



Journal of the Senate

Number 1—Special Session G

Friday, May 21, 1982

At a Special Session of the Florida Legislature convened pursuant to Article III, Section 3(c)(1), of the Constitution of the State as revised in 1968, begun and held at the Capitol, in the City of Tallahassee, in the State of Florida.

In pursuance of the Proclamation of Honorable Bob Graham, Governor of the State of Florida, the Senate met in Special Session at 11:00 a.m. and was called to order by Senator W. D. Childers, President. A quorum present—39:

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

Prayer by the Rev. James R. Crook, Jr., Pastor, Saint Paul's United Methodist Church, Tallahassee:

O God, the Creator at whose word the earth was formed and made obedient to thy will and way, create within each of us a clean heart and renew a right spirit within us that we who are thy human creation might rightly honor thy holy and blessed name by being obedient to thy word and commandments.

Amid all of our anxieties and perplexities in this life, and amid the complex decisions that must be addressed in this Senate session, assure each one present of the Divine resources that are available through thee, the living God - God of our fathers, Abraham, Isaac and Jacob and God of our Lord Jesus Christ.

Grant our petition that the spirit of fraternity shall prevail in these proceedings today. Lift each one present to the high resolve that all of the issues shall be decided with the highest regard for honesty and fairness. And when the day is done give to all who labor here a due sense of reward for what they have accomplished together for the benefit of the people of Florida.

In Jesus' name we pray, Amen.

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

By direction of the President, the Proclamation of the Governor convening the Legislature in Special Session was read:

PROCLAMATION
State of Florida
Executive Department
Tallahassee

TO THE HONORABLE MEMBERS OF THE FLORIDA SENATE AND THE HOUSE OF REPRESENTATIVES:

WHEREAS, the Legislature of the State of Florida convened in Regular Session for the year 1982 on January 18, 1982, and

WHEREAS, the Legislature on March 18, 1982 extended the Regular Session and adjourned sine die March 25, 1982, and subsequently was convened in several Special Sessions, the last of which adjourned April 7, 1982, and

WHEREAS, the Legislature, during the Regular Session of 1982 and the extension thereof, failed to apportion the State for purposes of United States Congressional representation as required by law;

NOW, THEREFORE, I, BOB GRAHAM, as Governor of the State of Florida, by virtue of the power and authority vested in me by Article III, Section 3(c)(1), Florida Constitution, do hereby proclaim as follows:

1. That the Legislature of the State of Florida be and is hereby convened in special session at the Capitol, Tallahassee, Florida, commencing at 11:00 a.m. on Friday, May 21, 1982 and ending at 6:00 p.m. on said date.
2. That the Legislature is convened for the sole purpose of considering the enactment of legislation apportioning the state and establishing districts therein for the election of representatives to the United States Congress.



IN TESTIMONY, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed to this proclamation convening the Legislature in special session, at the Capitol, this 18th day of May 1982.

BOB GRAHAM
Governor

ATTEST:
GEORGE FIRESTONE
Secretary of State

INTRODUCTION AND REFERENCE OF BILLS

By Senators Gordon and Scott—

SB 1-G—A bill to be entitled An act relating to congressional apportionment; amending s. 8.001, Florida Statutes; providing definitions; amending s. 8.01, Florida Statutes; prescribing the congressional districts of the state; repealing ss. 8.011, 8.03, 8.04, 8.06, Florida Statutes, which provide for the inclusion of certain territory in congressional districts, which provide for the election of representatives to Congress, which provide effective dates, and which provide severability; providing severability; providing an effective date.

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

On motion by Senator Tobiasen, by the required constitutional two-thirds vote of the Senate the following bill was admitted for introduction:

By Senators Tobiasen and W. D. Childers—

SB 2-G—A bill to be entitled An act relating to Escambia County; amending s. 9, chapter 81-376, Laws of Florida; providing for rights under the general pension system of the City of Pensacola of certain employees of the City of Pensacola transferred to the Escambia County Utilities Authority; providing for the payment of benefits; providing an effective date.

Proof of publication of the required notice was attached.

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

On motions by Senator Tobiassen, by two-thirds vote SB 2-G was withdrawn from the Committee on Rules and Calendar and taken up instanter.

On motions by Senator Tobiassen, by two-thirds vote SB 2-G 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—38

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

Nays—None

On motion by Senator Tobiassen, by the required constitutional two-thirds vote of the Senate the following bill was admitted for introduction:

By Senators Tobiassen, W. D. Childers, Peterson, Beard and Renick—

SB 3-G—A bill to be entitled An act relating to firearms; creating s. 790.31, Florida Statutes; prohibiting the manufacture, possession, sale, use, or delivery of armor-piercing ammunition; providing penalties; providing exemptions; providing an effective date.

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

On motions by Senator Tobiassen, by two-thirds vote SB 3-G was withdrawn from the Committee on Rules and Calendar and taken up instanter.

On motions by Senator Tobiassen, by two-thirds vote SB 3-G 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—39

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

Nays—None

On motion by Senator Scott, by the required constitutional two-thirds vote of the Senate the following bill was admitted for introduction:

By Senators Jenne, Scott, Poole and Stevens—

SB 4-G—A bill to be entitled An act relating to the judiciary; providing for the election of the two new circuit judges for the Seventeenth Judicial Circuit and for the two new county court judges for Broward County; providing an effective date.

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

On motion by Senator Stuart, by the required constitutional two-thirds vote of the Senate the following bill was admitted for introduction:

By Senators Stuart, Kirkpatrick, Vogt, Dunn, McKnight, Steinberg, Hair, Skinner, W. D. Childers, Frank, Jenne, Thomas, Grizzle, Barron, D. Childers, Gersten, Langley, Trask, Henderson, Lewis, Jennings, Stevens, Hill, Neal, Poole, Maxwell and Carlucci—

SB 5-G—A bill to be entitled An act relating to tax on sales, use and other transactions; providing for refund of additional taxes paid by certain contractors; providing penalties; providing an effective date.

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

On motions by Senator Stuart, by two-thirds vote SB 5-G was withdrawn from the Committee on Rules and Calendar and taken up instanter.

On motions by Senator Stuart, by two-thirds vote SB 5-G 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—39

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

Nays—None

On motion by Senator Dunn, the rules were waived and the Committee on Apportionment was granted permission to meet at 12:00 noon this day.

On motion by Senator Dunn, Rule 13.3 requiring a two-hour advance notice was waived to permit the select committee appointed at the request of Senator Trask on March 25 (see Journal page 557) to meet this day at a time to be announced.

On motion by Senator Dunn, by unanimous consent, the rule requiring a 14-day notice in the interim was waived to permit the foregoing committee to meet after notice of 7 days.

On motions by Senator Scott, by two-thirds vote SB 4-G was withdrawn from the Committee on Rules and Calendar and taken up instanter.

On motion by Senator Scott, by two-thirds vote—

SB 4-G—A bill to be entitled An act relating to the judiciary; providing for the election of the two new circuit judges for the Seventeenth Judicial Circuit and for the two new county court judges for Broward County; providing an effective date.

—was read the second time by title.

Senator Dunn moved the following amendments which were adopted:

Amendment 1—On page 1, line 13, after the word "County" insert: and the county judge for Volusia County.

Amendment 2—On page 1, in title, line 5, before the semi-colon insert: and the county judge for Volusia County

On motion by Senator Scott, by two-thirds vote SB 4-G 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	Carlucci	Frank	Grizzle
Barron	Childers, D.	Gersten	Hair
Beard	Dunn	Gordon	Henderson

Hill	Lewis	Poole	Stuart
Jenkins	Margolis	Rehm	Thomas
Jenne	Maxwell	Renick	Tobiassen
Jennings	McClain	Scott	Trask
Johnston	McKnight	Skinner	Vogt
Kirkpatrick	Neal	Steinberg	Ware
Langley	Peterson	Stevens	

Nays—None

On motion by Senator Carlucci, by the required constitutional two-thirds vote of the Senate the following bill was admitted for introduction:

By Senators Tobiassen, Carlucci and Dunn—

SB 6-G—A bill to be entitled An act relating to receipt and processing of complaints filed against law enforcement or correctional officers; amending s. 112.533, Florida Statutes, as amended; providing that certain complaints against law enforcement and correctional officers and information relating to such complaints shall be exempt from s. 119.07, Florida Statutes; providing that this section shall not apply to public records exempt from public disclosure; defining active investigation; providing an effective date.

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

On motions by Senator Carlucci, by two-thirds vote SB 6-G was withdrawn from the Committee on Rules and Calendar and taken up instanter.

On motions by Senator Tobiassen, by two-thirds vote SB 6-G was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—1

Gordon

The President announced his intention to call a caucus of the Majority Party at 6:05 p.m. this day or upon adjournment of the session.

Senator Johnston moved that Rule 1.1 be waived to permit the Majority Party caucus to be held during this special session or immediately upon adjournment of the special session.

Senator Stuart raised a point of order, stating that the motion was out of order under Rule 11.3 which indicates that all proposed actions touching the Rules and Order of Business in the Senate shall be first referred to the Committee on Rules and Calendar.

The President appointed a committee consisting of Senators Dunn, Ware, Hair and Johnston to advise the Chair on the point.

On motion by Senator Dunn, the Senate recessed at 12:04 p.m., awaiting the call of the President.

The Senate was called to order by the President at 12:06 p.m. A quorum present.

Senator Dunn reported that the committee previously appointed was unanimously of the view that the third sentence

of Rule 1.1 was neither exclusive nor a limitation, but was permissive and directory only and that the President could call a Majority Party Caucus at any time.

Senator Stuart withdrew his point of order.

Senator Johnston withdrew his motion to waive Rule 1.1.

The President accepted the committee's report.

The Senate, without objection, adopted the committee's ruling as the official interpretation of the third sentence of Rule 1.1 and established that ruling as precedent of the Florida Senate.

On motion by Senator Dunn, the Senate recessed at 12:10 p.m. to reconvene at 2:00 p.m. or upon call of the President.

AFTERNOON SESSION

The Senate was called to order by the President at 2:40 p.m. A quorum present—39:

Yeas—39

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

REPORT OF COMMITTEE

The Committee on Apportionment recommends the following pass: SB 1-G with 1 amendment

The bill contained in the foregoing report was placed on the calendar.

On motion by Senator Dunn, by two-thirds vote SB 1-G was placed on the special order calendar.

SPECIAL ORDER

SB 1-G—A bill to be entitled An act relating to congressional apportionment; amending s. 8.001, Florida Statutes; providing definitions; amending s. 8.01, Florida Statutes; prescribing the congressional districts of the state; repealing ss. 8.011, 8.03, 8.04, 8.06, Florida Statutes, which provide for the inclusion of certain territory in congressional districts, which provide for the election of representatives to Congress, which provide effective dates, and which provide severability; providing severability; providing an effective date.

On motion by Senator Barron, by two-thirds vote SB 1-G was read the second time by title.

Senators Scott and Jenne offered the following amendment which was moved by Senator Jenne and adopted:

Amendment 1—On page 8, line 16, strike Districts 14 through 16 and insert: new (14) DISTRICT 14 is composed of that part of Broward County included in census county division 037; and that part of Broward County included in census tracts 105 and 106 of census county division 015; and that part of Broward County included in census tracts 601.01, 601.02, and 601.03 of census county division 043; and that part of Broward County included in block group 2 of census tract 307.02 of census county division 050; and that part of Palm Beach County included in census county divisions 015, 020, 050, and 078; and that part of Palm Beach County included in census tracts 19.02, 30, 31.01, 31.02, 32, 33, 34, 35.02, 35.03, 36, and 37 of census county division 080.

(15) DISTRICT 15 is composed of that part of Broward County included in census county division 020; and that part of Broward County included in census tracts 101, 102, 103.01, 103.02, 104, 107, 108, 109, 110, and 301 of census county

division 015; and that part of Broward County included in census tracts 802 and 901.99 of census county division 030; and that part of Broward County included in census tracts 602.02, 602.03, 603, 604, 605.01, 606.01, 607, 608, 609, 610.01, and 611 of census county division 043; and that part of Broward County included in census tracts 302, 303, 304, 305, 306, 307.01, 308.01, 308.02, 309, 310, 311, 312.01, and 312.02 of census county division 050; and that part of Broward County included in block group 1 of census tract 307.02 of census county division 050; and that part of Broward County included in blocks 905, 908, 909, 910, 911, 915, 916, 921, 922, 924, 925, 926, 927, 928, 929, 930, 931, 932, and 933 of census tract 901 of census county division 030.

(16) DISTRICT 16 is composed of that part of Broward County included in census county divisions 003, 010, 025, and 038; and that part of Broward County included in census tracts 801, 803, 804.01, 804.02, 805, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 916, 917, 918, 919, 920, and 921 of census county division 030; and that part of Broward County included in census tracts 601.04, 602.01, 605.02, 606.02, and 610.02 of census county division 043; and that part of Broward County included in block groups 1, 2, and 3 of census tract 901 of census county division 030; and that part of Broward County included in blocks 901, 902, 903, 904, and 934 of census tract 901 of census county division 030; and that part of Dade County included in enumeration districts 100, 101, 102, 103, and 104 of census tract 115 of census county division 017; and that part of Dade County included in census tracts 101.06 and 101.07 of census county division 020; and that part of Dade County included in census tracts 101.03 and 101.08 of census county division 028; and that part of Dade County included in census tracts 59.03, 59.04, 60.01, and 60.02 of census county division 045; and that part of Dade County included in block group 3 of census tract 59.01 of census county division 045; and that part of Dade County included in block group 4 of census tract 59.02 of census county division 045; and that part of Dade County included in census tracts 100.05 and 100.07 of census county division 085; and that part of Dade County included in block group 9 of census tract 100.01 of census county division 085; and that part of Dade County included in census tracts 90.01 and 90.02 of census county division 090; and that part of Dade County included in census tracts 77.01, 88.01, 88.02, 89.01, 89.02, and 89.03 of census county division 120.

Further consideration of SB 1-G was deferred.

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

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 admitted for introduction by the required Constitutional two-thirds vote of the membership and passed HB 13-G and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Boles and others—

HB 13-G—A bill to be entitled An act relating to the Advisory Council on Veterans' Affairs; amending s. 292.04, Florida Statutes; creating the Florida Commission on Veterans' Affairs; providing for its membership, operation, and duties; requiring annual reports; amending ss. 292.05(2), 20.18(1)-(3), Florida Statutes; adding s. 20.31(2)(e), Florida Statutes; transferring the Division of Veterans' Affairs to the Department of Administration; renaming the Department of Veteran and Community Affairs; directing Statutory Revision to make necessary amendments consistent with this act; providing an appropriation; providing for review and repeal of s. 292.04, Florida Statutes, in accordance with the Sundown Act; providing an effective date.

On motion by Senator Stuart, HB 13-G was admitted for introduction by the required constitutional two-thirds vote of the Senate, read the first time by title and referred to the Committee on Rules and Calendar.

On motions by Senator Stuart, by two-thirds vote HB 13-G was withdrawn from the Committee on Rules and Calendar and taken up instanter.

On motions by Senator Stuart, by two-thirds vote HB 13-G 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—32

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

Nays—None

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Constitutional two-thirds vote of the membership and passed HB 9-G and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Pajcic—

HB 9-G—A bill to be entitled An act relating to taxation; amending s. 220.03(5), Florida Statutes, which allows taxpayers liable for the corporate income tax certain elections with respect to applicability of amendments to the Internal Revenue Code; specifying time limitations; providing additional specifications regarding such applicability; clarifying revocation provisions; amending s. 220.13(1)(a) and (d), Florida Statutes, as amended; revising provisions relating to applicability of the emergency excise tax and of income from certain installment sales in computation of adjusted federal income; amending s. 220.68(2), Florida Statutes; including the emergency excise tax in computation of the credit against the franchise tax; amending s. 221.01, Florida Statutes, relating to imposition of emergency excise tax on certain taxpayers; clarifying retroactive application; revising method of computation of the tax and deleting provisions relating to payment thereof; amending s. 221.04, Florida Statutes; providing application of administrative provisions and rulemaking powers of the Department of Revenue; amending s. 624.509(4), Florida Statutes; including the emergency excise tax in computation of the credit against the insurance premium tax; amending ss. 7 and 8 of chapter 82-232, Laws of Florida; revising provisions relating to severability, effective date, and application of said act; amending s. 200.069(10)(c), Florida Statutes; clarifying a computation with respect to the statement included in the notice of proposed property taxes relating to effect of the local government half-cent sales tax; amending s. 200.071(1), Florida Statutes, as amended; clarifying provisions relating to county millage limitations; amending s. 213.05, Florida Statutes, as amended; providing responsibilities of the Department of Revenue with respect to intangible personal property taxes; providing effective dates.

On motion by Senator Johnston, HB 9-G was admitted for introduction by the required constitutional two-thirds vote of the Senate, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

On motions by Senator Johnston, by two-thirds vote HB 9-G was withdrawn from the Committee on Finance, Taxation and Claims and taken up instanter.

On motions by Senator Johnston, by two-thirds vote HB 9-G 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—34

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

Neal	Renick	Stevens	Vogt
Peterson	Scott	Stuart	Ware
Poole	Skinner	Tobiassen	
Rehm	Steinberg	Trask	

Nays—None

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1-G and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Select Committee on Reapportionment—

HB 1-G—A bill to be entitled An act relating to the establishment of congressional districts; amending s. 8.001, Florida Statutes, providing definitions; amending s. 8.01, Florida Statutes, providing for the division of the state into 19 congressional districts; amending s. 8.011, Florida Statutes, relating to the inclusion of unlisted territory in contiguous districts; amending s. 8.03, Florida Statutes, relating to the election of representatives to Congress; relating to effective dates for congressional districts created in 1982; providing for severability of invalid portions; reenacting s. 8.05, Florida Statutes, relating to membership of governmental agencies appointed pursuant to former district boundaries; repealing s. 8.04, Florida Statutes, providing effective dates for congressional districts created in 1972; repealing s. 8.06, Florida Statutes, relating to severability of invalid portions; providing effective dates.

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

On motions by Senator Gordon, by two-thirds vote HB 1-G was withdrawn from the Committee on Apportionment and taken up instanter.

On motion by Senator Gordon, by two-thirds vote HB 1-G, a companion measure, was substituted for SB 1-G and read the second time by title.

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

Amendment 1—On pages 2 through 12, strike all of Districts (1) through (19) and insert: (1) DISTRICT 1 is composed of Bay, Escambia, Okaloosa, and Santa Rosa Counties; and that part of Walton County included in census county divisions 005, 010, and 020.

(2) DISTRICT 2 is composed of Baker, Bradford, Calhoun, Columbia, Dixie, Franklin, Gadsden, Gilchrist, Gulf, Hamilton, Holmes, Jackson, Jefferson, Lafayette, Leon, Levy, Liberty, Madison, Suwannee, Taylor, Union, Wakulla, and Washington Counties; and that part of Clay County included in census county divisions 010 and 015; and that part of Walton County included in census county division 015.

(3) DISTRICT 3 is composed of Nassau County; and that part of Duval County included in census tracts 1, 1.99, 2, 2.99, 3, 4, 5, 6, 7, 8, 9, 10, 10.99, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 101, 102.01, 102.02, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119.01, 119.02, 120, 121, 122, 123, 124, 125, 126.01, 126.02, 127, 128, 129, 130, 131, 132, 133, 134.01, 134.02, 135.01, 135.02, 136, 137.01, 137.02, 138, 138.99, 139.01, 139.02, 139.03, 143.01, 143.02, 145, 146, 147, 148, 149.01, 149.02, 150.01, 150.02, 151, 152, 153, 154, 155, 156, 157, 158.01, 158.02, 161, 162, and 163 of census county division 035; and that part of Duval County included in block groups 1 and 4 of census tract 164 of census county division 035.

(4) DISTRICT 4 is composed of Alachua, Flagler, Putnam, and St. Johns Counties; and that part of Clay County included in census county divisions 005, 020, and 025; and that part of Duval County included in census tracts 140, 141, 142, 144, 159.01, 159.02, 160, 165, 166.01, 166.02, 167.01, 167.02, and 168 of census county division 035; and that part of Duval County included in block groups 2, 3, and 5 of census tract 164 of census county division 035; and that part of Marion County included in census county divisions 020 and 030; and that part of Marion County

included in census tracts 13, 14, 15, 16, 17, 18, and 20 of census county division 025; and that part of Volusia County included in census county division 035; and that part of Volusia County included in census tracts 816 and 817 of census county division 006; and that part of Volusia County included in census tracts 802, 803, and 804 of census county division 025.

(5) DISTRICT 5 is composed of Orange County; and that part of Osceola County included in census tracts 401.01, 401.02, 402.01, 402.02, 403.01, and 403.02 of census county division 005; and that part of Osceola County included in census tracts 404, 405.01, 405.02, 405.03, and 405.04 of census county division 015.

(6) DISTRICT 6 is composed of Citrus, Hernando, Lake, Seminole, and Sumter Counties; and that part of Marion County included in census county divisions 005, 010, 015, and 018; and that part of Marion County included in census tracts 12, 19, 21, 22, 23, 24, and 25 of census county division 025; and that part of Pasco County included in census county divisions 010 and 015; and that part of Pasco County included in census tract 328 of census county division 030; and that part of Pasco County included in enumeration districts 38, 40, 41, 42, 44, 45, 62, 63, 65, 67, and 86 of census tract 330 of census county division 030; and that part of Pasco County included in enumeration districts 43, 57, 58, 59, and 60 of census tract 331 of census county division 030.

(7) DISTRICT 7 is composed of that part of Hillsborough County included in census county divisions 025, 040, 060, and 085; and that part of Hillsborough County included in census tracts 122.01, 123.01, 123.02, 132, 133.01, 133.02, 133.03, and 134 of census county division 006; and that part of Hillsborough County included in block groups 1, 2, 3, and 4 of census tract 122.02 of census county division 006; and that part of Hillsborough County included in census tract 131 of census county division 045; and that part of Hillsborough County included in census tracts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 53, 53.99, 54, 55, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 72.99, 73, 105, 108.01, 108.02, 108.03, 109, 112.01, 112.02, 113, 116.01, 116.02, 116.03, 116.04, 116.05, 117.01, 117.02, 118.01, 118.02, 119.01, 119.02, 119.03, 120.01, and 120.02 of census county division 065; and that part of Hillsborough County included in block group 2 of census tract 108.04 of census county division 065.

(8) DISTRICT 8 is composed of that part of Pinellas County included in census county divisions 015, 050, and 052; and that part of Pinellas County included in census tracts 245.03, 245.04, 250.06, 252.03, 252.04, 252.05, 252.06, 252.07, 253.01, 253.02, 253.03, 254.05, 254.08, 254.09, 256.01, 257, 276.01, and 276.02 of census county division 020.

(9) DISTRICT 9 is composed of that part of Hillsborough County included in census county divisions 010 and 080; and that part of Hillsborough County included in census tracts 121.01 and 121.02 of census county division 006; and that part of Hillsborough County included in block groups 5 and 9 of census tract 122.02 of census county division 006; and that part of Hillsborough County included in census tracts 101.01, 101.02, 124, 125, 126, 127, 128, 129, and 130 of census county division 045; and that part of Hillsborough County included in census tracts 104, 106, 107, 110.01, 110.02, and 111 of census county division 065; and that part of Hillsborough County included in block group 1 of census tract 108.04 of census county division 065; and that part of Pasco County included in census county divisions 005.020, and 025; and that part of Pasco County included in census tract 329 of census county division 030; and that part of Pasco County included in enumeration districts 39, 46, 47, 50, 51, 52, 55, 56, 64, 66, 68, 69, and 70 of census tract 330 of census county division 030; and that part of Pasco County included in enumeration districts 54 and 61 of census tract 331 of census county division 030; and that part of Pinellas County included in census county division 055; and that part of Pinellas County included in census tracts 254.01, 254.04, 254.06, 254.07, 255.01, 255.03, 255.04, 256.02, 258, 259.01, 259.02, 260.01, 260.02, 260.99, 261, 262, 263, 264, 265, 266.01, 266.02, 267.01, 267.02, 267.03, 268.03, 268.04, 268.05, 268.06, 268.07, 269.03, 269.04, 269.05, 269.06, 269.07, 270, 271.01, 271.02, and 271.03 of census county division 020.

(10) DISTRICT 10 is composed of DeSoto, Hardee, Manatee, and Polk Counties; and that part of Highlands County included in enumeration districts 825, 827, 832, 836, 837, 838, 839, 840, and 841 of census county division 005.

(11) DISTRICT 11 is composed of Brevard County; and that part of Indian River County included in census tracts 502, 503, 504, 505, and 508 of census county division 015; and that part of Osceola County included in census county division 020; and that part of Osceola County included in census tract 405.05 of census county division 015; and that part of Volusia County included in census county divisions 001, 008, 010, 018, 020, 040, 045, and 050; and that part of Volusia County included in census tracts 814, 815, 818, 819, 820, 821, 822.01, 822.02, 823.01, 823.02, and 823.03 of census county division 006; and that part of Volusia County included in census tracts 805, 811, 812, and 813 of census county division 025.

(12) DISTRICT 12 is composed of Glades, Hendry, Martin, Okeechobee, and St. Lucie Counties; and that part of Highlands County included in census county divisions 010 and 015; and that part of Highlands County included in enumeration districts 826, 828, 829, 830, 831, 833, 834, 835, 842, and 843 of census county division 005; and that part of Indian River County included in census county division 005; and that part of Indian River County included in census tracts 501, 506, and 507 of census county division 015; and that part of Lee County included in census county division 032; and that part of Lee County included in census tracts 402 and 403 of census county division 035; and that part of Lee County included in census tracts 201, 202, 203, 204, and 205 of census county division 040; and that part of Palm Beach County included in census county divisions 010, 035, 045, and 070; and that part of Palm Beach County included in census tracts 78.01, 78.02, and 78.03 of census county division 077; and that part of Palm Beach County included in census tracts 14.02, 16, 17, 18.01, 18.02, 19.01, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, and 35.01 of census county division 080.

(13) DISTRICT 13 is composed of Charlotte, Collier, and Sarasota Counties; and that part of Lee County included in census county divisions 011, 016, 021, 023, 030, 045, and 050; and that part of Lee County included in census tract 401 of census county division 035; and that part of Lee County included in census tracts 206, 207, and 208 of census county division 040.

(14) DISTRICT 14 is composed of that part of Broward County included in census county division 037; and that part of Broward County included in census tracts 105 and 106 of census county division 015; and that part of Broward County included in census tracts 601.01, 601.02, and 601.03 of census county division 043; and that part of Broward County included in block group 2 of census tract 307.02 of census county division 050; and that part of Palm Beach County included in census county divisions 015, 020, 050, and 078; and that part of Palm Beach County included in census tracts 19.02, 30, 31.01, 31.02, 32, 33, 34, 35.02, 35.03, 36, and 37 of census county division 080.

(15) DISTRICT 15 is composed of that part of Broward County included in census county division 020; and that part of Broward County included in census tracts 101, 102, 103.01, 103.02, 104, 107, 108, 109, 110, and 301 of census county division 015; and that part of Broward County included in census tracts 802 and 901.99 of census county division 030; and that part of Broward County included in census tracts 602.02, 602.03, 603, 604, 605.01, 606.01, 607, 608, 609, 610.01, and 611 of census county division 043; and that part of Broward County included in census tracts 302, 303, 304, 305, 306, 307.01, 308.01, 308.02, 309, 310, 311, 312.01, and 312.02 of census county division 050; and that part of Broward County included in block group 1 of census tract 307.02 of census county division 050; and that part of Broward County included in blocks 905, 908, 909, 910, 911, 915, 916, 921, 922, 924, 925, 926, 927, 928, 929, 930, 931, 932, and 933 of census tract 901 of census county division 030.

(16) DISTRICT 16 is composed of that part of Broward County included in census county divisions 003, 010, 025, and 038; and that part of Broward County included in census tracts 801, 803, 804.01, 804.02, 805, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 916, 917, 918, 919, 920, and 921 of census county division 030; and that part of Broward County included in census tracts 601.04, 602.01, 605.02, 606.02, and 610.02 of census county division 043; and that part of Broward County included in block groups 1, 2, and 3 of census tract 901 of census county division 030; and that part of Broward County included in blocks 901, 902, 903, 904, and 934 of census tract 901 of census county division 030; and that part of Dade County included in enumeration districts 100, 101, 102, 103, and 104 of census tract 115 of census county division 017; and that part of Dade County included in census tracts 101.06 and 101.07 of census county division 020; and that part of Dade County included in census tracts 101.03 and 101.08 of census county division 028; and that part of Dade County included in census tracts 59.03, 59.04, 60.01, and 60.02 of census county division 045; and that part of Dade County included in block group 3 of census tract 59.01 of census county division 045; and that part of Dade County included in block group 4 of census tract 59.02 of census county division 045; and that part of Dade County included in census tracts 100.05 and 100.07 of census county division 085; and that part of Dade County included in block group 9 of census tract 100.01 of census county division 085; and that part of Dade County included in census tracts 90.01 and 90.02 of census county division 090; and that part of Dade County included in census tracts 77.01, 88.01, 88.02, 89.01, 89.02, and 89.03 of census county division 120.

(17) DISTRICT 17 is composed of that part of Dade County included in census tracts 6.01, 6.02, 6.04, 6.05, 6.06, 8.01, 8.02, 92, 93.02, 93.03, 93.04, 93.05, and 101.02 of census county division 020; and that part of Dade County included in block groups 1, 2, and 4 of census tract 6.03 of census county division 020; and that part of Dade County included in block group 3 of census tract 7.01 of census county division 020; and that part of Dade County included in census tracts 1.03, 1.04, 1.05, 1.06, 2.01, 2.02, 2.03, 2.04, 2.05, 2.06, 2.07, 2.08, 3.01, 3.02, 3.03, 3.04, 4.01, 4.02, 4.03, 4.04, 4.05, 4.06, 4.07, 4.08, 5.01, 5.02, 5.03, 9.01, 9.02, 9.03, 10.01, 10.02, 10.03, 10.04, 11.01, 11.02, 11.03, 11.04, 12.02, 12.03, 12.04, 13, 14, 15.01, 15.02, 17.01, 17.02, 96, 97.01, 97.02, and 98 of census county division 045; and that part of Dade County included in census tract 1.01 of census county division 050; and that part of Dade County included in census tracts 94, 95.01, 95.02, 99.01, 99.02, 99.03, 99.04, 100.02, 100.06, and 100.08 of census county division 085; and that part of Dade County included in block group 1 of census tract 100.01 of census county division 085.

(18) DISTRICT 18 is composed of that part of Dade County included in census county division 035; and that part of Dade County included in census tracts 7.03, 7.04, 16.01, and 16.02 of census county division 020; and that part of Dade County included in block group 3 of census tract 6.03 of census county division 020; and that part of Dade County included in block groups 1, 2, 4, 5, and 9 of census tract 7.01 of census county division 020; and that part of Dade County included in census tracts 17.03, 18.01, 18.02, 18.03, 19.01, 19.02, 20.01, 20.02, 21, 22.01, 22.02, 23, 24, 25, 26, 27.01, 27.02, 28, 29, 30.01, 30.02, 31, 34, 36.01, 36.02, 37.01, 37.02, 37.99, 47.01, 47.02, 47.03, 48, 49, 50, 51, 52, 53.01, 53.02, 54.01, 54.02, 55.01, 55.02, 56, 57.01, 57.02, 58.01, 58.02, 61.01, 61.02, 62, 63.01, 64, 66, 67.01, 67.02, and 75.01 of census county division 045; and that part of Dade County included in block groups 1 and 2 of census tract 59.01 of census county division 045; and that part of Dade County included in block groups 1, 2, and 3 of census tract 59.02 of census county division 045; and that part of Dade County included in block groups 1, 2, 3, 4, and 5 of census tract 65 of census county division 045; and that part of Dade County included in block group 5 of census tract 74 of census county division 045; and that part of Dade County included in census tracts 38, 39.01, 39.02, 39.04, 39.05, 39.06, 40, 41.01, 41.02, 42, 43, 44, 45, and 45.99 of census county division 050; and that part of Dade County included in census tract 91 of census county division 090.

(19) DISTRICT 19 is composed of Monroe County; and that part of Dade County included in census county divisions 025, 030, and 110; and that part of Dade County included in block groups 1, 2, and 9 of census tract 115 of census county division 017; and that part of Dade County included in enumeration districts 105, 106, 107, 108, 109, 110, and 111 of census tract 115 of census county division 017; and that part of Dade County included in census tracts 101.09, 101.10, 101.11, 101.12, 101.13, and 101.14 of census county division 028; and that part of Dade County included in census tracts 63.02, 68, 69, 70.01, 70.02, 71, 72, 73, 75.02, 75.03, 76.01, 76.02, 76.03, 76.04, 77.02, and 77.03 of census county division 045; and that part of Dade County included in block group 6 of census tract 65 of census county division 045; and that part of Dade County included in block groups 1, 2, 3, 4, and 6 of census tract 74 of census county division 045; and that part of Dade County included in census tracts 85.01, 85.02, 86, and 87 of census county division 120.

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

Amendment 1A—Strike all of subsections (11) and (12) and insert: (11) DISTRICT 11 is composed of Brevard and Okeechobee Counties; and that part of Indian River County included in census county division 005; and that part of Indian River County included in enumeration districts 226, 227, 228, 229,

231, 251, 252, 253, 255, 270, 271, and 272 of census tract 508 of census county division 015; and that part of Osceola County included in census county division 020; and that part of Osceola County included in census tract 405.05 of census county division 015; and that part of Volusia County included in census county divisions 001, 008, 010, 018, 020, 040, 045, and 050; and that part of Volusia County included in census tracts 814, 815, 818, 819, 820, 821, 822.01, 822.02, 823.01, 823.02, and 823.03 of census county division 006; and that part of Volusia County included in census tracts 805, 811, 812, and 813 of census county division 025.

(12) DISTRICT 12 is composed of Glades, Hendry, Martin, and St. Lucie Counties; and that part of Highlands County included in census county division 010 and 015; and that part of Highlands County included in enumeration districts 826, 828, 829, 830, 831, 833, 834, 835, 842, and 843 of census county division 005; and that part of Indian River County included in census tracts 501, 502, 503, 504, 505, 506, and 507 of census county division 015; and that part of Indian River County included in enumeration districts 254, 256, 257, 258, and 259 of census tract 508 of census county division 015; and that part of Lee County included in census county division 032; and that part of Lee County included in census tracts 402 and 403 of census county division 035; and that part of Lee County included in census tracts 201, 202, 203, 204, and 205 of census county division 040; and that part of Palm Beach County included in census county divisions 010, 035, 045, and 070; and that part of Palm Beach County included in census tracts 78.01, 78.02, and 78.03, of census county division 077; and that part of Palm Beach County included in census tracts 14.02, 16, 17, 18.01, 18.02, 19.01, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, and 35.01 of census county division 080.

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

Amendment 1B—On page 8, line 16, strike Districts 14, 15, and 16 and insert:

(14) DISTRICT 14 is composed of that part of Broward County included in census county division 037; and that part of Broward County included in census tracts 105 and 106 of census county division 015; and that part of Broward County included in census tracts 601.01, 601.02, and 601.03 of census county division 043; and that part of Broward County included in block group 2 of census tract 307.02 of census county division 050; and that part of Palm Beach County included in census county divisions 015, 020, 050, and 078; and that part of Palm Beach County included in census tracts 19.02, 30, 31.01, 31.02, 32, 33, 34, 35.02, 35.03, 36, and 37 of census county division 080.

(15) DISTRICT 15 is composed of that part of Broward County included in census county division 020; and that part of Broward County included in census tracts 101, 102, 103.01, 103.02, 104, 107, 108, 109, 110, and 301 of census county division 015; and that part of Broward County included in census tracts 802 and 901.99 of census county division 030; and that part of Broward County included in census tracts 602.02, 602.03, 603, 604, 605.01, 606.01, 607, 608, 609, 610.01, and 611 of census county division 043; and that part of Broward County included in census tracts 302, 303, 304, 305, 306, 307.01, 308.01, 308.02, 309, 310, 311, 312.01, and 312.02 of census county division 050; and that part of Broward County included in block group 1 of census tract 307.02 of census county division 050; and that part of Broward County included in blocks 905, 908, 909, 910, 911, 915, 916, 921, 922, 924, 925, 926, 927, 928, 929, 930, 931, 932, and 933 of census tract 901 of census county division 030.

(16) DISTRICT 16 is composed of that part of Broward County included in census county divisions 003, 010, 025, and 038; and that part of Broward County included in census tracts 801, 803, 804.01, 804.02, 805, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 916, 917, 918, 919, 920, and 921 of census county division 030; and that part of Broward County included in census tracts 601.04, 602.01, 605.02, 606.02, and 610.02 of census county division 043; and that part of Broward County included in block groups 1, 2, and 3 of census tract 901 of census county division 030; and that part of Broward County included in blocks 901, 902, 903, 904, and 934 of census tract 901 of census county division 030; and that part of Dade County included in enumeration districts 100, 101, 102, 103, and 104 of census tract 115 of census county division 017; and that part of Dade County included in census tracts 101.06 and 101.07 of census county division 020; and that part of Dade County included in census tracts 101.03 and 101.08 of census county

division 028; and that part of Dade County included in census tracts 59.03, 59.04, 60.01, and 60.02 of census county division 045; and that part of Dade County included in block group 3 of census tract 59.01 of census county division 045; and that part of Dade County included in block group 4 of census tract 59.02 of census county division 045; and that part of Dade County included in census tracts 100.05 and 100.07 of census county division 085; and that part of Dade County included in block group 9 of census tract 100.01 of census county division 085; and that part of Dade County included in census tracts 90.01 and 90.02 of census county division 090; and that part of Dade County included in census tracts 77.01, 88.01, 88.02, 89.01, 89.02, and 89.03 of census county division 120.

Amendment 1 as amended was adopted.

On motion by Senator Gordon, by two-thirds vote HB 1-G as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—28

Mr. President	Henderson	Margolis	Scott
Barron	Hill	Maxwell	Stevens
Beard	Jennings	McClain	Thomas
Carlucci	Johnston	Neal	Tobiasen
Childers, D.	Kirkpatrick	Peterson	Trask
Grizzle	Langley	Poole	Vogt
Hair	Lewis	Rehm	Ware

Nays—9

Dunn	Gordon	Renick	Stuart
Frank	Jenkins	Steinberg	
Gersten	McKnight		

SB 1-G was laid on the table.

In the event the House refused to concur in the Senate amendment, the President appointed the following conferees on HB 1-G: Senator Gordon, chairman; Senators Skinner, Scott, Dunn and Maxwell. Alternate: Senator Stuart.

VETOED BILL 1982 SPECIAL SESSION

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has reinstated Item 151 on page 200 of HB 3-D (1982 Special Session) by the required Constitutional two-thirds vote of all members voting, the Governor's objections to the contrary notwithstanding—

HB 3-D—(1982 Special Session)—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1982 and ending June 30, 1983, 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.

The Governor's objections attached thereto.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

*Honorable George Firestone
Secretary of State*

April 23, 1982

Dear Mr. Secretary:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I hereby withhold my approval of portions of House Bill 3-D as set forth herein with my objections and do hereby approve the remainder of House Bill 3-D enacted by the seventh Legislature of Florida under the Florida Constitution, 1968 Revision, during Special Session D of 1982 entitled:

"An act making appropriations; providing monies for the annual period beginning July 1, 1982 and ending June 30, 1983, 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."

I have reviewed House Bill 3-D, the General Appropriations Bill, and with the exceptions of the areas noted, I find it acceptable. The differences I have with the legislative decisions include the use of language which violates separation of executive and legislative powers, the funding of projects which are outside comprehensively developed and planned State programs, the use of language and intent which I feel is constitutionally inappropriate, and the appropriation of funds for purposes which are not consistent with overall State needs.

With these concerns in mind, the following items are hereby vetoed:

Specific appropriation 259 on page 30 appropriates \$100,000 in 1982-83 from the General Revenue Fund for Ozona Model Matching Grants. The need for this appropriation has not been adequately substantiated. Additionally, this specific appropriation was not planned in coordination with the Florida Information Resource Network. Therefore, specific appropriation 259 on page 30, which reads as follows, is hereby vetoed:

"259 Special Categories
Ozona Model Matching Grants
From General Revenue Fund \$100,000"

Specific appropriation 329 on page 49 appropriates \$13,333,333 from the General Revenue Fund to hold harmless school districts who would otherwise suffer from the unanticipated costs of educating Cuban and Haitian refugees. The proviso language which follows specific appropriation 329 also contains, in the last paragraph, a duplicate appropriation of \$13,333,333 from the Working Capital Fund for precisely the same purpose. By vetoing the General Revenue appropriation of \$13,333,333 in specific appropriation 329, I do not intend to veto the last paragraph of the proviso which I consider an appropriation, thereby ensuring that school districts are held harmless for these costs from the Working Capital Fund. The language preceding the appropriation contained in the final paragraph qualifies and restricts the disbursement of the Working Capital funds, if needed, and therefore is not vetoed. Therefore, specific appropriation 329 on page 49 which reads as follows, and not the accompanying proviso language, is hereby vetoed:

"329 Special Categories
Hold Harmless for Federal Cuban/Haitian/
Impact Aid
From General Revenue Fund \$13,333,333"

Specific appropriation 333A on page 51 appropriates \$10,000 in 1982-83 from the General Revenue Fund for a Fine Arts Award Program. The intent of this specific appropriation is the same as the intent of specific appropriation 329A, the Youth Art Symposium, and is consequently a duplicate appropriation. Therefore, specific appropriation 333A on page 51, which reads as follows, is hereby vetoed:

"333A Special Categories
Fine Arts Award Program
From General Revenue Fund \$10,000"

Specific appropriation 392A on page 67 appropriates \$65,000 in 1982-83 from the General Revenue Fund to replace non-recurring federal funds in the Center for Employee Relations and Law at Florida State University. The replacement of these funds in the absence of a comprehensive State policy on replacing lost federal funds is inappropriate at this time. Therefore, specific appropriation 392A on page 67, which reads as follows, is hereby vetoed:

"392A Special Categories
Center for Employee Relations and Law
From General Revenue Fund \$65,000"

Proviso language following specific appropriation 637B on page 106 provides staffing for a renovated detention center in Lake County. The number of youths held in detention from Lake County has been from 5 to 7 a day during the last year. The proposed Lake facility has 18 beds. The Lake County youths are currently being detained in the Seminole detention facility without problems. A new Marion County detention facility will open by July 1, 1982. With this additional capacity, the Lake facility cannot be justified. It is also questionable whether any of these funds could be used for renovation based upon the proviso language. Renovation would be essential before this facility could be habitable. Therefore, the proviso language following specific appropriation 637B on page 106, which reads as follows, is hereby vetoed:

"Funds of \$209,144 and 24 positions in specific appropriation 637B are for the implementation of a renovated juvenile detention center in Lake County on January 1, 1983."

Proviso language following specific appropriation 689 on page 113 earmarks \$45,000 in 1982-83 from the County Health Unit Trust Fund for renovations and repairs at Flagler County Health Clinic. This language provides preferential treatment to one of sixty-seven county health units. Additionally, Flagler County will have the option of allocating its revenues from the penny tax increase for this purpose. Therefore, the proviso following specific appropriation 689 on page 113 which reads as follows, is hereby vetoed:

"Of the funds in specific appropriation 689, up to \$45,000 shall be used to conduct repairs and renovations at the Flagler County Health Clinic contingent upon an equivalent contribution of \$45,000 from Flagler County."

Specific appropriation 689A on page 114 and the accompanying proviso language appropriates \$1,000,000 in 1982-83 from the General Revenue Fund for the construction/renovation of county health unit facilities with matching funds provided by the Boards of County Commissioners. To date, there has not been a study conducted to document the need for the construction/renovation of county health unit facilities. Furthermore, at the local level, the additional 1¢ tax revenues to the counties may be allocated to fund this type of activity. Therefore, specific appropriation 689A and the accompanying proviso language on page 114 which reads as follows, is hereby vetoed:

"689A Aid to Local Governments
Construction/Renovation County Health
Unit Facilities
From General Revenue Fund \$1,000,000"

"The Department shall use the funds in specific appropriation 689A to provide grants to boards of county commissioners for the construction, renovation and/or repair of county health unit facilities. The Department shall receive applications from boards of county commissioners for the proposed grants. Such funds shall be provided to counties on a matching basis with the State contribution ranging from 25 percent to 50 percent depending upon the priority need of the applicant."

The proviso language following specific appropriation 1095 on page 167 provides that \$3,500,000 of debt service on Revenue Bonds is contingent upon passage of a concurrent resolution by the Legislature authorizing sale of bonds. Proceeds from the bond issue in question are to be used to acquire badly needed public beaches under the Save Our Coasts Program. Article II, Section 7 of the Florida Constitution declares conservation and protection of natural resources to be a State policy. To enhance this policy, Florida voters overwhelmingly approved in 1972 a Constitutional Amendment which allows the Governor and Cabinet to issue revenue bonds for the purchase of recreation and conservation lands. The use of proviso language in the General Appropriations Act which restricts constitutional functions within the executive branch is an infringement on constitutionally authorized executive authority. Therefore, the proviso language following specific appropriation 1095 on page 167, which reads as follows, is hereby vetoed:

"\$3,500,000 included in specific appropriation 1095 is contingent upon passage of a concurrent resolution authorizing sale of bonds."

Specific appropriation 15A in Section 2 on page 199 appropriates \$6,500,000 in 1982-83 from the General Revenue Fund, to the Department of Corrections for the construction of a 100 bed mental health facility. The construction of such a facility, although commendable and in keeping with the long-term needs of the State prison system, is not a priority at this time. This \$6,500,000, when combined with other vetoed items, and added to the \$6,000,000 appropriated by the Legislature, will provide the necessary dollars to guarantee that prisoners will not be unnecessarily released from the State prison system due to lack of space.

Therefore, specific appropriation 15A in Section 2 on page 199 which reads as follows, is hereby vetoed.

"15A Fixed Capital Outlay
Mental Health Treatment Facility
From General Revenue Fund \$6,500,000"

Specific appropriation 15I on page 200 appropriates \$2,000,000 in 1982-83 from the General Revenue Fund for the construction of a community mental health center. Currently, the State purchases services from community mental health centers which are non-profit corporations. The State has never provided funds to build such a facility elsewhere in the State and furthermore, the Legislature has no consistent policy to support a construction program of this nature and no need was demonstrated in this instance. Therefore, specific appropriation 15I on page 200, which reads as follows, is hereby vetoed:

"15I Fixed Capital Outlay
Mental Health Clinic - Manatee County
From General Revenue Fund \$2,000,000"

Specific appropriation 22G on page 202 appropriates \$1,750,000 in 1982-83 from the General Revenue Fund for acquisition and renovation of the Pensacola City Hall to become the T. T. Wentworth Museum. A recent Architect's report estimated that it would cost \$3,000,000 to renovate the building. Sufficient funds have not been appropriated to complete renovation and funds are not available for the recurring costs to operate and maintain the museum. Therefore, specific appropriation 22G and the accompanying proviso language on page 202, which reads as follows, is hereby vetoed:

"22G Fixed Capital Outlay
Acquisition and Renovation of Pensacola
City Hall to become the T. T. Wentworth
Museum
From General Revenue Fund \$1,750,000"

"Funds in specific appropriation 22G shall be used to acquire and renovate the Pensacola City Hall which shall be used to house the T. T. Wentworth Historical Museum. The Wentworth Collection shall be made available on a loan basis to universities, community colleges and other educational institutions."

The portions of House Bill 3-D which are set forth herein with my objections, are hereby vetoed and all other portions of House Bill 3-D are hereby approved.

Sincerely,
Bob Graham
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules and Calendar.

On motions by Senator Neal, by two-thirds vote HB 3-D, together with the Governor's objections thereto, was withdrawn from the Committee on Rules and Calendar and taken up instanter.

On motion by Senator Neal, line Item 15I, on page 200 of HB 3-D, was reinstated by the required constitutional two-thirds vote of the members of the Senate present, the Governor's objections to the contrary notwithstanding. The vote was:

Yeas—26

Mr. President	Hill	Lewis	Rehm
Beard	Jenkins	Margolis	Stevens
Carlucci	Jenne	Maxwell	Trask
Gersten	Jennings	McClain	Vogt
Gordon	Johnston	Neal	Ware
Grizzle	Kirkpatrick	Peterson	
Henderson	Langley	Poole	

Nays—7

Barron	Frank	Scott	Steinberg
Childers, D.	McKnight	Skinner	

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 refused to concur in Senate Amendments to HB 1-G and requests the Senate to recede, and in the event the Senate refuses to recede, a Conference Committee be appointed. The Speaker has appointed Representatives Moffitt, Bell, Pajcic, Gustafson, Dunbar; Morgan alternate as House Conferencees.

Allen Morris, Clerk

On motion by Senator Dunn, the Senate recessed at 3:40 p.m., awaiting the call of the President.

The Senate was called to order by the President at 8:50 p.m. A quorum present—34:

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

By direction of the President, the following Proclamation was read:

PROCLAMATION

State of Florida
Executive Department
Tallahassee

(Amendment to Proclamation dated May 18, 1982)

TO THE HONORABLE MEMBERS OF THE FLORIDA SENATE AND THE HOUSE OF REPRESENTATIVES:

WHEREAS, on the 18th day of May, 1982, a proclamation of the Governor was issued convening a Special Session of the Florida Legislature to apportion the State for purposes of United States Congressional representation as required by law commencing at 11:00 a.m., Friday, May 21, 1982 and extending through 6:00 p.m., Friday, May 21, 1982, and

WHEREAS, consultation with the leadership of the Florida Legislature reflects that progress is being made and that this Special Session should be continued until the matter under consideration is completed, and

WHEREAS, it is in the best interest of the citizens of the State to extend the length of the Special Session in order to permit full and adequate consideration of the apportionment of the State for purposes of United States Congressional representation as required by law;

NOW, THEREFORE, I, BOB GRAHAM, Governor of the State of Florida, by virtue of the power and authority vested in me by Article III, Section 3(c)(1), Florida Constitution, do hereby extend the special session through 10:00 p.m., Friday, May 21, 1982.

Except as amended by this Proclamation, the Proclamation of the Governor dated May 18, 1982, is ratified and confirmed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed to this proclamation extending the Legislature in special session at the Capitol, this 21st day of May 1982.

BOB GRAHAM
Governor



ATTEST:
George Firestone
Secretary of State

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 admitted for introduction by the required Constitutional two-thirds vote of the membership and adopted HCR 15-G, and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Ward and others—

HCR 15-G—A concurrent resolution recognizing the exemplary services and accomplishments attained by Elizabeth Kentosh, Florida Teacher of the Year for 1983.

On motion by Senator Tobiassen, HCR 15-G was admitted for introduction by the required constitutional two-thirds vote of

the Senate, read the first time by title and referred to the Committee on Rules and Calendar.

On motions by Senator Tobiassen, by two-thirds vote HCR 15-G was withdrawn from the Committee on Rules and Calendar and taken up instanter.

On motions by Senator Tobiassen, by two-thirds vote HCR 15-G was read the second time in full, adopted and certified to the House. The vote on adoption was:

Yeas—32

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

Nays—None

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Constitutional two-thirds vote of the membership and passed HB 14-G and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Pajcic—

HB 14-G—A bill to be entitled An act relating to taxation; adding subsection (18) to s. 192.001, Florida Statutes; defining "complete submission of the rolls"; amending s. 193.122(2), Florida Statutes, as amended, and adding subsection (6) thereto; revising provisions relating to certification of ad valorem tax rolls and providing for submission of assessment rolls to the executive director of the Department of Revenue; amending s. 195.052, Florida Statutes; requiring that the department annually publish certain ad valorem tax research data; amending s. 196.199(1)(c), Florida Statutes; revising provisions relating to description of property of governmental agency entities which is exempt from taxation; amending s. 200.065(2)(b), Florida Statutes; revising mailing date for notice of proposed property taxes; providing an appropriation and directing the purchase of a computerized property appraisal system; providing an effective date.

On motion by Senator Johnston, HB 14-G was admitted for introduction by the required constitutional two-thirds vote of the Senate, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

On motions by Senator Johnston, by two-thirds vote HB 14-G was withdrawn from the Committee on Finance, Taxation and Claims and taken up instanter.

On motions by Senator Johnston, by two-thirds vote HB 14-G 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—32

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

Nays—None

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Constitutional two-thirds vote of the membership and passed HB 12-G and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives G. Hodges and Boles—

HB 12-G—A bill to be entitled An act relating to the Administrative Procedure Act; creating s. 120.525, Florida Statutes, providing that the Legislature, through the appropriate committee in each house, shall review and comment on every proposed rule as to compliance with the legislative intent in enacting the statute under which the agency proposes the rule; amending s. 120.54(14), Florida Statutes, to require specific statutory authority to enact rules; providing an effective date.

On motion by Senator Tobiassen, HB 12-G was admitted for introduction by the required constitutional two-thirds vote of the Senate, read the first time by title and referred to the Committee on Rules and Calendar.

On motion by Senator Tobiassen, by two-thirds vote HB 12-G was withdrawn from the Committee on Rules and Calendar.

Further consideration of HB 12-G was deferred.

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Constitutional two-thirds vote of the membership and passed HB 10-G and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Gustafson—

HB 10-G—A bill to be entitled An act relating to insurance and matters related thereto; amending ss. 624.07(2), 624.11(2), 624.315(9)(d), 624.3255(1), 624.501(5)(d), (12)(e), (21), (22), and (23), 624.523(1)(e), 624.605(1)(i), 625.303(1), 625.326, 625.52(1)(h), 626.051(2)(b), 626.071(1), 626.181, 626.221(2)(e) and (h), 626.291(3) and (4), 626.301, 626.311(3), 626.321(1)(f) and (2), 626.322, 626.361(1), 626.481(1) and (2), 626.511(1), 626.532(1), 626.541(3), 626.611(12), 626.731(2), 626.733, 626.735(5) and (7), 626.736, 626.737(1), 626.739(5), 626.741(1), and 626.790(7); the introductory paragraph of s. 626.865(1); the introductory paragraph of s. 626.866; the introductory paragraph of s. 626.867; the introductory paragraph of s. 626.868; the introductory paragraph of s. 626.873; ss. 626.913(2), and 626.929(1) and (2), the title of part I of chapter 627; ss. 627.062(2)(d), 627.0651(11), 627.351(1), 627.4145(6)(e), 627.413(1)(g), 627.4235(2) and (4)(a), and 627.426; the introductory paragraph of s. 627.476(2) and subsections (8)(a) and (c), (14), and (15) thereof; ss. 627.551(5), 627.5685, 627.6055, 627.6056, 627.6176, 627.621, 627.646(1)(a) and (e), 627.6481(2)(a) and (3)(r), 627.651(4), 627.663(2), 627.6675(1)(b), 627.702(3)(a), 627.727(1) and (2), 627.7281, 627.732(1), 627.733(1)(b), 627.758(1), 627.931(6), 628.511(2)(d) and (3), 629.721, 631.575(1), and 641.05, Florida Statutes, as amended or created by chapter 82-243, Laws of Florida, correcting various technical errors and omissions in the 1982 revision of the Insurance Code; creating s. 624.21, Florida Statutes, relating to the effect of changes in the Insurance Code; repealing ss. 625.56(3) and 627.0651(12), Florida Statutes, and ss. 757, 758, and 766 of chapter 82-243, Laws of Florida; amending ss. 357 and 809(1) of chapter 82-243, Laws of Florida, to correct additional errors and omissions in said revision; correcting the inadvertent repeal of ss. 624.031 and 641.08, Florida Statutes; amending s. 768.54(2)(b) and (3)(e), Florida Statutes, as amended, increasing the maximum bond amount or maximum total escrow account for health care providers under the Florida Patient's Compensation Fund; providing for the payment of settlements or judgments when there is an inadequate amount in the fund; providing an effective date.

On motion by Senator Dunn, HB 10-G was admitted for introduction by the required constitutional two-thirds vote of the Senate, read the first time by title and referred to the Committee on Commerce.

On motions by Senator Dunn, by two-thirds vote HB 10-G was withdrawn from the Committee on Commerce and taken up instanter.

On motions by Senator Dunn, by two-thirds vote HB 10-G 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—33

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

Nays—None

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has accepted the Conference Committee Report as an entirety and passed HB 1-G as amended by the Conference Committee Report.

Allen Morris, Clerk

By the direction of the President the following Conference Committee Report was read:

CONFERENCE COMMITTEE REPORT ON HB 1-G

The Honorable W. D. Childers
President of the Senate

The Honorable Ralph H. Haben, Jr.
Speaker, House of Representatives

Dear Sirs:

Your conference committee on the disagreeing votes of the two Houses on the Senate Amendment to HB 1-G, same being:

A bill to be entitled An act relating to the establishment of congressional districts; amending s. 8.001, Florida Statutes, providing definitions; amending s. 8.01, Florida Statutes, providing for the division of the state into 19 congressional districts; amending s. 8.011, Florida Statutes, relating to the inclusion of unlisted territory in contiguous districts; amending s. 8.03, Florida Statutes, relating to the election of representatives to Congress; relating to effective dates for congressional districts created in 1982; providing for severability of invalid portions; reenacting s. 8.05, Florida Statutes, relating to membership of governmental agencies appointed pursuant to former district boundaries; repealing s. 8.04, Florida Statutes, providing effective dates for congressional districts created in 1972; repealing s. 8.06, Florida Statutes, relating to severability of invalid portions; providing effective dates.

having met, and after full and free conference, have agreed to recommend and do recommend to their respective Houses, as follows:

- 1. That the Senate recede from Amendment 1.
2. That the House of Representatives and the Senate adopt the Conference Committee amendment attached hereto, and by reference made a part of this report.

s/H. Lee Moffitt s/Sherrill (Pete) Skinner
s/Samuel P. Bell, III s/Jack D. Gordon
s/Steve Pajcic s/Edgar M. Dunn, Jr.
s/Peter M. Dunbar James A. Scott (not signed)
Tom Gustafson (not signed) Clark Maxwell, Jr. (not signed)

Managers on the part of the House of Representatives Managers on the part of the Senate

Conference Committee Amendment—Strike all of districts 1 through 19 and insert:

Table with 2 columns: DISTRICT 1 CONSISTS OF: and TRACT. Lists parts of Bay County, CCD 5, CCD 10, CCD 20, BG 1, and TRACT 8.

Table with 2 columns: TRACT and DISTRICT 2 CONSISTS OF: DISTRICT 3 CONSISTS OF: PART OF DUVAL COUNTY. Lists various tracts and counties including Baker County, Bradford County, Calhoun County, etc.

NASSAU COUNTY

DISTRICT 4 CONSISTS OF:

PART OF CLAY COUNTY
 CCD 5
 CCD 20
 CCD 25
 PART OF DUVAL COUNTY
 PART OF CCD 35
 TRACT 140
 TRACT 141
 TRACT 142
 TRACT 144
 TRACT 159.01
 TRACT 159.02
 TRACT 160
 PART OF TRACT 164
 BG 1
 BG 2
 BG 3
 PART OF BG 5
 BLOCK 505
 BLOCK 507
 BLOCK 509
 BLOCK 510
 BLOCK 513
 BLOCK 514
 BLOCK 515
 BLOCK 516
 BLOCK 517
 BLOCK 518
 BLOCK 519
 BLOCK 520
 BLOCK 521
 TRACT 165
 TRACT 165.01
 TRACT 166.02
 TRACT 167.01
 TRACT 167.02
 TRACT 168
 FLAGLER COUNTY
 PART OF PUTNAM COUNTY
 CCD 5
 CCD 10
 PART OF CCD 21
 ED 0439
 ED 0440
 ED 0441
 ED 0442T
 ED 0442U
 ED 0443
 ED 0444T
 ED 0444X
 ED 0451
 CCD 25
 ST. JOHNS COUNTY
 VOLUSIA COUNTY

DISTRICT 5 CONSISTS OF:

PART OF LAKE COUNTY
 PART OF CCD 10
 TRACT 302.01
 TRACT 302.03
 PART OF CCD 40
 PART OF TRACT 309.01
 ED 0298
 TRACT 309.02
 CCD 50
 PART OF ORANGE COUNTY
 CCD 5
 PART OF CCD 40
 TRACT 101
 TRACT 102
 TRACT 103
 TRACT 104
 TRACT 105
 TRACT 106
 TRACT 107.01
 TRACT 107.02
 TRACT 108.01
 TRACT 108.02
 TRACT 109
 TRACT 110

TRACT 111
 TRACT 112
 TRACT 113
 TRACT 114
 TRACT 115
 TRACT 116
 TRACT 117.01
 TRACT 117.02
 TRACT 118
 TRACT 119.01
 TRACT 119.02
 TRACT 120
 TRACT 121
 TRACT 122
 TRACT 123
 TRACT 124
 TRACT 125
 TRACT 126
 TRACT 127.01
 TRACT 127.02
 TRACT 128
 TRACT 129
 TRACT 130.01
 TRACT 130.02
 TRACT 131
 TRACT 137
 PART OF TRACT 139
 PART OF BG 1
 BLOCK 106
 BLOCK 111
 BLOCK 113
 BLOCK 115
 BLOCK 116
 BLOCK 117
 BLOCK 118
 PART OF BG 2
 BLOCK 205
 BLOCK 206
 BLOCK 211
 BLOCK 215
 BLOCK 216
 BLOCK 217
 BLOCK 218
 BLOCK 220
 BLOCK 221
 BLOCK 222
 BLOCK 223
 BLOCK 224
 BLOCK 225
 BLOCK 226
 BLOCK 227
 BG 3
 TRACT 144
 TRACT 145
 TRACT 146.01
 TRACT 146.02
 TRACT 146.03
 TRACT 147
 TRACT 151.01
 TRACT 151.02
 TRACT 152.01
 TRACT 152.02
 TRACT 153
 TRACT 154.01
 TRACT 154.02
 TRACT 155.01
 TRACT 155.02
 TRACT 156.01
 TRACT 156.02
 TRACT 157.01
 TRACT 157.02
 TRACT 158.01
 TRACT 158.02
 TRACT 159.01
 TRACT 159.02
 TRACT 160.01
 TRACT 160.02
 TRACT 161
 TRACT 162
 TRACT 163.01
 CCD 86
 SEMINOLE COUNTY

DISTRICT 6 CONSISTS OF:

ALACHUA COUNTY
 CITRUS COUNTY
 HERNANDO COUNTY
 PART OF LAKE COUNTY
 CCD 5
 PART OF CCD 10
 TRACT 302.02
 CCD 15
 CCD 20
 CCD 22
 CCD 25
 CCD 30
 PART OF CCD 40
 PART OF TRACT 309.01
 ED 0284
 ED 0285
 ED 0286
 ED 0287
 ED 0288
 ED 0289
 ED 0290
 ED 0291
 ED 0292T
 ED 0292U
 ED 0295
 ED 0296A
 ED 0296B
 ED 0296C
 ED 0297
 ED 0297A
 ED 0299B
 ED 0300
 ED 0301
 ED 0376
 CCD 45
 MARION COUNTY
 PART OF PASCO COUNTY
 PART OF CCD 10
 TRACT 327
 CCD 15
 PART OF CCD 30
 TRACT 328
 PART OF TRACT 329
 ED 0048
 ED 0075
 TRACT 330
 TRACT 331
 PART OF PUTNAM COUNTY
 PART OF CCD 21
 ED 0444U
 ED 0444V
 ED 0444W
 SUMTER COUNTY

DISTRICT 7 CONSISTS OF:

PART OF HILLSBOROUGH COUNTY
 PART OF CCD 5
 TRACT 122.01
 PART OF TRACT 122.02
 BG 1
 BG 2
 BG 3
 BG 4
 PART OF BG 9
 BLOCK 901
 BLOCK 902
 BLOCK 903
 TRACT 123.01
 TRACT 123.02
 TRACT 132
 TRACT 133.01
 TRACT 133.02
 TRACT 133.03
 TRACT 134
 CCD 25
 CCD 40
 PART OF CCD 45
 TRACT 131
 CCD 60
 PART OF CCD 65
 TRACT 1

TRACT 2
 TRACT 3
 TRACT 4
 TRACT 5
 TRACT 6
 TRACT 7
 TRACT 8
 TRACT 9
 TRACT 10
 TRACT 11
 TRACT 12
 TRACT 13
 TRACT 14
 TRACT 15
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 TRACT 51
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 TRACT 53.99
 TRACT 54
 TRACT 55
 TRACT 57
 TRACT 58
 TRACT 59
 TRACT 60
 TRACT 61
 TRACT 62
 TRACT 63
 TRACT 64
 TRACT 65
 TRACT 66
 TRACT 67
 TRACT 68
 TRACT 69
 TRACT 70
 TRACT 71
 TRACT 72
 TRACT 72.99
 TRACT 73
 TRACT 105
 TRACT 108.01
 TRACT 108.02
 TRACT 108.03
 PART OF TRACT 108.04
 PART OF BG 2
 BLOCK 201
 BLOCK 202
 BLOCK 203
 BLOCK 204
 BLOCK 205
 BLOCK 206

BLOCK 207	BG 4	TRACT 110.01	TRACT 261
BLOCK 208	BG 5	TRACT 110.02	TRACT 262
BLOCK 212	PART OF TRACT 256.02	TRACT 111	TRACT 263
BLOCK 213	PART OF BG 1	CCD 80	TRACT 264
BLOCK 214	BLOCK 108	PART OF PASCO COUNTY	TRACT 265
BLOCK 215	BLOCK 109	CCD 5	TRACT 266.01
BLOCK 228	BLOCK 110	PART OF CCD 10	TRACT 266.02
BLOCK 230	BLOCK 111	TRACT 325	TRACT 267.01
BLOCK 231	BLOCK 112	TRACT 326	TRACT 267.02
BLOCK 233	BLOCK 113	CCD 20	TRACT 267.03
TRACT 109	BLOCK 114	CCD 25	TRACT 268.03
TRACT 112.01	BLOCK 115	PART OF CCD 30	TRACT 268.04
TRACT 112.02	BLOCK 116	PART OF TRACT 329	TRACT 268.05
TRACT 113	BLOCK 117	ED 0049	TRACT 268.06
TRACT 116.01	BLOCK 118	ED 0053	TRACT 268.07
TRACT 116.02	BLOCK 119	ED 0076	TRACT 269.03
TRACT 116.03	BLOCK 120		TRACT 269.04
TRACT 116.04	BLOCK 121		TRACT 269.05
TRACT 116.05	BLOCK 122	PART OF PINELLAS COUNTY	TRACT 269.06
TRACT 117.01	BLOCK 123	PART OF CCD 20	TRACT 269.07
TRACT 117.02	BLOCK 124	TRACT 254.01	TRACT 270
TRACT 118.01	BLOCK 125	TRACT 254.04	TRACT 271.01
TRACT 118.02	BLOCK 126	TRACT 254.05	TRACT 271.02
TRACT 119.01	BLOCK 127	TRACT 254.07	TRACT 271.03
TRACT 119.02	BLOCK 128	PART OF TRACT 254.09	
TRACT 119.03	BLOCK 129	PART OF BG 1	CCD 55
TRACT 120.01	BLOCK 130	BLOCK 101	
TRACT 120.02	BLOCK 131	BLOCK 103	DISTRICT 10 CONSISTS OF:
CCD 85	BLOCK 132	BLOCK 104	
	BLOCK 133	BLOCK 105	DE SOTO COUNTY
DISTRICT 8 CONSISTS OF:	BLOCK 134	BLOCK 117	HARDEE COUNTY
	BG 2	BLOCK 123	MANATEE COUNTY
PART OF PINELLAS COUNTY	BG 5	BLOCK 124	PART OF OSCEOLA COUNTY
CCD 15	BG 6	BLOCK 125	PART OF CCD 5
PART OF CCD 20	TRACT 257	BLOCK 126	TRACT 401.01
TRACT 245.03	TRACT 276.01	BLOCK 127	PART OF TRACT 401.02
TRACT 245.04	TRACT 276.02	BLOCK 128	ED 0139
TRACT 250.06	CCD 50	BLOCK 129	ED 0178
TRACT 252.03	CCD 52	BLOCK 130	ED 0179
TRACT 252.04		BLOCK 131	POLK COUNTY
TRACT 252.05	DISTRICT 9 CONSISTS OF:	BLOCK 132	
TRACT 252.06		BLOCK 133	DISTRICT 11 CONSISTS OF:
TRACT 252.07	PART OF HILLSBOROUGH COUNTY	BLOCK 134	
TRACT 253.01	PART OF CCD 5	TRACT 255.01	BREVARD COUNTY
TRACT 253.02	TRACT 121.01	TRACT 255.03	PART OF INDIAN RIVER COUNTY
TRACT 253.03	TRACT 121.02	PART OF TRACT 255.04	CCD 5
TRACT 254.06	PART OF TRACT 122.02	BG 2	PART OF CCD 15
TRACT 254.08	BG 5	BG 3	PART OF TRACT 501
PART OF TRACT 254.09	PART OF BG 9	BG 4	PART OF TRACT 501
PART OF BG 1	BLOCK 904	PART OF BG 5	PART OF BG 1
BLOCK 106	BLOCK 905	BLOCK 501	BLOCK 101
BLOCK 107	BLOCK 906	BLOCK 502	BLOCK 102
BLOCK 108	BLOCK 907	BLOCK 503	BLOCK 103
BLOCK 109	BLOCK 908	BLOCK 504	BLOCK 104
BLOCK 110	BLOCK 909	BLOCK 505	BLOCK 105
BLOCK 111	BLOCK 910	BLOCK 506	BLOCK 106
BLOCK 112	BLOCK 911	BLOCK 507	BLOCK 107
BLOCK 113	BLOCK 912	BLOCK 508	BLOCK 108
BLOCK 114	BLOCK 913	BLOCK 509	BLOCK 109
BLOCK 115	BLOCK 914	BLOCK 510	BLOCK 110
BLOCK 116	CCD 10	BLOCK 515	BLOCK 111
BLOCK 118	PART OF CCD 45	BLOCK 516	BLOCK 112
BLOCK 119	TRACT 101.01	BLOCK 520	BLOCK 113
BLOCK 136	TRACT 101.02	BLOCK 521	BLOCK 114
BLOCK 137	TRACT 124	BLOCK 522	BLOCK 115
BLOCK 138	TRACT 125	BLOCK 523	BLOCK 116
BLOCK 139	TRACT 126	BLOCK 524	BLOCK 117
BLOCK 140	TRACT 127	BLOCK 525	BLOCK 118
BLOCK 141	TRACT 128	BLOCK 534	BLOCK 119
PART OF TRACT 255.04	TRACT 129	PART OF TRACT 256.01	BLOCK 120
PART OF BG 5	TRACT 130	BG 3	BLOCK 121
BLOCK 511	PART OF CCD 65	PART OF TRACT 256.02	BLOCK 122
BLOCK 513	TRACT 104	PART OF BG 1	BLOCK 123
BLOCK 514	TRACT 106	BLOCK 101	BLOCK 124
BLOCK 526	TRACT 107	BLOCK 102	BLOCK 125
BLOCK 527	PART OF TRACT 108.04	BLOCK 103	BLOCK 126
BLOCK 528	BG 1	BLOCK 104	BLOCK 127
BLOCK 529	PART OF BG 2	BLOCK 106	BLOCK 128
BLOCK 530	BLOCK 211	BLOCK 107	BLOCK 129
BLOCK 531	BLOCK 225	TRACT 258	BLOCK 130
BLOCK 532	BLOCK 226	TRACT 259.01	BLOCK 131
BLOCK 533	BLOCK 227	TRACT 259.02	BLOCK 132
PART OF TRACT 256.01	BLOCK 229	TRACT 260.01	BLOCK 133
BG 2	BLOCK 234	TRACT 260.02	BLOCK 134
		TRACT 260.99	BLOCK 135

BLOCK 136
BLOCK 137
BLOCK 139
BLOCK 140
BLOCK 141
BLOCK 142
BLOCK 143
BLOCK 144
BLOCK 145
BG 2
PART OF BG 3
BLOCK 301
BLOCK 302
BLOCK 303
BLOCK 304
BLOCK 305
BLOCK 306
BLOCK 307
BLOCK 308
BLOCK 309
BLOCK 310
BLOCK 311
BLOCK 312
BLOCK 313
BLOCK 314
BLOCK 315
BLOCK 325
BLOCK 326
BLOCK 327
BLOCK 328
BLOCK 329
BG 4
TRACT 502
TRACT 503
TRACT 505
TRACT 508
PART OF ORANGE COUNTY
CCD 15
PART OF CCD 40
TRACT 132
TRACT 133
TRACT 134.01
TRACT 134.02
TRACT 135.01
TRACT 135.02
TRACT 136.01
TRACT 136.02
TRACT 138
PART OF TRACT 139
PART OF BG 1
BLOCK 101
BLOCK 102
BLOCK 103
BLOCK 104
BLOCK 105
PART OF BG 2
BLOCK 201
BLOCK 202
BLOCK 203
BLOCK 204
TRACT 140
TRACT 141
TRACT 142
TRACT 143.01
TRACT 143.02
TRACT 163.02
TRACT 164.01
TRACT 164.02
TRACT 168.01
TRACT 168.02
TRACT 169.01
TRACT 169.02
CCD 63
CCD 75
PART OF OSCEOLA COUNTY
PART OF CCD 5
PART OF TRACT 401.02
ED 0134
ED 0135
ED 0176
ED 0177
TRACT 402.01
TRACT 402.02
TRACT 403.01
TRACT 403.02

CCD 15
CCD 20
DISTRICT 12 CONSISTS OF:
PART OF COLLIER COUNTY
CCD 5
CCD 10
PART OF CCD 15
PART OF TRACT 104
ED 0509E
BG 1
PART OF TRACT 105
BG 2
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HIGHLANDS COUNTY
PART OF INDIAN RIVER COUNTY
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BLOCK 158
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MARTIN COUNTY
OSCEOLA COUNTY
PART OF PALM BEACH COUNTY
CCD 10
CCD 35
CCD 45
CCD 70
PART OF CCD 77
TRACT 78.01
TRACT 78.02
PART OF CCD 80
TRACT 14.02
TRACT 16
TRACT 17
TRACT 18.01
TRACT 18.02
TRACT 19.01
TRACT 19.02
TRACT 20
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TRACT 25
TRACT 26
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BG 1
TRACT 35.01
ST. LUCIE COUNTY

DISTRICT 13 CONSISTS OF:
CHARLOTTE COUNTY
PART OF COLLIER COUNTY
PART OF CCD 15
TRACT 1
TRACT 2
TRACT 3
TRACT 4
TRACT 5
TRACT 6
TRACT 7
TRACT 101
TRACT 102
TRACT 103
PART OF TRACT 104
ED 0509F
BG 2
BG 3
BG 4
BG 5
BG 6
BG 7
BG 8
BG 9
PART OF TRACT 105
BG 1
PART OF TRACT 106
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BG 4
LEE COUNTY
SARASOTA COUNTY

DISTRICT 14 CONSISTS OF:
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TRACT 105
TRACT 106
CCD 37
PART OF CCD 43
TRACT 601.01
TRACT 601.02
TRACT 601.03
PART OF PALM BEACH COUNTY
CCD 15
CCD 20
CCD 50
PART OF CCD 77
TRACT 78.03
CCD 78
PART OF CCD 80
PART OF TRACT 27
BG 2
BG 3
TRACT 28
TRACT 29
TRACT 30
TRACT 31.01
TRACT 31.02
TRACT 32
TRACT 33
TRACT 34
TRACT 35.02
TRACT 35.03
TRACT 36
TRACT 37

DISTRICT 15 CONSISTS OF:
PART OF BROWARD COUNTY
PART OF CCD 10
PART OF TRACT 701
PART OF BG 9
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BLOCK 905
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BLOCK 908
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BLOCK 912
BLOCK 919

PART OF CCD 15
TRACT 101
TRACT 102
TRACT 103.01
TRACT 103.02
TRACT 104
TRACT 107
TRACT 108
TRACT 109
TRACT 110
TRACT 301
CCD 20
PART OF CCD 30
PART OF TRACT 801
BG 4
PART OF TRACT 802
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BG 2
PART OF BG 9
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BLOCK 930
TRACT 803
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TRACT 602.02
TRACT 602.03
TRACT 603
TRACT 604
TRACT 605.01
TRACT 606.01
TRACT 607
TRACT 608
PART OF TRACT 609
BG 1
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PART OF TRACT 610.01

BG 1

TRACT 611

CCD 50

DISTRICT 16 CONSISTS OF:

PART OF BRUARD COUNTY

CCD 3

PART OF CCD 10

PART OF TRACT 701

BG 1

BG 2

BG 3

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TRACT 702

TRACT 703

TRACT 704

TRACT 705

TRACT 706

CCD 25

PART OF CCD 30

PART OF TRACT 801

BG 1

BG 2

BG 3

BG 4

BG 5

PART OF TRACT 802

BG 3

PART OF BG 9

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TRACT 804.02

TRACT 805

PART OF TRACT 901

BG 1

BG 2

BG 3

PART OF BG 9

BLOCK 901

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BLOCK 934

TRACT 901.99

TRACT 902

TRACT 903

TRACT 904

TRACT 905

TRACT 906

TRACT 907

TRACT 908

TRACT 909

TRACT 910

TRACT 911

TRACT 912

TRACT 913

TRACT 914

TRACT 916

TRACT 917

TRACT 918

TRACT 919

TRACT 920

TRACT 921

CCD 38

PART OF CCD 43

TRACT 601.04

TRACT 602.01

TRACT 605.02

TRACT 606.02

PART OF TRACT 609

PART OF BG 2

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BLOCK 236

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BLOCK 248

PART OF TRACT 610.01

BG 2

TRACT 610.02

PART OF DADE COUNTY

PART OF CCD 17

PART OF TRACT 115

ED 0100

ED 0101

ED 0102

ED 0103

ED 0104

PART OF CCD 20

PART OF TRACT 101.02

ED 0003

BG 1

PART OF BG 9

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BLOCK 904

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BLOCK 907

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BLOCK 911

BLOCK 912

BLOCK 913

BLOCK 914

BLOCK 915

BLOCK 989

TRACT 101.06

TRACT 101.07

PART OF CCD 28

TRACT 101.03

TRACT 101.08

PART OF CCD 45

TRACT 59.02

TRACT 59.03

TRACT 60.01

TRACT 60.02

PART OF CCD 85

PART OF TRACT 100.01

PART OF BG 9

BLOCK 904

TRACT 100.05

TRACT 100.07

PART OF CCD 90

TRACT 90.01

TRACT 90.02

PART OF TRACT 91

PART OF BG 1

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BLOCK 153

PART OF BG 9

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BLOCK 913

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TRACT 77.01

TRACT 88.01

TRACT 88.02

TRACT 89.01

TRACT 89.02

TRACT 89.03

DISTRICT 17 CONSISTS OF:

PART OF DADE COUNTY

PART OF CCD 20

TRACT 6.01

TRACT 6.02

PART OF TRACT 6.03

BG 1

BG 2

PART OF BG 3

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BLOCK 319

BG 4

TRACT 6.04

TRACT 6.05

TRACT 6.06

TRACT 8.01

TRACT 8.02

TRACT 92

TRACT 93.02

TRACT 93.03

TRACT 93.04

TRACT 93.05

PART OF TRACT 101.02

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 TRACT 4.08
 TRACT 5.01
 TRACT 5.02
 TRACT 5.03
 TRACT 9.01
 TRACT 9.02
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 TRACT 10.01
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 TRACT 11.03
 TRACT 11.04
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 TRACT 15.01
 TRACT 15.02
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 PART OF CCD 85
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 TRACT 95.02
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 TRACT 99.03
 TRACT 99.04
 PART OF TRACT 100.01
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 TRACT 100.02
 TRACT 100.06
 TRACT 100.08

DISTRICT 18 CONSISTS OF:
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 PART OF TRACT 6.03
 PART OF BG 3
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 BLOCK 311
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 BLOCK 321
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 TRACT 7.03
 TRACT 7.04
 TRACT 16.01
 TRACT 16.02
 CCD 35
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 TRACT 17.01
 TRACT 17.02
 TRACT 17.03
 TRACT 18.01
 TRACT 18.02
 TRACT 18.03
 PART OF TRACT 19.01
 BG 3
 BG 4
 TRACT 19.02
 TRACT 20.02
 TRACT 21
 TRACT 22.01
 TRACT 22.02
 TRACT 23
 TRACT 24
 TRACT 25
 TRACT 26
 TRACT 27.01
 TRACT 27.02
 TRACT 28
 TRACT 29
 TRACT 30.01
 TRACT 30.02
 TRACT 31
 TRACT 34
 TRACT 36.01
 TRACT 36.02
 TRACT 37.01
 TRACT 37.02
 TRACT 37.99
 TRACT 47.01
 TRACT 47.02
 TRACT 47.03
 TRACT 48
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 TRACT 51
 TRACT 52
 TRACT 53.01
 TRACT 53.02
 TRACT 54.01
 TRACT 54.02
 TRACT 55.01
 TRACT 55.02
 TRACT 56
 TRACT 57.01
 TRACT 57.02
 TRACT 58.01
 TRACT 58.02
 TRACT 59.01
 TRACT 59.04
 TRACT 61.01
 PART OF TRACT 61.02
 BG 1
 PART OF BG 2
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 BG 3
 BG 4
 BG 5
 PART OF TRACT 62
 BG 1
 BG 2
 BG 5
 BG 6
 TRACT 63.01
 TRACT 63.02
 TRACT 64
 TRACT 65
 TRACT 66
 TRACT 67.01
 TRACT 67.02
 PART OF CCD 50
 TRACT 38
 TRACT 39.01
 TRACT 39.02
 TRACT 39.04
 TRACT 39.05
 TRACT 39.06
 TRACT 40
 TRACT 41.01
 TRACT 41.02
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 TRACT 44
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 TRACT 45.99
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 BG 5
 PART OF BG 9
 BLOCK 901
 BLOCK 908

BLOCK 909
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 DISTRICT 19 CONSISTS OF:
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 PART OF CCD 17
 PART OF TRACT 115
 ED 0105
 ED 0106
 ED 0107
 ED 0108
 ED 0109
 ED 0110
 ED 0111
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 CCD 25
 PART OF CCD 28
 TRACT 101.09
 TRACT 101.10
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 TRACT 101.12
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 TRACT 101.14
 CCD 30
 PART OF CCD 45
 PART OF TRACT 61.02
 PART OF BG 2
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 BLOCK 237
 PART OF TRACT 62
 BG 3
 BG 4
 TRACT 68
 TRACT 69
 TRACT 70.01
 TRACT 70.02
 TRACT 71
 TRACT 72
 TRACT 73
 TRACT 74
 TRACT 75.01
 TRACT 75.02
 TRACT 75.03
 TRACT 76.01
 TRACT 76.02
 TRACT 76.03
 TRACT 76.04
 TRACT 77.02
 TRACT 77.03
 CCD 110
 PART OF CCD 120
 TRACT 85.01
 TRACT 85.02
 TRACT 86
 TRACT 87
 MONROE COUNTY

On motion by Senator Gordon the Conference Committee Report was adopted, and HB 1-G passed as recommended and was certified to the House together with the Conference Committee Report. The vote on passage was:

Yeas—23

Mr. President	Frank	Johnston	Steinberg
Barron	Gordon	Kirkpatrick	Stuart
Beard	Hair	Neal	Thomas
Carlucci	Henderson	Peterson	Tobiassen
Childers, D.	Hill	Renick	Vogt
Dunn	Jenne	Skinner	

Nays—8

Grizzle	Lewis	Poole	Scott
Jennings	Maxwell	Rehm	Ware

PAIRS

The following pair was announced by the Secretary in accordance with Senate Rule 5.4: I am paired with Senator McKnight on HB 1-G. If he were present he would vote yea and I would vote nay.

Senator J. W. Stevens, 29th District

The following pair was announced by the Secretary in accordance with Senate Rule 5.4: I am paired with Senator Margolis on HB 1-G. If she were present she would vote yea and I would vote nay.

Senator Dan Jenkins, 7th District

The following pair was announced by the Secretary in accordance with Senate Rule 5.4: I am paired with Senator Gersten on HB 1-G. If he were present he would vote yea and I would vote nay.

Senator David H. McClain, 21st District

The following pair was announced by the Secretary in accordance with Senate Rule 5.4: I am paired with Senator Langley on HB 1-G. If he were present he would vote nay and I would vote yea.

Senator Alan Trask, 13th District

VETOED BILLS 1982 REGULAR AND SPECIAL SESSIONS

Honorable W. D. Childers President of the Senate May 19, 1982

Dear Mr. President:

In compliance with the provisions of Article III, Section 8(b), of the State Constitution, I am transmitting to you for consideration of the Senate the following vetoed bills, 1982 Regular and Special Sessions, with the Governor's objections attached thereto:

- SB 68 Relating to public education.
- CS/
SB 898 Relating to natural gas and petroleum pipelines.
- SB 24-D Relating to alcoholic beverages

Sincerely,
George Firestone
Secretary of State

Honorable George Firestone April 22, 1982
Secretary of State

Dear Mr. Secretary:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I hereby withhold my approval of and transmit to you with my objections Senate Bill 68, enacted by the Seventh Legislature of Florida under the Florida Constitution, 1968 Revision, during the Regular Session of 1982, and entitled:

An act relating to public education; amending section 228.121, Florida Statutes, providing for non-resident tuition fees; providing for the amount of such fees; providing criteria for fees; providing exceptions; providing for the use of funds collected; providing that certain non-resident students are

exempted from inclusion in the Florida Education Finance Program computations and from requirements from regular school attendance; providing for the application of section 234.021(2)(b), Florida Statutes, with respect to the correction of certain hazardous conditions; providing legislative intent; creating the Florida Council for the Hearing Impaired; providing for membership and organization thereof; providing duties and responsibilities of the council; providing for expiration of the council; providing an appropriation; providing an effective date.

My objections relate to Section 1 of this bill, which requires local school boards to charge a student, who is a non-resident of Florida or whose natural or legal guardians are non-residents, a tuition fee, payable in advance, in the amount of the district's prior year expenditure per FTE of the program for which admission is being sought.

Section 1 reads:

Students whose natural or legal guardians are in the federal military service or are civilian employees, the cost of whose education is provided in part or in whole by federal subsidy to state-supported schools.

Those students identified in Section 1(3)(a), non-resident students, are exempted from tuition fees only as long as part of their education costs are reimbursed by the federal government. The President intends to phase out all funding of B students under "impact aid," P.L. 81-874, the students identified in (a). While the entitlement for a specific year is actually received for a few years after the entitlement, for school year 1982-83, there might not be funding for B students if the President's proposals are passed. Although dollars for 1980-81 or 1982-83 entitlements may still flow in 1982-83, eventually no federal subsidy will be received for those students. If that occurs, those students will no longer be exempted from a tuition fee and will not be included in the district FEFP calculation. Such a situation is similar to the reason House Bill 456, K-12 Non-resident Tuition Fee, was vetoed in 1981.

Senate Bill 68, Section 1, does not define "resident." Generally, residence (as contrasted with legal residence or domicile) is defined as the factual place of abode, not necessarily permanent in nature. *Minick v. Minick*, 149 So. 483 (Fla. 1933). Residence requires only bodily presence as an inhabitant of a place. Article IX, Section 1, of the Florida Constitution provides, "Adequate provision shall be made by law for a uniform system of free public schools. . . ." (Emphasis added.) Relying on this constitutional provision, the Florida Supreme Court in "Scavella v. School Board of Dade County, 363 So. 2d 1095 (Fla. 1978), held "that all Florida residents have the right to attend this public school system for free." Therefore, any student who is living in Florida would be considered a resident and by right entitled to attend public school without charge. The bill's attempt to restrict that right violates the Florida Constitution."

Another question concerns whether a parent's non-residency can deprive a resident child of the child's right to a free public education. Although minors are not afforded the full panoply of the constitutionally protected rights of adults, clearly, the right to a free public education applies to minors. In *Scavella, supra*, where the right was guaranteed, the Court was defining the right of exceptional children. Therefore, it appears that the guarantee is not that a parent has a right to have his child attend public school for free, but that the child himself has such a right, and, because the right belongs to the child, it cannot be defeated by a parent's non-residency. Otherwise, a child who was attending public school when his parents left the state or died and before legal guardianship could be established, would be liable for a tuition fee. Likewise, a child, who came to Florida to reside with a relative because his parents, who reside in another state, were unable to care for him, would be liable for a tuition fee.

Other issues of concern exist regarding the fiscal impacts of this proposed legislation. Section 1(3), first paragraph, reads:

- (3) Tuition may be charged by the local school board to the parents or guardians of those non-resident students who have the ability to pay accordingly to criteria established by the Department of Education except that no tuition may be charged for the following students.

(a) Students whose . . .

and Section 1(7) reads:

- (7) Except for those students specified in subsection (1), school districts shall not include non-resident students in the computation of the basic amount to be included for operation as provided in s. 236.081 and shall not require their compliance with the requirements for regular school attendance as provided in s. 232.01.

If the criteria determined by DOE in subsection (3) provides for a sliding scale for ability to pay, the local school district must provide the rest of the educational costs if that district educates the child.

Additionally, conflicting language clouds the intent of the bill. The language in Section 1(3) says the districts may charge a tuition fee according to DOE established criteria. "May" is a permissive word. Section 1(1), however, requires that each student enrolled who is a non-resident of Florida or whose natural or legal guardians are non-residents of Florida "shall be charged a tuition fee payable in advance at the time of enrolling" as provided in subsection (3). A potential conflict may exist between the required and permissive language.

For these reasons, I am withholding my approval of Senate Bill 68, Regular Session of the Legislature, commencing on January 18, 1982, and do hereby veto the same.

Sincerely,
Bob Graham
Governor

Honorable George Firestone
Secretary of State:

April 7, 1982

Dear Mr. Secretary:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I hereby withhold my approval of and transmit to you with my objections Committee Substitute for Senate Bill 898, enacted by the Seventh Legislature of Florida under the Florida Constitution, 1968 Revision, during the Regular Session of 1982, and entitled:

An act relating to natural gas and petroleum pipelines; providing definitions; providing that major natural gas or petroleum pipelines are subject to state review; providing for application for impact assessment; providing for public notice of application; providing for hearings; providing for parties; providing for State Impact Review Order by the Cabinet; providing an effective date.

This bill would add to existing federal and State environmental protection laws a new regulatory mechanism for review of major natural gas or liquid petroleum product pipeline construction, conversion, or modification projects. The legislative intent in creating this additional level of governmental review for pipeline projects is "to determine their impact on the public health, safety, and welfare of the citizens of Florida."

Under provisions of Committee Substitute for Senate Bill 898, the Governor and Cabinet would sit as the State Review Board and issue a State Impact Review Order to approve, modify, restrict, or deny authorization to undertake construction, conversion, or modification of a major gas or liquid petroleum pipeline after the applicant had submitted an application to the Department of Veteran and Community Affairs, and four regional hearings had been held by four Division of Administrative Hearings officers in major population areas as decided by the Department of Veteran and Community Affairs. This process would potentially involve ninety-five or more parties, including eleven regional planning councils, five water management districts, sixty-seven counties and their regional municipalities, and other substantially affected parties. After conclusion of the administrative hearings, the State Review Board would be able to alter findings of fact, conclusions of law, and reach its final conclusion independently.

Unlike regulatory programs such as the Electrical Power Plant Siting Act that streamline regulation, the State Impact Review Process created in Committee Substitute for Senate Bill 898 would be superimposed on the existing network of comprehensive environmental laws. The people are best served when our laws are directed at legitimate areas of public concern, not constructed to isolate and subject one enterprise to specialized regulation.

Although Committee Substitute for Senate Bill 898 seeks to establish a new environmental review process, its effect would be to delay or prevent conversion of an existing natural gas pipeline to a light petroleum products pipeline. Because substantial benefits to competing private economic entities are at stake, the true impetus for this legislation must be questioned. The marketplace is the appropriate arena for resolution of economic conflict. Government should not allow itself to be used to counter natural economic evolution in the marketplace or delay new technologies for the purpose of preserving the status of existing financial interests. Perhaps the most appealing aspect of our capitalistic system is its efficiency in allocating resources and responding to consumer needs and demands. Legislation that would shackle free enterprise without regard for the public interest or the proper limited role of government is unacceptable.

The pipeline conversion project that this bill is directed toward is already subject to substantial review at the federal and state levels. More than 300 permits will have to be obtained before the project is completed. Under the requirements of the National Environmental Policy Act of 1969, the Federal Energy Regulatory Commission (FERC) has made a comprehensive review of the proposed conversion for the past eight years. A FERC Administrative Law Judge issued a decision on the conversion issue and concluded that public benefits far outweighed negative effects.

Florida's comprehensive environmental laws effectively augment the federal review process. Any construction in or across Florida waters, including wetlands, will require permits from the Department of Environmental Regulation. Crossings of water bodies will also be reviewed by appropriate water management districts. Construction of terminal facilities is subject to the Development of Regional Impact process and construction and operation permits from the Department of Environmental Regulation for air and water discharges. Air emissions and water discharges will be reviewed under State regulations as well as the Federal Clean Air Act and Clean Water Act. The statutory authority of Florida's environmental regulatory agencies is sufficiently broad to permit promulgation, through the Administrative Procedure Act, of additional rules and regulations if necessary.

In addition to these concerns, Committee Substitute for Senate Bill 898 raises an important constitutional question. Under the doctrine of unlawful delegation of Legislative power, basic policy decisions must be made by the Legislature. Administration of those decisions by the executive agencies must be pursuant to minimal standards and guidelines ascertainable by reference to the law establishing the policy. Adequate standards and guidelines for the exercise of the administrative discretion created in this legislation are not provided.

For the above reasons, I am withholding my approval of Committee Substitute for Senate Bill 898, Regular Session of the Legislature, commencing on January 18, 1982, and do hereby veto the same.

Sincerely,
Bob Graham
Governor

Honorable George Firestone
Secretary of State

May 4, 1982

Dear Mr. Secretary:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I hereby withhold my approval of and transmit to you with my objections Senate Bill 24-D, enacted by the Seventh Legislature of Florida under the Florida Constitution, 1968 Revision, during Special Session "D" of 1982, and entitled:

An act relating to alcoholic beverages; amending s. 561.221, Florida Statutes, authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business Regulation to issue vendor's licenses for the sale of alcoholic beverages to certain manufacturers of malt beverages; amending s. 563.06(6), Florida Statutes, including 7-ounce containers in a list of approved size containers for the retail sale of malt beverages; deleting 8-ounce containers from said list; providing an exception allowing the retail sale of malt beverages

in 8-ounce containers purchases by the vendor prior to the effective date of this act; amending s. 563.05, Florida Statutes, to exempt from excise taxes the sale of malt beverages to the military; renumbering s. 562.14(2), (3), Florida Statutes, and adding a new subsection (2) to said section; authorizing malt beverages to be sold or served at certain sports stadiums at certain times; providing an effective date.

This bill authorizes the Division of Alcoholic Beverages and Tobacco of the Department of Business Regulation to issue additional vendor's licenses for the sale of alcoholic beverages to certain manufacturers of malt beverages. It also adds seven ounce containers to the list of approved containers for malt beverages and deletes the provision for eight ounce containers. Furthermore, it would exempt malt beverages sold to military establishments within the State from excise taxes. It would also allow vendors to sell malt beverages at National Football League games thirty minutes before games begin or at 1:00 p.m., whichever is earlier.

The exemption from excise taxes on malt beverages provided to military establishments in this bill represents a significant loss of revenue to the State. The Division of Alcoholic Beverages recently did a study on total sales of malt beverages to the military by various distributors in an attempt to estimate the revenue which would be lost through this exemption. Their estimate is as follows:

"Revenue losses conservatively will be in the area of \$400,000 annually, and this does not include additional lost revenue which cannot be projected from sales off-base made by military personnel desiring to purchase beer at regular alcoholic levels." (Presently, military establishments have an alcohol content of 3.2% by weight.)

In addition, this exemption offers an open invitation for abuse, since the price differential between malt beverages sold in military establishments and those sold in regular retail outlets might encourage some persons to purchase such beverages for re-sale to non-military personnel.

I support the principle that the marketplace should determine the size of containers for malt beverages. A manufacturer of malt beverages should be free to offer his product in whatever size and shape the public will accept.

The bill, however, authorizes the sale of the seven ounce malt beverage containers while deleting the present authorization for eight ounce containers. I perceive no rational basis for this artificial restriction on container sizes as a matter of public policy. These are decisions which are more properly made by private industry in response to free market demands for various package sizes. It is my intention to ask the Legislature to revisit this issue so that packaging restrictions on malt beverages which serve no public purpose can be removed.

For the above reasons, I am withholding my approval of Senate Bill 24-D, Special Session "D" of the Legislature, commencing on March 29, 1982, and do hereby veto the same.

Sincerely,
Bob Graham
Governor

The bills, together with the Governor's objections thereto, were 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 admitted for introduction by the required Constitutional two-thirds vote of the membership and passed SB 5-G.

Allen Morris, Clerk

The Honorable W. D. Childers, President

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Constitutional two-thirds vote of the membership and passed SB 2-G.

Allen Morris, Clerk

The bills contained in the above messages were ordered enrolled.

On motion by Senator Dunn, the Senate adjourned sine die at 9:18 p.m.

JOURNAL OF THE FLORIDA SENATE

Friday, May 24, 1982

ENROLLING REPORT

SB 5-G and SB 2-G have been enrolled, signed by the required Constitutional Officers and presented to the Governor on May 24, 1982.

Joe Brown, Secretary

CERTIFICATE

THIS IS TO CERTIFY that the foregoing pages numbered from 1 to 19, both inclusive, are and constitute a complete, true and correct journal and record of the proceedings of the Senate of the State of Florida, in Special Session, convened at 11:00 a.m. on the 21st day of May, 1982, adjourned at 9:18 p.m. on the 21st day of May, 1982. Additionally, there has been included a record of the transmittal of Acts subsequent to sine die adjournment of the Special Session.

JOE BROWN
Secretary of the Senate

Tallahassee, Florida
May 24, 1982