal processor, person dealing in secondhand goods, or foundry shall keep a record of purchases of all metals as defined in s. 812.049(3), which record shall contain:

(a) The name, and address, date of birth, sex, and race of each person from whom the metals are purchased, including the signature of the person selling the same, together with the person's driver's license number or other identifying number.

(b) A general description of the item containing gold or silver or of the type of utility copper wire purchased; and a specific description of any item containing gold, platinum, or silver, which description shall be accurate and as reasonably complete as the nature of the item permits and shall make reference to any permanent marking on the item, including but not limited to, brand, monogram, or hallmark.

(c) The estimated quantity of metals purchased.

(d) The date of the purchase.

(2) The records shall at all times be subject to inspection by all law enforcement officers and shall be preserved for a period of 3 years after purchase.

(3) The records of purchases of gold, platinum, or silver, utility copper wire, or railroad track and accessories shall be submitted to the sheriff of the county in which the business is operated within 24 hours after purchase. No item containing gold, platinum, or silver shall be transferred outside the county, sold, melted, altered, or otherwise disposed of by any dealer until 5 days after the date of submission of a record of its purchase to the sheriff of the county, and, during this period, the item shall be made available for inspection by any law enforcement officer upon request. Nothing in this subsection shall prohibit a county or municipality from requiring items containing gold, platinum, or silver to be held for a period of time greater than 5 days.

(4) The provisions of subsection (3) shall not apply to scrap-metal processors purchasing metals from governmental entities, public utility companies, or railroad companies or from dealers certifying in writing that a report for the metals being purchased has previously been filed and that any item containing gold, platinum, or silver has been retained as required by this act. Violation of this provision shall be a misdemeanor of the first degree, punishable as provided in s. 775.082, s. 775.083 or s. 775.084.

(5) The provisions of this section shall not apply to the purchase of any coin with an intrinsic value less than its numismatic value or of any bullion coin or any gold, silver or platinum bullion that has been assayed and is properly marked with its weight and fineness, by any person whose primary business is dealing in gold or silver coins, or to any person primarily engaged in the retail jewelry business if such business is licensed pursuant to law or ordinance.

(6) It is unlawful for any junk dealer, scrap-metal processor, person dealing in secondhand goods, or foundry to purchase gold, platinum, or silver from any person under the age of 18 years without the consent of such person's parent or legal guardian. It is a complete defense to any criminal prosecution therefore if, at the time the metal was purchased, the person evidenced that he was of legal age, the appearance of the person was such that an ordinarily prudent person would believe him

to be 18 years of age or older, and the purchaser acted in good faith and in reliance upon the representation and appearance of the person in the belief he was of legal age.

(7) Any person who violates the provisions of this section is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 3. This act shall take effect October 1, 1981.

Senator Steinberg moved the following amendment to Amendment 1 which was adopted:

Amendment 1A—On page 4, lines 2 and 3, insert:

(7) Every junk dealer, scrap-metal processor, person dealing in secondhand goods, or foundry when purchasing items containing gold, platinum, or silver shall in his place of business:

(a) Post daily prices for gold, platinum, or silver in a clear, conspicuous, and visible manner,

(b) Weigh any item containing gold, platinum, or silver in view of all prospective customers, and

(c) Prominently display all licenses, if such business is licensed pursuant to law or ordinance.

(Renumber subsequent subsection.)

Senator Jennings moved the following amendments to Amendment 1 which were adopted:

Amendment 1B—On page 2, lines 5-9, strike all of said lines and insert:

(a) The full name, residence and address, home phone number, business phone number, place of employment, age, race, and sex of each person from whom the metals are purchased, including the signature of the person selling the same, together with the person's driver's license number and one or other identifying number, and either a photograph or thumbprint of the seller.

Amendment 1C—On page 2, line 28 and on page 3, line 4, strike "5" and insert: 10

Senator Carlucci moved the following amendment to Amendment 1 which failed:

Amendment 1D—On page 2, between lines 18 and 19, insert:

(e) A photograph of the seller.

Amendment 1 as amended was adopted.

Senator Steinberg moved the following amendment:

Amendment 2—In title on page 1, line 14, after the word "exemptions;" insert: providing the purchase of certain metals from any person under a certain age;

Senator Steinberg moved the following amendment to Amendment 2 which was adopted:

Amendment 2A—In title on page 1, line 13, after the word "age;" insert: requiring the posting of prices for certain metals, the weighing of certain metals in a certain manner, and the displaying of licenses under certain circumstances;

Amendment 2 as amended was adopted.

On motion by Senator Steinberg, by two-thirds vote CS for SB 54 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Carlucci	Gordon	Jenkins
Anderson	Childers, D.	Grizzle	Jenne
Barron	Dunn	Hair	Jennings
Beard	Frank	Henderson	Johnston

Kirkpatrick	McClain	Skinner	Tobiassen
Langley	McKnight	Steinberg	Trask
Lewis	Peterson	Stevens	Vogt
Margolis	Rehm	Stuart	Winn
Maxwell	Renick	Thomas	

Langley	McKnight	Skinner	Tobiassen
Lewis	Neal	Steinberg	Trask
Margolis	Peterson	Stevens	Vogt
Maxwell	Poole	Stuart	Ware
McClain	Renick	Thomas	Winn

Nays—None

Nays—None

SB 385—A bill to be entitled An act relating to the Florida Nonresident Violator Compact Act; amending s. 322.49, Florida Statutes; providing a short title; amending s. 322.50, Florida Statutes; providing findings and declaration of policy and purpose; providing definitions; prescribing procedures to be used by the issuing jurisdiction and the home jurisdiction with respect to traffic citations; providing for compact administration procedures; providing for entry into and withdrawal from the compact; making the compact inapplicable to certain violations; providing for amendments to the compact; providing for construction and severability; providing an effective date.

—was read the second time by title. On motion by Senator Hair, by two-thirds vote SB 385 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Anderson	Hair	Margolis	Skinner
Barron	Henderson	Maxwell	Stevens
Beard	Jenkins	McClain	Stuart
Carlucci	Jennings	McKnight	Thomas
Childers, D.	Johnston	Neal	Tobiassen
Dunn	Kirkpatrick	Peterson	Trask
Frank	Langley	Rehm	Vogt
Gordon	Lewis	Renick	

Nays—None

Vote after roll call:

Yea—W. D. Childers

SB 319—A bill to be entitled An act relating to county government; amending s. 125.56(2), Florida Statutes; removing a limitation on building inspection fees; requiring that such fees be reasonable; providing an effective date.

—was read the second time by title.

The Committee on Economic, Community and Consumer Affairs recommended the following amendment which was moved by Senator Henderson:

Amendment 1—On page 1, lines 18 and 19, strike “~~providing said schedule of fees~~” and insert: ; providing said schedule of fees shall be used only to defer the costs of inspection and enforcement of the provisions of this act

Senator Neal moved the following amendment to Amendment 1 which was adopted:

Amendment 1A—On page 1, line 3, after “act” insert: providing said schedule of fees shall not in any event exceed ½ of 1 percent of the total cost of construction, erection, alteration or repair, as the case may be of any building or proposed meeting.

Amendment 1 as amended was adopted.

On motion by Senator Henderson, by two-thirds vote SB 319 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Anderson	Dunn	Hair	Jenne
Beard	Frank	Henderson	Jennings
Carlucci	Gordon	Hill	Johnston
Childers, D.	Grizzle	Jenkins	Kirkpatrick

Disclosure Pursuant To Rule 1.39

Pursuant to Rule 1.39, I need to make a disclosure of voting conflict with respect to an amendment which I put to Senate Bill 319, voted on today.

The amendment which was moved is clearly in the public interest, but relates to an industry with which my interests are involved. It would have no financial impact whatsoever on my business nor does it directly affect the county in which I deal.

Patrick Neal, 24th District

On motion by Senator Steinberg, the rules were waived and the Senate immediately reconsidered the vote by which—

CS for SB 54—A bill to be entitled An act relating to the purchase and sale of metals; amending s. 812.049(3), (4), Florida Statutes, 1980 Supplement; adding platinum to the definition of metals and limiting the definition of person dealing in secondhand goods; amending s. 812.051, Florida Statutes, 1980 Supplement; requiring that records of purchases contain additional identification and specific descriptive information; requiring that items purchased which contain certain metals be retained in an unaltered condition in the county and be available for inspection; limiting exemptions; providing a penalty; providing an effective date.

—as amended passed this day.

On motion by Senator Steinberg, the Senate reconsidered the vote by which CS for SB 54 was read the third time.

On motion by Senator Steinberg, the Senate reconsidered the vote by which Amendment 1 was adopted.

Senators Steinberg and Jennings offered the following amendment to Amendment 1 which was moved by Senator Steinberg and adopted:

Amendment 1E—On page 1, line 18, after “seller” insert: of gold, platinum, or silver

Amendment 1 as amended was adopted.

On motion by Senator Steinberg, by two-thirds vote CS for SB 54 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Anderson	Hair	Lewis	Skinner
Barron	Henderson	Margolis	Stevens
Beard	Hill	Maxwell	Stuart
Carlucci	Jenkins	McClain	Thomas
Childers, D.	Jenne	McKnight	Tobiassen
Dunn	Jennings	Neal	Trask
Frank	Johnston	Poole	Vogt
Gordon	Kirkpatrick	Rehm	Ware
Grizzle	Langley	Renick	Winn

Nays—None

The Senate resumed consideration of—

SB 1014—A bill to be entitled An act relating to state employment; creating s. 110.2071, Florida Statutes; requiring the Department of Administration to create and develop class specifications for a transitional class of career positions in the uniform classification plan to allow for entry of nonprofessional employees into professional positions; providing an effective date.

Senators McClain and Neal offered the following amendment which was moved by Senator Neal:

Amendment 5—On page 4, insert: This act shall be a pilot program for a period of two (2) years beginning from the effective date of its enactment, and shall expire after said two (2) year period unless reenacted by law.

Further consideration of SB 1014 was deferred.

On motion by Senator Dunn, the rules were waived and all bills passed this day were ordered immediately certified to the House after being engrossed.

On motion by Senator Dunn, a meeting of the Special Order Calendar Subcommittee which was scheduled for 12:15 p.m. this day was cancelled and rescheduled for May 15 upon adjournment of the Appropriations Committee meeting.

Senator Dunn announced that those bills remaining on the special order calendar this day would be on the special order calendar on May 19.

On motion by Senator Gordon, the rules were waived and the Senate reverted to—

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Gordon, the rules were waived and by two-thirds vote CS for SB 690 was withdrawn from the Committee on Appropriations.

On motion by Senator Gordon the rules were waived and the Committee on Appropriations was granted permission to consider CS for SB 343 on May 15.

CO-INTRODUCERS

Senator Renick—Senate Bills 341, 753 and 935; Senator Steinberg—SB 366; Senator Stuart—SB 573; Senator Trask—SB 601

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 8 was corrected and approved.

The Journal of May 6 was corrected and approved as follows:

Page 208, column 1, line 22, strike "SB" and insert: HB

Page 221, counting from bottom of column 2, strike lines 5 through 21 and insert: CS for SB 80—A bill to be entitled An act relating to speech pathology and audiology; amending s. 468.144, Florida Statutes; providing for lay membership on the Florida State Advisory Council of Speech Pathology and Audiology; reviving and readopting s. 468.144, Florida Statutes, as amended, notwithstanding the provisions of the Sundown Act; providing for review and repeal of s. 468.144, Florida Statutes; providing an effective date.

Senator Dunn moved that the Senate stand in recess until Tuesday, May 19, for the purpose of holding committee meetings and conducting other Senate business. The motion was adopted.

Pursuant to the motion by Senator Dunn the Senate recessed at 12:01 p.m. to reconvene at 9:00 a.m., May 19.