



Journal of the Senate

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Thursday, April 21, 1983

BILL ACTION SUMMARY

Thursday, April 21, 1983

H 649 Reconsidered; amendment adopted; passed as amended
H 1120 Adopted
S 51 Passed as amended
S 75 Passed as amended
S 77 C/S passed
S 80 Passed as amended
S 96 Passed
S 182 C/S passed
S 232 Passed as amended
S 236 Passed
S 257 Passed
S 261 Passed as amended
S 286 C/S passed
S 363 Passed as amended
S 428 Passed as amended
S 649 Passed

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator Kirkpatrick—

SB 1012—A bill to be entitled An act relating to agriculture; creating an agriculture policy for the State of Florida; providing an effective date.

—was referred to the Committees on Agriculture, and Rules and Calendar.

By Senator Dunn—

SB 1013—A bill to be entitled An act relating to the applications of advanced telecommunications to government needs; providing a short title; providing legislative intent; providing for the development of a comprehensive telecommunications plan; providing for the implementation of video teleconferencing systems; authorizing the Division of Communications of the Department of General Services to develop the comprehensive plan and implement video teleconferencing systems; listing those items to be included in the plan; providing for shared use of video teleconferencing systems to include state agencies, county governments, municipal governments, and private firms; providing for the control and approval of video teleconferencing equipment and facilities by the Division of Communications of the Department of General Services; providing for the scheduling and production of the video teleconferencing programs by the Department of Education; providing an effective date.

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

By Senator Grant—

SB 1014—A bill to be entitled An act relating to hypnosis; amending s. 456.32(3), Florida Statutes; including licensed practitioners of veterinary medicine in the term "practitioner of the healing arts"; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Myers—

SB 1015—A bill to be entitled An act relating to the Municipal Annexation or Contraction Act; amending s. 171.031(11), Florida Statutes; expanding the definition of the term "contiguous"; providing an effective date.

—was referred to the Committees on Economic, Community and Consumer Affairs; and Judiciary-Civil.

By Senator Vogt—

SB 1016—A bill to be entitled An act relating to insurance; amending s. 627.668(1), Florida Statutes, 1982 Supplement; providing that outpatient benefits for treatment of mental and nervous disorders shall be covered in the same manner whether treatment is rendered by a licensed physician or a licensed psychologist; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Kirkpatrick—

SB 1017—A bill to be entitled An act relating to insurance and civil actions; amending s. 458.331(1)(t), Florida Statutes, 1982 Supplement, and adding subsection (5) to said section; providing definitions; specifying grounds for disciplinary proceedings against physicians by the Board of Medical Examiners; requiring the Board of Medical Examiners to investigate certain physicians; amending s. 627.912, Florida Statutes, 1982 Supplement; requiring insurers and self-insurers to report claims with respect to professional liability; specifying information to be included in such reports; requiring the Department of Insurance to report the names of certain physicians and osteopaths to the Department of Professional Regulation and the Board of Medical Examiners; creating s. 768.046, Florida Statutes; prohibiting reference to insurance in certain actions; and providing legislative intent; creating s. 768.047, Florida Statutes; requiring leave of court to plead punitive damages; creating s. 768.048, Florida Statutes; requiring notice to prospective defendants and a waiting period before filing suit in personal injury or wrongful death actions; requiring a review by insurers and self-insurers during such waiting period; providing for offers of judgment and offers of admission of liability and for arbitration; tolling the statute of limitations during such waiting periods; providing arbitration procedures; requiring separate notice filings in multiple-defendant cases; creating s. 768.33, Florida Statutes; providing for periodic payments of damages and attorney fees in certain civil actions; creating s. 768.34, Florida Statutes; limiting the recovery of noneconomic losses to a certain amount; creating s. 768.35, Florida Statutes; limiting the amounts of attorney fees recoverable in certain actions; creating s. 768.36, Florida Statutes; providing for the application of comparative negligence in determining damage awards in certain actions; amending s. 768.40, Florida Statutes; expanding the immunity granted to medical review committees and extending immunity to insurer and self-insurer review committees; adding s. 768.41(5), Florida Statutes; requiring the Department of Health and Rehabilitative Services to review certain reports and report its findings; adding s. 768.54(g), Florida Statutes, 1982 Supplement; prohibiting the Patients Compensation Fund from issuing coverage after June 30, 1983; authorizing health care providers and users of their services to enter into agreements to arbitrate certain disputes; setting requirements for such agreements; providing for the selection of arbitrators; providing time limits and tolling of the statute of limitations; providing that arbitration results are binding; providing standards of recovery and other procedures; providing for informed consent; providing for limited judicial review; limiting fees for arbitrators and providing for allocation of costs and attorney's fees; providing a model arbitration agreement form; repealing s. 768.44, Florida Statutes, relating to medical mediation proceedings; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Myers—

SB 1018—A bill to be entitled An act relating to chiropractic; amending s. 460.406(1)(b), Florida Statutes, relating to the licensure and examination of chiropractic physicians, providing that applicants for licensure must be graduates of certain chiropractic colleges and removing a requirement that the Board of Chiropractic must approve said colleges; providing an effective date.

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

By Senator Gersten—

SB 1019—A bill to be entitled An act relating to disaster emergencies; amending s. 252.37, Florida Statutes; providing purpose; creating the Emergency Assistance Trust Fund, to be administered by the Division of Public Safety Planning and Assistance of the Department of Community Affairs; providing limitations upon disbursements therefrom; specifying funds to be deposited therein; requiring documentation of destruction or loss; providing for public assistance grants and loans, to be made to political subdivisions, in accordance with specified criteria; providing for individual assistance in accordance with specified criteria; providing for regular reports to the Governor and the Legislature; providing for the adoption of rules; authorizing the adoption of emergency rules, if necessary; providing an appropriation; providing an effective date.

—was referred to the Committees on Economic, Community and Consumer Affairs; Governmental Operations; and Appropriations.

By Senators Girardeau, Vogt, Castor, Gordon, Fox, Meek, Dunn and Mann —

SB 1020—A bill to be entitled An act relating to registration of electors; creating s. 97.0625, Florida Statutes; providing a supplemental and alternative procedure for the registration of electors which shall be a system for the registration of electors by mail; providing for the development of application forms by the Department of State; providing contents; providing for proper execution; providing for timely presentation; providing for correction of deficiencies; providing for mailing of registration identification cards and for matters relative thereto; providing for distribution of forms and establishing restrictions relative thereto; providing penalties; providing for the promulgation of rules; amending s. 104.012, Florida Statutes, providing penalties for attempting to influence, deceive, or deter any person in registering or for interfering with the free exercise of any person's right to register at any time; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senators Mann and Neal—

SB 1021—A bill to be entitled An act relating to the Southeast Interstate Low-Level Radioactive Waste Compact; amending s. 404.30, Florida Statutes, 1982 Supplement; revising the compact; establishing the Southeast Interstate Low-Level Radioactive Waste Management Compact; establishing the Southeast Interstate Low-Level Radioactive Waste Management Commission; providing duties of the commission; providing duties of the member states, providing for penalties; amending s. 404.31, Florida Statutes, 1982 Supplement; providing for Florida participation; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation, and Appropriations.

By Senator Myers—

SB 1022—A bill to be entitled An act relating to driver licenses; amending s. 322.125(1), Florida Statutes; increasing the size of the Medical Advisory Board established therein; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Johnston (by request)—

SB 1023—A bill to be entitled An act relating to the intangible personal property tax; amending s. 199.032(1), Florida Statutes; increasing the intangible personal property tax and dividing it into two separate taxes; amending s. 199.052(2), Florida Statutes, 1982 Supplement; increasing the minimum tax amount for which a taxpayer is required to file a return; amending s. 199.292(1), (4), Florida Statutes; providing for distribution of revenues from such tax; providing an effective date.

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

By Senator Vogt—

SB 1024—A bill to be entitled An act relating to fishing licenses; creating s. 372.665, Florida Statutes; requiring all persons taking fresh or saltwater fish for noncommercial purposes in this state to be licensed by the Game and Fresh Water Fish Commission; providing exceptions; providing license fees; authorizing the commission to reduce license fees for certain nonresidents; providing a conditional effective date.

—was referred to the Committees on Natural Resources and Conservation; and Finance, Taxation and Claims.

By Senator Grant—

SB 1025—A bill to be entitled An act relating to saltwater fisheries; creating s. 370.158, Florida Statutes, prohibiting shrimping in a described area in Taylor County; providing exceptions; providing a penalty; providing an effective date.

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

By Senator Langley—

SB 1026—A bill to be entitled An act relating to aircraft; prohibiting certain actions with respect to aircraft the identification of which is concealed or altered; providing a penalty; providing for seizure and inspection of aircraft for certain purposes; prohibiting the possession or maintenance of aircraft with illegal fuel capacity; providing a penalty; declaring aircraft to be a dangerous instrumentality; providing liability; prohibiting the possession of unregistered aircraft and restricting such registration; providing a penalty; providing an effective date.

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

By Senator Gordon—

SJR 1027—A joint resolution proposing an amendment to Section 7, Article X, and proposing the addition of Section 20, Article XII of the State Constitution, relating to the legalization of certain state operated lotteries.

—was referred to the Committees on Finance, Taxation and Claims; and Rules and Calendar.

By Senator Hair—

SB 1028—A bill to be entitled An act relating to insurance; amending s. 627.7286, Florida Statutes, 1982 Supplement; providing that insurers may consider specified violations that occur while a person is serving as a bus driver, law enforcement officer, or firefighter in refusing to renew such person's motor vehicle insurance or in setting rates for such insurance; providing an effective date.

—was referred to the Committee on Commerce.

By Senator W. D. Childers—

SB 1029—A bill to be entitled An act relating to participation in group insurance programs for retired public officers and employees; amending s. 110.123(4)(e), Florida Statutes; authorizing the payment of premiums by the state for group insurance coverage for retired state officers and employees; providing that no state contribution shall be made for certain surviving spouses and dependents; amending s. 112.0801, Florida Statutes; requiring local governments which provide certain types of group insurance coverage to their officers and employees to also provide such coverage to retired officers and employees; providing an effective date.

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

By Senator Johnston (by request)—

SB 1030—A bill to be entitled An act relating to alcoholic beverage taxes; amending s. 563.05, Florida Statutes; increasing the tax on beer; amending s. 563.07, Florida Statutes; reducing beer dealer collections allowances; amending s. 564.06(1), (3), (7), Florida Statutes; increasing the tax on certain wines; reducing wine dealer collections allowances; amending s. 565.12(1), Florida Statutes; increasing the tax on certain liquors; amending s. 565.13, Florida Statutes; reducing the liquor dealer collections allowances; establishing a one-time tax on existing retail alcoholic beverage inventory; providing an effective date.

—was referred to the Committees on Commerce; and Finance, Taxation and Claims.

By Senator Weinstein—

SB 1031—A bill to be entitled An act relating to the inhalation or possession of certain chemical substances; amending s. 877.11, Florida Statutes, specifying substances the inhalation or possession of which is illegal; prohibiting the possession, purchase, sale or transfer of such substances to aid in the prohibited inhalation or possession thereof; provid-

ing a penalty; providing for participation in a drug rehabilitation program; amending ss. 316.193(1) and 316.1931(1), Florida Statutes, 1982 Supplement, expanding and conforming provisions relating to the unlawful operation of a motor vehicle while under certain influence or while intoxicated to include such chemical substances; reenacting ss. 327.35 and 860.13(1), Florida Statutes, to incorporate the amendment to s. 877.11, Florida Statutes, in references thereto; providing an effective date.

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

By Senators Barron, Kirkpatrick, Grant, Myers, Scott, Castor, Thurman, W. D. Childers, Beard, Neal, Thomas, Jenne, Maxwell, Carlucci, Hill, Rehm, Meek, Plummer, Hair, Langley, D. Childers, Malchon, Gordon and Fox—

SB 1032—A bill to be entitled An act relating to state parks; adding s. 258.014(3), Florida Statutes; exempting certain residents from admission fees for state parks; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation, and Appropriations.

By Senator Kirkpatrick—

SB 1033—A bill to be entitled An act relating to public schools; amending s. 236.0841, Florida Statutes; providing enrichment programs for vocational students; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Fox—

SB 1034—A bill to be entitled An act relating to community mental health services; amending s. 394.76(3), Florida Statutes, 1982 Supplement; providing that certain services and programs shall not require local matching funds; providing an effective date.

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

By Senator Langley—

SB 1035—A bill to be entitled An act relating to controlled substances; adding a subsection to s. 893.13, Florida Statutes, 1982 Supplement, authorizing counties and municipalities to adopt mandatory minimum terms of imprisonment and other mandatory forms of punishment for violations of certain laws relating to controlled substances within their borders; requiring the imposition of such sentences; providing an effective date.

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

By Senator Johnston (by request)—

SB 1036—A bill to be entitled An act relating to education; creating s. 240.340, Florida Statutes; providing for the establishment of industry services representatives within community colleges and school districts; providing duties of the industry services representatives; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Crawford—

SB 1037—A bill to be entitled An act relating to the Department of Law Enforcement; adding s. 940.03(11), Florida Statutes; authorizing the department to provide personnel management and recruitment assistance programs; providing an effective date.

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

By Senator Gersten—

SB 1038—A bill to be entitled An act relating to planned communities; creating the Uniform Planned Community Act; providing definitions; providing applicability; providing for variation by agreement; providing for separate titles and taxation; specifying applicability of building codes; providing for eminent domain; specifying applicability of supplemental principles of law; providing rules of construction; prohibiting unconscionable agreements or terms; requiring good faith; providing for

liberal administration of remedies; providing for adjustment of dollar amounts; providing for creation of planned communities; providing for unit boundaries; providing for construction and validity of declaration and bylaws; providing for description of units; specifying contents of declaration; providing for leasehold planned communities; providing for allocation of votes and common expense liabilities; providing for limited common elements; providing for plats and plans; providing for exercise of development rights; providing for alteration of units; providing for relocation of boundaries; providing for subdivision of units; providing for easements for encroachments; providing for use for sales purposes; specifying easement rights; providing for amendment of declaration; providing for termination; specifying rights of secured lenders; providing for master associations; providing for merger or consolidation; providing for addition of unspecified property; providing organization, membership, powers and duties of unit owners association; providing for transfer of special declarant rights; providing for bylaws; providing for upkeep; providing for meetings and quorum; providing for voting and proxies; specifying tort and contract liability; providing for conveyance or encumbrance of common elements; requiring insurance; providing for surplus funds; providing for liens; providing for records; requiring public offering statements; providing cancellation rights; providing for resale; providing for escrow accounts; providing for release of liens; providing for express and implied warranties and modification thereof; providing statute of limitations; specifying effect of violation of rights of action; providing for attorney's fees; providing for labeling of promotional material; providing declarant's obligation to complete and restore; providing for substantial completion; specifying regulatory powers and duties of Department of Business Regulation; requiring registration; requiring approval of uncompleted units; authorizing cease and desist orders; authorizing revocation of registration; specifying investigative powers; requiring annual reports; providing for regulation of public offering statements; providing an effective date.

—was referred to the Committees on Economic, Community and Consumer Affairs; Judiciary-Civil; and Appropriations.

By Senator Dunn—

SB 1039—A bill to be entitled An act relating to local comprehensive plans; adding s. 380.031(20), Florida Statutes; defining "local comprehensive plan"; amending s. 380.05, Florida Statutes; providing for the establishment of local comprehensive plans in conjunction with land development rules and regulations with respect to areas of critical state concern; amending s. 163.3177(4), Florida Statutes; requiring coordination of comprehensive plans for areas of critical state concern with the comprehensive plans of other state agencies, counties, or municipalities; amending s. 163.3184(2), (6), Florida Statutes; requiring review of the effect of a local comprehensive plan for an area of critical state concern on the responsibilities of state agencies; prohibiting a comprehensive plan from taking effect without approval and review; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation, and Appropriations.

By Senator Crawford—

SB 1040—A bill to be entitled An act relating to the prosecution of racketeer influenced and corrupt organizations; amending s. 16.53, Florida Statutes; renaming the Legal Affairs Revolving Trust Fund as the Antitrust Revolving Trust Fund; deleting provisions pertaining to the Racketeer Influenced and Corrupt Organization Act; removing limit on amounts in the fund; creating s. 16.55, Florida Statutes; creating the Civil RICO Revolving Trust Fund; specifying its purpose and source of receipts; providing for disposition of recoveries from violations of the Racketeer Influenced and Corrupt Organization Act; amending s. 895.05(2)(c), (5), Florida Statutes; providing for deposit of forfeited property from Racketeer Influenced and Corrupt Organization Act litigation; providing for appointment of private attorneys by the Attorney General in civil actions; creating s. 895.055, Florida Statutes; providing for compensation and payment of fees and costs to appointed private attorneys; providing for disposition of appropriation and cash balances of the Legal Affairs Revolving Trust Fund; providing an effective date.

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

By Senator Meek—

SB 1041—A bill to be entitled An act relating to state attorneys; creating s. 27.38, Florida Statutes, requiring the Governor to appoint a spe-

cial state attorney to investigate a violent homicide committed by a law enforcement officer if the appropriate state attorney fails to act in a timely manner or requests such appointment; providing for payment of the attorney's fee; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Carlucci—

SB 1042—A bill to be entitled An act relating to sentencing of criminal offenders; amending s. 921.001(4), Florida Statutes, 1982 Supplement; providing that sentencing guidelines adopted by rule of the Supreme Court be approved by the Legislature prior to implementation; providing an effective date.

—was referred to the Committees on Judiciary-Criminal, and Rules and Calendar.

By Senator McPherson—

SB 1043—A bill to be entitled An act relating to pollution control; adding s. 403.061(29), Florida Statutes, 1982 Supplement; providing for adoption of rules by the Department of Environmental Regulation governing pipelines and petroleum storage facilities; specifying requirements for such rules; providing an effective date.

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

By Senator Johnston (by request)—

SB 1044—A bill to be entitled An act relating to taxation; amending s. 212.02(1)(b), (3)(a), (b), (4)(a), Florida Statutes, 1982 Supplement; increasing the excise or privilege tax on cigarettes; amending s. 210.20(2)(a), Florida Statutes; changing the distribution of funds received from such taxes; providing for transition taxes; providing an effective date.

—was referred to the Committees on Appropriations; and Finance, Taxation and Claims.

By Senator Johnston (by request)—

SB 1045—A bill to be entitled An act relating to financial matters; repealing s. 196.033, Florida Statutes, which creates the School District Homestead Trust Fund; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Carlucci—

SB 1046—A bill to be entitled An act relating to the Parole and Probation Commission; adding s. 947.02(3), Florida Statutes; providing for temporary duties of retired commissioners; providing an effective date.

—was referred to the Committees on Corrections, Probation and Parole; and Appropriations.

By Senator Johnston (by request)—

SB 1047—A bill to be entitled An act relating to corrections; amending s. 945.41(1), Florida Statutes, 1982 Supplement; deleting requirement that the Department of Corrections contract with the Department of Health and Rehabilitative Services for provision of mental health services; providing an effective date.

—was referred to the Committees on Corrections, Probation and Parole; and Appropriations.

By Senator Gersten—

SB 1048—A bill to be entitled An act relating to handicapped persons; creating a Governor's Council on Handicapped Concerns within the Department of Administration; providing for the membership, terms, powers, duties, reimbursement, and meetings of the council; transferring to the council powers, duties, records, personnel, property, and unexpended funds of the Department of Labor and Employment Security relating to the Governor's Committee on Employment of the Handicapped; providing for rulemaking powers and funding; providing for future repeal and review; providing an effective date.

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

By Senator Mann—

SB 1049—A bill to be entitled An act relating to the practice of physical therapy; creating s. 486.015, Florida Statutes; providing legislative intent; amending s. 486.021, Florida Statutes; providing definitions; renumbering and amending s. 486.121, Florida Statutes; providing powers and duties of the Board of Medical Examiners with respect to regulating the practice of physical therapy; providing powers, duties, and membership of the Physical Therapy Council; renumbering and amending s. 486.071, Florida Statutes; requiring licensure of physical therapists; amending s. 486.031, Florida Statutes; specifying requirements for licensure; amending s. 486.041, Florida Statutes; providing licensure procedures and fees; providing for temporary permits; amending s. 486.051, Florida Statutes; directing the Department of Professional Regulation to provide for licensure examinations; amending ss. 486.061 and 486.081, Florida Statutes; providing for the issuance of licenses and for licensure without examination; requiring certification by the council; renumbering and amending s. 486.052, Florida Statutes; providing for biennial renewal fees and delinquency fees; providing conditions for reinstatement of a license; amending s. 486.102, Florida Statutes; providing licensure requirements for physical therapist assistants; amending s. 486.103, Florida Statutes; providing licensure procedures and fees; providing for temporary permits; amending s. 486.104, Florida Statutes; directing the department to provide for licensure examinations; amending ss. 486.106 and 486.107, Florida Statutes; providing for issuance of licenses and for licensure without examination; requiring certification by the council; renumbering and amending s. 486.105, Florida Statutes; providing for biennial renewal fees and delinquency fees; providing conditions for reinstatement of license; renumbering and amending s. 486.072, Florida Statutes; providing for the disposition of fees; renumbering and amending s. 486.091, Florida Statutes; providing grounds for the refusal, revocation, or suspension of licenses; authorizing the department to compel a physical therapist or physical therapist assistant to submit to certain examinations; renumbering and amending s. 486.101, Florida Statutes; prohibiting false representation and prohibiting misrepresentation in obtaining a license; amending s. 486.151, Florida Statutes; providing penalties for violations; providing for injunctive relief; amending s. 486.161, Florida Statutes; providing exemptions; amending s. 486.171, Florida Statutes; providing that current licenses are valid under certain circumstances; repealing s. 486.141, Florida Statutes, which prohibits fraudulent representation to obtain registration; providing for review and repeal; providing an effective date.

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

By Senator Jenne—

SB 1050—A bill to be entitled An act relating to community redevelopment; amending s. 163.356(2), Florida Statutes; specifying membership of a community redevelopment agency; amending s. 163.357(1), Florida Statutes; authorizing the governing body of a county or municipality which declares itself to be the community redevelopment agency to appoint additional members to the agency in certain circumstances; providing an effective date.

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

By Senator Scott—

SB 1051—A bill to be entitled An act relating to service of process; amending s. 48.183, Florida Statutes, allowing service of process on persons 15 years of age or older residing at the usual place of residence of a tenant in an action for possession of residential premises; requiring the landlord to provide the clerk of the court with an additional copy of the summons and complaint together with a prestamped envelope in certain actions for possession of residential premises; requiring the clerk to mail the copy to the defendant at the premises involved; requiring the clerk to keep certain records with respect to such actions; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Jenne—

SB 1052—A bill to be entitled An act relating to assistant state attorneys; amending s. 27.25(1), Florida Statutes; specifying benefits for certain assistant state attorneys; adding paragraph (c) to s. 121.021(15), Florida Statutes; including assistant state attorneys within the definition

of "special risk member" for purposes of the Florida Retirement System; amending s. 121.0515, Florida Statutes, 1982 Supplement; providing intent; including assistant state attorneys within the special risk class of the Florida Retirement System; providing an effective date.

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

By Senator Barron—

SB 1053—A bill to be entitled An act relating to a road in Okaloosa and Santa Rosa Counties; designating a portion of United States Highway 98 extending west from Fort Walton Beach through the community of Mary Esther past the main gate of Hurlburt Field and westward to the community of Navarre; directing the Department of Transportation to erect appropriate markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Johnston (by request)—

SB 1054—A bill to be entitled An act relating to historic preservation; repealing ss. 266.301-266.308, 266.401-266.409, 266.501-266.507, Florida Statutes, relating to the Historic Boca Raton Preservation Board of Commissioners, the Historic Tampa-Hillsborough County Preservation Board of Trustees, the Ybor City Historic District, and the Historic Broward County, Volusia County, and Flagler County Preservation Boards of Trustees; amending s. 266.410, Florida Statutes; conforming language; providing an effective date.

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

SB 1055—Withdrawn prior to introduction.

By Senator Johnston (by request)—

SB 1056—A bill to be entitled An act relating to seafood dealers licenses; amending s. 370.07(2), Florida Statutes; increasing wholesale seafood dealers license fees; increasing the amount of revenue from said licenses that are deposited in the Saltwater Products Promotion Trust Fund; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation; and Finance, Taxation and Claims.

By Senator Gordon (by request)—

SB 1057—A bill to be entitled An act relating to the State University System; adding s. 240.209(1), Florida Statutes, 1982 Supplement; providing powers of Board of Regents; providing an effective date.

—was referred to the Committee on Education.

By Senators Vogt and Kirkpatrick—

SB 1058—A bill to be entitled An act relating to the Florida Consultative Council; establishing the Florida Consultative Council; providing duties of the council; providing for council membership; providing powers of the council; providing an effective date.

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

By Senator Carlucci—

SJR 1059—A joint resolution proposing an amendment to Section 2, Article V of the State Constitution, relating to practice and procedure in all courts, to vest the power to adopt rules of criminal procedure in the Legislature.

—was referred to the Committees on Judiciary-Civil, and Rules and Calendar.

By Senator Langley—

SB 1060—A bill to be entitled An act relating to real property; amending s. 193.075, Florida Statutes; providing for registering mobile homes with the county tax appraiser for ad valorem tax purposes; requiring that mobile home improvements to real property be reflected on the records of the county tax appraiser and county tax collector; declaring factory-built housing to be real property; amending s. 320.0815(2), Florida Statutes; authorizing issuance of "RP" series stickers for certain mobile homes; providing an effective date.

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

By Senator Johnston (by request)—

SB 1061—A bill to be entitled An act relating to payment of jurors; amending s. 40.24, Florida Statutes; requiring employers to compensate employees for certain jury service; eliminating payment of certain jurors by the state; increasing the amount paid for certain jury service; creating s. 40.241, Florida Statutes; providing for compensation in cases of financial hardship; adding s. 40.271(4), Florida Statutes; providing for recourse against nonpaying employers; amending s. 40.41, Florida Statutes; revising the length of jury service; providing an effective date.

—was referred to the Committees on Judiciary-Civil and Appropriations.

By Senator Dunn—

SB 1062—A bill to be entitled An act relating to administrative hearings and public meetings; amending ss. 120.54(3), 120.57(1)(b), 286.011(1), Florida Statutes; allowing testimony, evidence, and other telecommunications at certain administrative proceedings and public meetings to be received by telecommunication media technology; providing an effective date.

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

By Senator Fox—

SB 1063—A bill to be entitled An act relating to dependent children; amending s. 39.01(1), (8), (9), and (26), Florida Statutes, redefining the terms "abandoned," "child who has committed a delinquent act," "child who is found to be dependent," and "neglect"; amending s. 39.40(2), Florida Statutes, clarifying jurisdiction of the court in judicial reviews; amending s. 39.402(7)(a) and (9), Florida Statutes, and adding subsection (10); changing time requirements for shelter care; providing for hearing on continued placement at the request of the parent, guardian or custodian of the child; providing for determination of parental visitation; requiring filing of petition within specified period; providing for preliminary hearing; adding guardian ad litem to those able to request a continuance; requiring court to review continued placement in shelter prior to granting of delay or when there is a violation of certain time requirements; adding subsection (6) to s. 39.404, Florida Statutes, requiring dependency petitions to be filed within certain time frames; amending s. 39.407, Florida Statutes; providing for educational assessment upon order of the court; defining educational needs assessment; prohibiting placement of dependent children in certain programs and facilities for the purposes of evaluation, examination, or receipt of treatment; amending s. 39.408, Florida Statutes; providing for preliminary hearing; stating that time limitations provided in other sections apply in adjudicatory hearing time requirements; amending s. 39.41(1)(c), (d), and (f), (4), and (6), Florida Statutes; relating certain dependency dispositions to judicial reviews; adding the 6-month requirement for abandonment to the permanent commitment determination; adding plan for permanent placement to permanent commitment section; clarifying jurisdiction of the court in cases of children permanently committed; reordering of language to clarify; amending s. 39.412, Florida Statutes; requiring that certain actions be taken when the court proceeds against a child for reasons of contempt; providing legislative intent regarding contempt; amending s. 39.413(1), Florida Statutes, adding guardian ad litem to those who may appeal; creating s. 39.415, Florida Statutes, providing limitations on compensation for counsel; adding subsection (13) to s. 49.011, Florida Statutes, adding permanent commitment pursuant to chapter 39 to the service of process by publication provision; amending s. 409.168, Florida Statutes; reordering existing language to clarify section; providing intent; providing definitions; specifying requirements for performance agreements and permanent placement plans; stating jurisdiction of the court in judicial reviews; requiring judicial reviews in all cases; specifying frequency of review hearings and requirements for scheduling of hearings; providing for petition and notice; requiring a social study report to include specified items; requiring the court to make certain determinations in its deliberation; providing for dispositions by the court; providing for initiation of permanent commitment proceedings under certain circumstances; providing immunity from liability; providing exemptions; providing an effective date.

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

By Senator Gersten—

SB 1064—A bill to be entitled An act relating to restitution; amending s. 775.089(1), Florida Statutes, requiring the court to order restitution for crimes committed on or after a specified date; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Thomas—

SB 1065—A bill to be entitled An act relating to insurance; amending s. 20.13(2), Florida Statutes; creating the Division of Rehabilitation and Liquidation of the Department of Insurance; amending s. 624.155(2), Florida Statutes, 1982 Supplement; providing for notice in advance of civil action; adding s. 624.404(8), Florida Statutes, 1982 Supplement; prohibiting authorization of certain insurers; amending s. 624.424(1), Florida Statutes, 1982 Supplement; providing for annual statement; amending s. 624.425(3), (5), Florida Statutes, 1982 Supplement; providing for power of attorney; providing exception; amending s. 624.428(3), Florida Statutes, 1982 Supplement; providing exception to the licensed agent law; amending s. 624.501, Florida Statutes, 1982 Supplement; providing fees; amending s. 626.731(1)(b), Florida Statutes, 1982 Supplement; providing qualifications for licensure as a general lines agent; amending s. 627.331(4), Florida Statutes, 1982 Supplement; requiring filing of underwriting rules and rates; amending s. 627.4145(1), (6), Florida Statutes, 1982 Supplement; providing for readable language in policies; amending s. 627.461, Florida Statutes, 1982 Supplement; deleting reference to interest; creating s. 627.4615, Florida Statutes; specifying interest payable on death claims; amending s. 627.5515(1), (2), Florida Statutes, 1982 Supplement; providing exceptions for out-of-state group life insurance; amending s. 627.6515(1), (2), Florida Statutes; providing exceptions for out-of-state group health insurance, amending s. 627.7264(1), Florida Statutes, 1982 Supplement; requiring disclosure of certain information; amending s. 627.848(1), Florida Statutes, 1982 Supplement; providing for mailing of notice of cancellation; repealing ss. 626.989(7), 627.551(6), 627.651(5), Florida Statutes, as amended, relating to exemption from civil liability in fraud investigations and designation of resident agent; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Hair—

SB 1066—A bill to be entitled An act relating to garnishment; amending s. 77.031, Florida Statutes; providing for the issuance of writs of garnishment before judgment; amending s. 77.07(1), Florida Statutes; providing for the dissolution of writs of garnishment; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Dunn—

SB 1067—A bill to be entitled An act relating to fiscal affairs of the state; amending s. 212.081(4), Florida Statutes; providing that certain revenue accrue to the Budget Stabilization Fund; amending s. 215.32, Florida Statutes; creating the Budget Stabilization Fund; prescribing the use of such fund; adding s. 216.011(1)(hh)-(jj), Florida Statutes; providing definitions; creating s. 216.015, Florida Statutes; prescribing limitations on the rate of growth in certain state expenditures; specifying revenue to be deposited in the Budget Stabilization Fund; authorizing revenue in such fund to be used for budget countercyclical purposes and economic countercyclical purposes; specifying conditions under which appropriations may be made from such fund and under which the expenditure limit may be exceeded; amending s. 216.031(5), Florida Statutes, 1982 Supplement; specifying information to be included by state agencies in their legislative budgets for operational expenditures; amending s. 216.151, Florida Statutes; specifying the duties of the Executive Office of the Governor with respect to budget recommendations; amending s. 216.162, Florida Statutes; specifying the contents of the Governor's recommended budget; abolishing the Working Capital Fund of the state and transferring funds therein to the Budget Stabilization Fund; prescribing applicability of the act; providing an effective date.

—was referred to the Committees on Finance, Taxation and Claims; and Appropriations.

By Senators Dunn, Johnston, Castor, Gersten, Stuart, Girardeau, Mann, Meek, Gordon, Malchon and Jenne—

SB 1068—A bill to be entitled An act relating to legal assistance; creating the "Florida Law Endowment Act"; providing legislative intent; providing definitions; creating the Florida Law Endowment, a quasi-public, nonprofit corporation to provide certain legal assistance to the poor; requiring the endowment and certain other nonprofit corporations and associations to apply for federal tax exemptions; creating a board of directors for the endowment; providing powers and duties of the endowment; providing for annual audits of the endowment; providing for state support; providing an effective date.

—was referred to the Committees on Judiciary-Civil, and Rules and Calendar.

By Senator Johnston (by request)—

SB 1069—A bill to be entitled An act relating to scholarships for Seminole and Miccosukee Indians; amending s. 240.413(2)(c), (4), Florida Statutes; providing criteria for the selection of scholarship recipients, providing that such scholarships be in an amount decided by the respective tribes; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Vogt—

SB 1070—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; amending s. 402.33, Florida Statutes, substantially revising provisions authorizing the department to charge fees for services provided; providing definitions; increasing the types of services for which no fee may be charged; expanding provisions relating to the liability of clients and certain other persons, including third party payors for such fees; expanding provisions relating to the collection of such fees; requiring the department to review its services and fees therefor; providing for the use of any excess fee collections; providing an effective date.

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

By Senator Maxwell—

SB 1071—A bill to be entitled An act relating to public education; amending s. 228.041(19), Florida Statutes, 1982 Supplement; defining related services; amending s. 232.247, Florida Statutes; providing a special certificate of completion for students classified as profoundly handicapped; amending s. 236.081(1)(d), Florida Statutes; providing for the assignment of unweighted full-time equivalents to programs for deaf students; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Johnston (by request)—

SB 1072—A bill to be entitled An act relating to the Division of Building Construction and Property Management of the Department of General Services; creating s. 255.291, Florida Statutes; creating the Architects Incidental Trust Fund; providing for its use; authorizing the division to levy and assess certain amounts to cover costs of administering certain fixed capital outlay projects; requiring such amounts to be deposited into the trust fund; providing an effective date.

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

By Senator Kirkpatrick—

SB 1073—A bill to be entitled An act relating to public records; amending s. 119.07(2)(b), (4), Florida Statutes, 1982 Supplement; providing that confessions and witness lists shall be submitted to the court for review before public disclosure; adding s. 119.07(3)(m), Florida Statutes; exempting confessions and witness lists from public inspection; providing an effective date.

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

By Senator Mann—

SB 1074—A bill to be entitled An act relating to drivers' licenses; amending s. 322.21(1), Florida Statutes; providing license fees; providing an effective date.

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

By Senator Grant—

SB 1075—A bill to be entitled An act relating to the district school system; amending s. 230.321(2), Florida Statutes, 1982 Supplement, authorizing school districts which employ a superintendent of schools to furnish the superintendent with a motor vehicle or an allowance; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senators Dunn, Henderson, Margolis and Neal—

SB 1076—A bill to be entitled An act relating to local government finances; providing a short title; creating ss. 125.0131, 166.151, 166.152, 230.2301, Florida Statutes; authorizing counties, municipalities, and school boards to create nonprofit corporations for the purpose of issuing tax-exempt obligations and enter into leveraged lease finance programs for capital construction; authorizing municipalities to enter into lease-purchase agreements for property for public purposes; providing an effective date.

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

By Senator Neal—

SB 1077—A bill to be entitled An act relating to wildlife management; establishing the Florida Panther Research and Management Trust Fund; allocating certain tax revenues to the fund; providing for uses of the fund; establishing the Florida Panther Technical Advisory Council within the Florida Game and Fresh Water Fish Commission; providing for membership and duties of the council; authorizing the Florida Game and Fresh Water Fish Commission to receive certain donations; providing for future repeal and for review pursuant to s. 11.611, Florida Statutes; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation, and Appropriations.

By Senator Johnston (by request)—

SB 1078—A bill to be entitled An act relating to the Parole and Probation Commission; amending s. 947.01, Florida Statutes; increasing the number of members of the commission; amending s. 947.04(1), Florida Statutes, 1982 Supplement; providing for the appointment of consenting retired commissioners to temporary duty to handle parole workload, and establishing a rate of compensation for said service; providing an effective date.

—was referred to the Committees on Corrections, Probation and Parole; and Appropriations.

By Senator Johnston (by request)—

SB 1079—A bill to be entitled An act relating to local comprehensive plans; amending s. 163.3177(6)(g), Florida Statutes; requiring the state land planning agency to adopt criteria for review of coastal zone protection elements of comprehensive plans; requiring governing bodies to transmit coastal zone protection elements to the Division of Beaches and Shores of the Department of Natural Resources for review; amending s. 163.3184(2), (3), Florida Statutes; requiring that review of comprehensive plans be based on criteria adopted by rule; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation, and Appropriations.

By Senator Johnston (by request)—

SB 1080—A bill to be entitled An act relating to higher education; amending s. 240.60, Florida Statutes, 1982 Supplement; providing for payment of mandatory benefits by the employer in career work experience programs; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Carlucci—

SB 1081—A bill to be entitled An act relating to municipalities; creating s. 166.421, Florida Statutes; restricting the power of a municipality to sell property acquired through eminent domain in specified circumstances; providing an effective date.

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

By Senator Johnston (by request)—

SB 1082—A bill to be entitled An act relating to criminal justice financial matters; amending s. 943.25(4), (10), Florida Statutes; transferring the administration of the Trust Fund for Grant Matching from the Department of Community Affairs to the Executive Office of the Governor; providing that, effective July 1, 1985, moneys earmarked to such fund shall instead be earmarked to the Department of Law Enforcement for the Criminal Justice Training Trust Fund; providing for the use of money in certain trust funds to defray the costs of certain activities of the Division of Criminal Justice Standards and Training; providing an effective date.

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

By Senator Maxwell—

SB 1083—A bill to be entitled An act relating to state employment; amending s. 110.201(1), Florida Statutes; requiring the Department of Administration to establish certain personnel provisions for certain employees; providing an effective date.

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

By Senator Rehm—

SB 1084—A bill to be entitled An act relating to efficiency in government; creating the Legislative Management and Efficiency Commission; providing for membership; providing responsibilities; providing an appropriation; providing an effective date.

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

By Senator Dunn—

SB 1085—A bill to be entitled An act relating to the Florida Crimes Compensation Act; amending s. 960.20, Florida Statutes, 1982 Supplement; increasing crimes compensation court cost assessments; providing court cost assessments for violations of certain county or municipal ordinances; amending s. 960.25, Florida Statutes, 1982 Supplement; increasing the surcharge on certain fines and bail bonds; providing an effective date.

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

By Senator Gersten—

SB 1086—A bill to be entitled An act relating to emergency management; amending ss. 23 1225(2), 101.74, 116.111(4), 160.02(11), 163.03(1)(c) and the introductory paragraph of said subsection, 163.360(9), 175.021, 216.231(1)(b), 217.01, 250.06(3), 255.24(2), (3), and (4), 287.25(14), 287.28, 365.171(4)(b), 376.13(1) and (2), 401.015, 409.60, 600.021(3), and 876.16(4), Florida Statutes, and ss. 220.02(7)(b) and (8)(b), 220.03(1)(g), (h), and (p), 395.005(1)(b), 401.33(5), and 790.25(3)(c), Florida Statutes, 1982 Supplement, modifying terminology to provide for state and local emergency management systems, rather than disaster preparedness and civil defense systems; revising various provisions of chapter 252, Florida Statutes, the "State Disaster Preparedness Act of 1974," and renaming same as the "State Emergency Management Act"; conforming terminology; modifying definitions; modifying provisions relating to powers of the Division of Public Safety Planning and Assistance of the Department of Community Affairs to remove provisions relating to powers of the Governor; clarifying certain division powers; providing for annual division reports; clarifying provisions relating to powers of the Governor in time of emergency; increasing from 30 to 60 days the period that a declared state of emergency may continue without renewal; deleting the requirement that the Governor appoint full-time state and area directors; reorganizing provisions relating to financing to include authority to accept services, gifts, grants, and loans; clarifying provisions relating to powers of political subdivisions with respect to emergency management; authorizing municipalities to form municipal emergency management agencies and providing for coordination of the activities thereof with county activities; modifying provisions relating to local appointment of directors; deleting provisions authorizing political subdivisions to create disaster advisory councils; authorizing political subdivisions to request state assistance or invoke mutual-aid assistance by declaring a state of local emergency; providing limitations

thereon; providing that certain interjurisdictional arrangements may be established upon request of two or more adjoining political subdivisions; providing for division assessment of the need for such arrangements; authorizing political subdivisions to enter into mutual-aid arrangements directly, rather than through the division, under specified conditions; authorizing the lease or loan of state property to the various federal emergency management agencies under certain conditions; correcting out-of-date cross-references; providing for liability of organizations; directing the wing commander of the Florida Wing of the Civil Air Patrol to make certain annual reports; renaming the Bureau of Disaster Preparedness within the division as the "Bureau of Emergency Management"; repealing s. 252.49, Florida Statutes, relating to authority to accept services, gifts, grants, and loans; providing an effective date.

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

By Senator Scott—

SB 1087—A bill to be entitled An act relating to elections; repealing s. 99.091(2), Florida Statutes, relating to at-large congressional elections; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Carlucci—

SB 1088—A bill to be entitled An act relating to trials; amending s. 918.17, Florida Statutes; expanding the applicability of provisions authorizing the videotaping of the testimony of certain minors; requiring expedient consideration of request therefor; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Meek—

SB 1089—A bill to be entitled An act relating to paid holidays; amending s. 110.117(1), Florida Statutes, providing that the birthday of Martin Luther King, Jr. shall be a paid state holiday; providing an effective date.

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

By Senator Gordon—

SB 1090—A bill to be entitled An act relating to health facilities and health services planning; amending s. 381.493(3)(b), (m)-(s), Florida Statutes, 1982 Supplement, and adding new paragraphs (m) and (u), to said subsection; providing definitions; amending s. 381.494(1)(i), (m), (5), (6)(b), (c), (8)(f), (g), and adding s. 381.494(1)(n), Florida Statutes, 1982 Supplement; expanding the types of project cost increases and the scope of projects which may be reviewed by the Department of Health and Rehabilitative Services; exempting expedited projects from certain requirements; changing certain project review procedures; changing the circumstances in which public hearings are required; changing review criteria; providing an effective date.

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

By Senator Rehm—

SB 1091—A bill to be entitled An act relating to the state correctional system; amending s. 944.47(1)(a), Florida Statutes, 1982 Supplement, providing that it is unlawful while upon the grounds of any state correctional institution to attempt to send contraband therefrom except as authorized by the officer in charge of such institution; specifying articles that constitute contraband; providing penalties; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Frank—

SB 1092—A bill to be entitled An act relating to land reclamation; amending s. 378.031(4), Florida Statutes, 1982 Supplement; expanding the authorized uses of the Nonmandatory Land Reclamation Trust Fund; requiring certain land acquisitions to be consistent with the master reclamation plan; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation, and Appropriations.

By Senator McPherson—

SB 1093—A bill to be entitled An act relating to drivers' licenses; amending s. 322.01(7) and (14), Florida Statutes, and adding a subsection thereto, revising and adding definitions to provide for issuance of a "driver's license" in one of several classifications, rather than a "chauffeur's," "operator's," or "restricted operator's" license; amending s. 322.03, Florida Statutes, revising licensing requirements; amending s. 322.04(1)(c) and (d), Florida Statutes, and adding a subsection thereto, modifying exemptions from licensure requirements; amending s. 322.05, Florida Statutes, modifying provisions relating to persons ineligible for licensure; amending s. 322.07, Florida Statutes, relating to instruction permits and temporary licenses; amending s. 322.08, Florida Statutes, relating to application therefor; amending s. 322.12, Florida Statutes, 1982 Supplement, modifying examination requirements to provide that the driving demonstration examination shall be conducted in a vehicle of the appropriate class, depending upon the class of licensure sought; amending s. 322.14, Florida Statutes, relating to issuance of license; creating s. 322.143, Florida Statutes, establishing a classified driver's license system; providing classifications based upon weight and type of vehicle and certain other considerations; providing for interjurisdictional waiver; providing for employer's certification; providing for certification by governmental agencies; amending s. 322.15(1), Florida Statutes, relating to the requirement that a license be carried and exhibited upon demand; amending s. 322.16, Florida Statutes, 1982 Supplement, relating to restricted licenses; amending s. 322.17, Florida Statutes, relating to duplicate and replacement certificates; amending s. 322.18, Florida Statutes, 1982 Supplement, relating to application, issuance, renewal, expiration, and delinquency of licenses; amending s. 322.19, Florida Statutes, relating to notice of change of name or address; amending s. 322.21(1) and (7), Florida Statutes, increasing fees for licensure and requiring a \$1 delinquency fee for licenses not renewed within 1 year after expiration; amending s. 322.212(1)-(4), Florida Statutes, relating to unauthorized use or possession of drivers' licenses; amending s. 322.22(1), Florida Statutes, relating to cancellation of license; amending s. 322.221(1), Florida Statutes, relating to required reexamination; amending s. 322.25(1) and (2), Florida Statutes, relating to surrendering of license upon conviction and reporting of convictions; amending s. 322.2505, Florida Statutes, relating to surrendering of license upon adjudication of incompetency; amending s. 322.26, Florida Statutes, relating to mandatory revocation; amending s. 322.264(1)(d), Florida Statutes, relating to habitual traffic offenders; amending s. 322.27(1)-(3), Florida Statutes, relating to suspension and revocation of license; amending s. 322.30, Florida Statutes, relating to operation under a foreign license; amending s. 322.32(1)-(6), Florida Statutes, relating to unlawful use of license; amending s. 322.34, Florida Statutes, relating to driving while license is suspended or revoked; amending s. 322.37, Florida Statutes, relating to the prohibition against employing an unlicensed operator; amending s. 322.38, Florida Statutes, relating to the renting of motor vehicles; amending s. 322.41, Florida Statutes, relating to the prohibition against local licensure; providing effective dates.

—was referred to the Committees on Transportation; and Finance, Taxation and Claims.

By Senator Johnston (by request)—

SB 1094—A bill to be entitled An act relating to fiscal matters; creating s. 216.183, Florida Statutes; providing that the Executive Office of the Governor, after consulting with the legislative appropriations committees, may, in implementing and administering the appropriations acts, make specified changes in trust fund appropriations, establish procedures for agency transfer of appropriations to accounts established for disbursement purposes, transfer positions to and between state agencies, transfer appropriations between appropriation categories, require detailed plans prior to release of appropriations, make transfers from the Working Capital Fund to fund the general revenue appropriations, and consolidate fixed capital outlay appropriations for contract administration; amending s. 216.292(2), and (3), Florida Statutes; providing authority to the Administration Commission to transfer excess fixed capital outlay appropriations to certain projects in which deficiencies exist; amending s. 216.301(1), (2), Florida Statutes; providing authority for fixed capital outlay appropriations in the operations section of the appropriations act to be certified as fixed capital outlay; providing authority for transportation projects certified forward to include contingency allowances; providing an effective date.

—was referred to the Committees on Appropriations, and Rules and Calendar.

By Senator Maxwell—

SB 1095—A bill to be entitled An act relating to the investment of state funds; amending s. 215.47(3), Florida Statutes, 1982 Supplement; revising the criteria for investment in certain types of stock and corporate obligations; authorizing unlisted securities; adding s. 215.47(8), Florida Statutes; authorizing the use of outside investment advisors and managers; requiring annual audits by certified public accountants; providing an effective date.

—was referred to the Committees on Finance, Taxation and Claims; and Appropriations.

By Senator Carlucci—

SB 1096—A bill to be entitled An act relating to controlled substances; amending s. 893.13(2), Florida Statutes, 1982 Supplement; prohibiting a person from withholding certain information from a practitioner; prohibiting the possession of certain prescription forms by any person who is not a practitioner; providing penalties; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Fox—

SB 1097—A bill to be entitled An act relating to habitual truancy; renumbering s. 39.01(33)-(36), Florida Statutes, and adding a new subsection (33) to said section; defining the term "to be habitually truant"; amending s. 39.403(2), Florida Statutes; requiring the completeness of a report or complaint on truancy to be governed by such definition; amending s. 232.19(3), (6)(a), Florida Statutes; requiring specific actions prior to a filing of a petition for dependency for habitual truancy; requiring certain actions to be taken upon refusal or failure of parent, legal guardian, or child to make a good faith effort to participate in activities prescribed; providing penalties for a parent who refuses or fails to comply with requirements specified; providing an effective date.

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

By Senator Gersten—

SB 1098—A bill to be entitled An act relating to comprehensive plans; creating s. 163.3178, Florida Statutes; providing intent; requiring adoption of minimum criteria for review and approval of coastal zone protection elements; providing for revision of existing elements; providing sanctions for local governments whose coastal zone protection elements have been disapproved; providing appropriations; amending s. 163.3177(6)(g), Florida Statutes; conforming language; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation, and Appropriations.

By Senator Beard—

SB 1099—A bill to be entitled An act relating to criminal traffic offenses; amending s. 316.655, Florida Statutes; providing for suspension of the driver's license of persons charged with criminal traffic offenses under certain circumstances; providing a delinquency fee; providing for reinstatement upon certification that certain requirements have been met; amending s. 320.57, Florida Statutes; specifying penalties; amending s. 322.29, Florida Statutes; providing for reinstatement of the driver's license following suspension; amending s. 322.39, Florida Statutes; specifying penalties; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Vogt—

SB 1100—A bill to be entitled An act relating to registration of electors; creating s. 97.0645, Florida Statutes; requiring supervisors of elections to provide voter registration forms to certain persons; providing for registration of certain qualified persons by such persons; providing for fees; providing for the adoption of rules by the Department of State; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed House Bills 46, 184 and 185 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Robinson—

HB 46—A bill to be entitled An act relating to surplus property; adopting the temporary plan as the legislative plan; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Governmental Operations—

HB 184—A bill to be entitled An act relating to public officers and employees; amending s. 112.061(3)(e), Florida Statutes; revising the time period covered by, and information required to be contained in, state agency reports of out-of-state travel by such persons; assigning responsibility for the format of the report; amending s. 288.011(3), Florida Statutes; specifying that the Department of Commerce is not exempt from such reporting requirements; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Governmental Operations—

HB 185—A bill to be entitled An act relating to the Career Service System; adding paragraph (s) to s. 110.205(2), Florida Statutes, 1982 Supplement, exempting the Capitol Curator from the Career Service System; providing for the salary of the Capitol Curator; providing an effective date.

—was referred to the Committee on Personnel, Retirement and Collective Bargaining.

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 415 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Regulatory Reform—

HB 415—A bill to be entitled An act relating to professional regulation; amending ss. 458.321, 459.009, 460.409, 461.008, 463.008, 466.015, 468.1725, 470.016, 471.019, 472.019, 473.313, 474.212, 475.1825(1), 481.217, 481.315, 484.009, and 490.008, Florida Statutes, amending s. 475.183, Florida Statutes, 1982 Supplement, and creating ss. 476.155, 477.0212, and 480.0415, Florida Statutes, relating to regulation of medical practitioners, osteopathic physicians, chiropractic physicians, podiatrists, optometrists, dentists and dental hygienists, nursing home administrators, funeral directors and embalmers, engineers, land surveyors, certified public accountants, veterinarians, real estate brokers and salesmen, architects, landscape architects, opticians, psychologists, barbers, cosmetologists and cosmetology instructors, and masseurs, to modify regulatory provisions enabling said professionals to place their licenses in an inactive status; correcting a cross reference; providing for relative uniformity; providing for application and fees; limiting inactive status to 4 years, unless renewed; providing for automatic expiration of license upon failure to renew or reactivate; modifying continuing education requirements; grandfathering in current licensees whose licenses have been placed in inactive status; repealing s. 476.154(3)(c), (d), (e), (f), and (g), relating to placement of barbers' licenses in an inactive status, s. 477.019(5), Florida Statutes, relating to placement of cosmetologists' licenses in an inactive status, s. 477.021(7), Florida Statutes, relating to placement of cosmetology instructors' licenses in an inactive status, and s. 490.007(4), Florida Statutes, relating to placement of licenses of psychologists, clinical social workers, marriage and family therapists, mental health counselors, and school psychologists in an inactive status; amending s. 455.02, Florida Statutes, relating to renewal of licenses for members of the United States Armed Forces; amending s. 466.014, relating to continuing education; providing for review and repeal in accordance with the Regulatory Sunset Act; providing an effective date.

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

FIRST READING OF COMMITTEE SUBSTITUTES ON THE CALENDAR

By the Committee on Economic, Community and Consumer Affairs and Senators Meek and Gersten—

CS for SB 56—A bill to be entitled An act relating to a surtax on documents; creating s. 125.0167, Florida Statutes; authorizing each county to

levy a discretionary surtax on certain documents to provide to certain families financial assistance to buy, rehabilitate, or rent homes or apartments; providing limitations and procedures; creating s. 201.031, Florida Statutes; providing for the levy of the surtax; providing for the administration, collection, and distribution of the proceeds of the surtax; providing an exception; requiring an annual report to the Department of Banking and Finance; providing an effective date.

By the Committee on Judiciary-Civil and Senator Gordon—

CS for SB 369—A bill to be entitled An act relating to the probate code; creating s. 733.711, Florida Statutes, relating to the validity of charitable pledges against a decedent's estate; repealing s. 732.803, Florida Statutes, relating to the rights of lineal descendants or a spouse with respect to certain devises to a charity, governmental entity, or trust; providing an effective date.

By the Committee on Commerce and Senators Kirkpatrick, Grant and Thomas—

CS for SB 670—A bill to be entitled An act relating to insurance; adding s. 626.321(1)(h), Florida Statutes, 1982 Supplement, to provide a limited agent's license for crop hail and multiple peril crop insurance; renumbering s. 626.753(3), Florida Statutes, 1982 Supplement, and adding a new subsection (3) to said section, to permit sharing of commissions derived from sale of crop hail or multiple peril crop insurance; amending s. 626.481(1), Florida Statutes, 1982 Supplement, to provide for termination of limited license; amending s. 626.501(1), Florida Statutes, 1982 Supplement, to provide for filing of names; amending s. 626.511(1), Florida Statutes, 1982 Supplement; providing that reasons for termination shall be privileged information; providing an effective date.

The Senate was called to order by the President at 10:00 a.m. A quorum present—38:

Mr. President	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Rehm
Castor	Grant	Malchon	Scott
Childers, D.	Grizzle	Mann	Thomas
Childers, W. D.	Hair	Margolis	Thurman
Crawford	Henderson	Maxwell	Vogt
Dunn	Hill	McPherson	Weinstein
Fox	Jenne	Meek	
Frank	Jennings	Myers	

Excused: Senator Barron until 11:00 a.m.; Senator Stuart

Prayer by the Rev. William E. Shea, Highlands Presbyterian Church, Gainesville:

O God our Father, we acknowledge thy lordship over all of life. We thank thee for thy continuing compassion and concern for the people of this state and nation. Make us alert to the responsibilities of a people that seek thy favor, thy protection, and thy guidance in this nation under God, and grant us thy peace.

We pray that thou wilt grace the halls of this Senate chamber today by thy presence. Lay thy hand on all who would speak and all who vote that thy wisdom and good will will be reflected in their words and actions.

We have been told, O Lord, that politics is the art of compromise. May the compromises we make, if we make them, not stain our souls, nor strain our individual consciences to the point where we lose our personal integrity and individual self-worth; but rather be used to better serve thee and the people of this state in decency and in order.

So keep before us, O God, the high and holy purpose to which we have all been called: Senators, administrators, assistants, secretaries, helpers, pages, reporters, janitors, officers of the court and the citizens of this great state—to do justly, love mercy, and walk humbly with God. In thy holy name we pray. Amen.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, April 21, 1983: SB 232, CS for SB 182, CS for SB 286, SB 428, SB 649, SB 51, SB 75, CS for SB 77, SB 96, SB 236, SB 363, SB 261, SB 80, SB 257

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Finance, Taxation and Claims recommends the following pass: CS for SB 489 with 5 amendments

The Committee on Governmental Operations recommends the following pass: CS for SB 120 with 2 amendments, SB 528 with 2 amendments, SB 654

The Committee on Health and Rehabilitative Services recommends the following pass: SB 133, SB 258, SB 373, SB 593 with 3 amendments, SB 647 with 2 amendments

The Committee on Judiciary-Civil recommends the following pass: SB 500

The Committee on Judiciary-Criminal recommends the following pass: SB 559 with 1 amendment, SB 618, SB 619 with 3 amendments

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 288, SB 310 with 2 amendments, SB 574 with 2 amendments

The Committee on Transportation recommends the following pass: SB 441 with 3 amendments, SB 599 with 1 amendment

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

The Committee on Agriculture recommends the following pass: SB 554 with 3 amendments

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

The Committee on Agriculture recommends the following pass: SB 717 with 2 amendments

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 444, SB 632

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

The Committee on Judiciary-Civil recommends the following pass: SB 657

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

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 52

The Committee on Judiciary-Criminal recommends the following pass: SB 681 with 2 amendments

The bills contained in the foregoing reports were referred to the Committee on Health and Rehabilitative Services under the original reference.

The Committee on Transportation recommends the following pass: SB 514 with 1 amendment

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

The Committee on Agriculture recommends the following pass: SB 543

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

The Committee on Judiciary-Civil recommends the following pass: SB 570

The bill was referred to the Committee on Rules and Calendar under the original reference.

The Committee on Agriculture recommends the following pass: SB 585 with 1 amendment

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 222, SB 507, SB 348 with 4 amendments, SB 524 with 2 amendments

The Committee on Finance, Taxation and Claims recommends the following pass: CS for SB 56 with 1 amendment, SB 237, SB 379, SB 694, SB 706 with 1 amendment

The Committee on Health and Rehabilitative Services recommends the following pass: SB 74 with 1 amendment

The Committee on Judiciary-Civil recommends the following pass: SB 123, SB 490, SB 533 with 2 amendments, SB 671 with 3 amendments

The Committee on Judiciary-Criminal recommends the following pass: SB 303, SB 395 with 2 amendments, SB 402, SB 413 with 3 amendments, SB 525, SB 564 with 1 amendment, SB 680

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 655

The Committee on Transportation recommends the following pass: SB 388 with 1 amendment, SB 623, SB 404, SB 409 with 2 amendments

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

The Committee on Agriculture recommends the following not pass: SB 394

The Committee on Transportation recommends the following not pass: SB 457

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

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 337

The Committee on Economic, Community and Consumer Affairs recommends committee substitutes for the following: SB 164, Senate Bills 640 and 775

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 435

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

The Committee on Governmental Operations recommends a committee substitute for the following: SB 464

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 196

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 636

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

The Committee on Economic, Community and Consumer Affairs recommends committee substitutes for the following: SB 453, SB 653

The bills with committee substitutes attached were referred to the Committee on Judiciary-Civil under the original reference.

The Committee on Commerce recommends a committee substitute for the following: SB 670

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 369

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

The Committee on Governmental Operations recommends that the Senate confirm the appointment made by the Governor of Nevin Smith, Tallahassee, as Secretary of Administration to serve at the pleasure of the Governor.

The appointment contained in the foregoing report was referred to the Committee on Executive Business under the original reference.

The following appointments which were referred to the Committee on Executive Business were also referred to the Committee on Economic, Community and Consumer Affairs as the first committee of reference:

Diana W. Dartland, Miami, Board of Dentistry, for term ending February 7, 1987

W. Edward Gonzalez, Jr., Brandon, Board of Dentistry, for term ending February 7, 1987

REQUEST FOR EXTENSION OF TIME

April 21, 1983

The Special Master for Claims requests an extension of 15 days for consideration of the following: SB 499, SB 530

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Johnston, the rules were waived and by two-thirds vote SB 299 and CS for SB 368 were withdrawn from the Committee on Appropriations.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

Appointments Subject to Confirmation by the Senate:

The Secretary of State has certified that pursuant to the provisions of Section 114.05, Florida Statutes, certificates subject to confirmation by the Senate had been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Career Service Commission, Member Porter, Gilbert L., Miami	11/11/86
Florida Keys Community College, Board of Trustees, Member Saunders, Ron, Key West	5/31/86
Construction Industry Licensing Board, Members Alexander, Stanton M., Holly Hill Arnsdorff, Harold E., Oakland Park Bloom, Samuel M., North Miami Dove, Robert F., Tallahassee Dudley, Thelma J., Orlando Fleckenstein, Robert L., Jacksonville Masur, Wayne K., Miami Richards, Joe M., Ft. Myers	2/18/87 2/18/87 2/18/87 2/18/87 2/18/87 2/18/87 2/18/87 2/18/87
Board of Medical Examiners, Member Burt, James N., Jacksonville	8/1/86
North Central Florida Regional Planning Council, Region Three, Member Milner, Robert W., Jr., Starke	10/1/85

[Referred to the Committee on Executive Business.]

SPECIAL ORDER

SB 232—A bill to be entitled An act relating to vacancies in public offices; amending s. 100.111(3)(b), Florida Statutes; providing time for designating nominees to fill certain vacancies in nomination; amending s. 101.253(3), Florida Statutes; providing that supervisors of elections are not required to place on a ballot names submitted less than 14 days prior to an election; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, strike all of lines 25-27 and insert: chairman shall *within 7 days as soon as possible* call a meeting of his executive committee to designate a nominee to fill the vacancy. The nominee shall be named, and his name submitted to the supervisor of elections, within 14 days of notice to the chairman

Senator Scott moved the following substitute amendment which was adopted:

Amendment 2—On page 1, strike all of lines 25-27 and insert: chairman shall *within 7 days as soon as possible* call a meeting of his executive committee to consider designation of designate a nominee to fill the vacancy. *The name of any person so designated shall be submitted to the supervisor of elections, within 14 days of notice to the chairman the nominee shall be named*

On motion by Senator Hill, by two-thirds vote SB 232 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Frank	Johnston	Myers
Beard	Girardeau	Kirkpatrick	Neal
Carlucci	Grant	Langley	Plummer
Castor	Grizzle	Malchon	Scott
Childers, D.	Hair	Mann	Thomas
Childers, W. D.	Henderson	Margolis	Thurman
Crawford	Hill	Maxwell	Vogt
Dunn	Jenne	McPherson	Weinstein
Fox	Jennings	Meek	

Nays—None

Vote after roll call:

Yea—Gersten, Gordon, Rehm

CS for SB 182—A bill to be entitled An act relating to child abuse; amending s. 450.151, Florida Statutes; removing the prohibition against using a child for obscene, indecent or immoral purposes; amending s. 827.07(2)(d), Florida Statutes; removing the prohibition against a parent or other responsible person exploiting a child for pornographic purposes; creating s. 827.071, Florida Statutes; providing definitions; providing penalties for employing, authorizing, or inducing a child of less than 18 years of age to engage in sexual conduct in a sexual performance; providing penalties for consenting to the participation of such child in a sexual performance; providing penalties for promoting such a performance by a child; providing penalties for possession with intent to promote any representation of sexual conduct by a child; repealing s. 847.014, Florida Statutes, relating to minors participating in harmful motion pictures, exhibitions, shows, presentations, or representations; providing an effective date.

—was read the second time by title. On motion by Senator Crawford, by two-thirds vote CS for SB 182 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Rehm
Castor	Grant	Malchon	Thomas
Childers, D.	Grizzle	Mann	Thurman
Childers, W. D.	Hair	Margolis	Vogt
Crawford	Henderson	Maxwell	Weinstein
Dunn	Hill	McPherson	
Fox	Jenne	Meek	
Frank	Jennings	Myers	

Nays—None

CS for SB 286—A bill to be entitled An act relating to obscenity; amending ss. 847.012(1)(a), (f) and 847.013(1)(a), (f), Florida Statutes; redefining the terms "harmful to juveniles" and "harmful to minors" with respect to obscenity laws to provide that material is harmful if it is without serious literary, artistic, political, or scientific value; redefining minor and juvenile; amending s. 847.0125(1)(a), Florida Statutes; redefining minor; amending s. 847.07(2)(b), Florida Statutes; redefining the term "obscene" to include material which is without serious literary, artistic, political, or scientific value; providing an effective date.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote CS for SB 286 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Frank	Jennings	Neal
Beard	Gersten	Kirkpatrick	Plummer
Carlucci	Girardeau	Langley	Rehm
Castor	Grant	Malchon	Thomas
Childers, D.	Grizzle	Mann	Thurman
Childers, W. D.	Hair	Margolis	Vogt
Crawford	Henderson	Maxwell	Weinstein
Dunn	Hill	McPherson	
Fox	Jenne	Myers	

Nays—None

Vote after roll call:

Yea—Gordon

SB 428—A bill to be entitled An act relating to the Florida Institute of Phosphate Research; amending s. 378.101(2), Florida Statutes; increasing the membership of the board of directors of the institute; providing for composition and terms of the membership; providing an effective date.

—was read the second time by title.

The Committee on Natural Resources and Conservation recommended the following amendment which was moved by Senator Crawford and adopted:

Amendment 1—On page 1, line 31 and on page 2, line 1, strike "and the office shall rotate among the members annually"

On motion by Senator Crawford, by two-thirds vote SB 428 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Frank	Jennings	Meek
Beard	Gersten	Johnston	Myers
Carlucci	Girardeau	Kirkpatrick	Neal
Castor	Gordon	Langley	Plummer
Childers, D.	Grant	Malchon	Rehm
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Dunn	Henderson	Maxwell	Vogt
Fox	Hill	McPherson	Weinstein

Nays—None

Vote after roll call:

Yea—Jenne

SB 649—A bill to be entitled An act relating to intangible personal property tax; amending s. 199.062(5)(a), Florida Statutes, and s. 199.062(6)(a), Florida Statutes, as amended; revising penalties for failure to file required information with the Department of Revenue or with stockholders; providing for application to the 1983 tax year; providing effective and expiration dates.

—was read the second time by title. On motion by Senator Margolis, by two-thirds vote SB 649 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Frank	Jennings	Meek
Beard	Gersten	Johnston	Myers
Carlucci	Girardeau	Kirkpatrick	Neal
Castor	Grant	Langley	Plummer
Childers, D.	Grizzle	Malchon	Rehm
Childers, W. D.	Hair	Mann	Thomas
Crawford	Henderson	Margolis	Thurman
Dunn	Hill	Maxwell	Vogt
Fox	Jenne	McPherson	Weinstein

Nays—None

Vote after roll call:

Yea—Gordon

Senator Gordon presiding

SB 51—A bill to be entitled An act relating to clerks of the circuit courts or comptroller; creating s. 28.247, Florida Statutes; requiring the office of the clerk of the circuit court or comptroller to accept personal checks for the payment of traffic fines and related court costs; eliminating personal liability for the acceptance of such checks; providing procedure with respect to bad checks; providing that the provisions of s. 832.07(2), Florida Statutes, relating to certain identity information with respect to checks and drafts, shall not be applicable to this section; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Civil recommended the following amendments which were moved by Senator Beard and adopted:

Amendment 1—On page 1, line 22, after “checks” insert: , drawn on any bank or similar financial institution in the United States,

Amendment 2—On page 1, line 27, strike “for the second time”

On motion by Senator Beard, by two-thirds vote SB 51 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Rehm
Castor	Grant	Malchon	Scott
Childers, D.	Grizzle	Mann	Thomas
Childers, W. D.	Hair	Margolis	Thurman
Crawford	Henderson	Maxwell	Vogt
Dunn	Hill	McPherson	Weinstein
Fox	Jenne	Meek	
Frank	Jennings	Myers	

Nays—None

SB 75—A bill to be entitled An act relating to taxation; amending s. 200.069(3), (4), Florida Statutes, 1982 Supplement; requiring enumeration of certain taxes and taxing authorities in notice of proposed taxes; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 3, strike all of lines 10 and 11 and insert:

Section 2. This act shall take effect January 1, 1984.

On motion by Senator Myers, by two-thirds vote SB 75 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gersten	Jennings	Neal
Beard	Girardeau	Johnston	Plummer
Carlucci	Gordon	Kirkpatrick	Rehm
Childers, D.	Grant	Langley	Scott
Childers, W. D.	Grizzle	Malchon	Thomas
Crawford	Hair	Margolis	Vogt
Dunn	Henderson	Maxwell	Weinstein
Fox	Hill	McPherson	
Frank	Jenne	Myers	

Nays—3

Castor Mann Thurman

CS for SB 77—A bill to be entitled An act relating to economic development ad valorem tax exemption; amending s. 196.1995(4), (7), (8), Florida Statutes; providing that the property appraiser may provide estimates of certain information under certain circumstances; providing that such exemption may be granted for a period of up to 10 years; providing an effective date.

—was read the second time by title. On motion by Senator Thomas, by two-thirds vote CS for SB 77 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Girardeau	Johnston	Plummer
Beard	Gordon	Langley	Scott
Castor	Grant	Malchon	Thomas
Childers, D.	Grizzle	Mann	Thurman
Childers, W. D.	Hair	Margolis	Vogt
Crawford	Henderson	Maxwell	Weinstein
Fox	Hill	McPherson	
Frank	Jenne	Myers	
Gersten	Jennings	Neal	

Nays—None

Vote after roll call:

Yea—Dunn

SB 96—A bill to be entitled An act relating to excise taxes; amending s. 601.155, Florida Statutes; providing for levying an equalizing excise tax on the exercise of certain privileges relating to citrus products under certain circumstances; providing definitions; requiring such taxes to be payable within a certain time period; providing for refunding such tax or providing a tax credit under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Kirkpatrick, by two-thirds vote SB 96 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gersten	Jennings	Myers
Carlucci	Girardeau	Johnston	Neal
Castor	Gordon	Kirkpatrick	Plummer
Childers, D.	Grant	Langley	Rehm
Childers, W. D.	Grizzle	Malchon	Scott
Crawford	Hair	Mann	Thomas
Dunn	Henderson	Maxwell	Thurman
Fox	Hill	McPherson	Vogt
Frank	Jenne	Meek	Weinstein

Nays—None

SB 236—A bill to be entitled An act relating to bridge designation; designating the railroad overpass on Highway 85 in the City of Crestview as the Hayward T. Hayes Overpass; providing for appropriate markers to be erected by the Department of Transportation; providing an effective date.

—was read the second time by title. On motion by Senator Thomas, by two-thirds vote SB 236 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gersten	Jennings	Myers
Beard	Girardeau	Johnston	Neal
Carlucci	Gordon	Kirkpatrick	Plummer
Castor	Grant	Langley	Rehm
Childers, D.	Grizzle	Malchon	Scott
Childers, W. D.	Hair	Mann	Thomas
Crawford	Henderson	Maxwell	Thurman
Fox	Hill	McPherson	Vogt
Frank	Jenne	Meek	Weinstein

Nays—None

SB 363—A bill to be entitled An act relating to emergency medical services; reviving and readopting, notwithstanding chapter 82-402, Laws of Florida, ss. 401.23(9), (11), (16), 401.265, 401.27, 401.31(2), 401.34(1)(f)-(k), (5), 401.35(1)(b), (h), 401.41(2)(a), (b), 401.411, Florida Statutes, 1982 Supplement; providing for legislative review; providing an effective date.

—was read the second time by title.

The Committee on Health and Rehabilitative Services recommended the following amendments which were moved by Senator D. Childers and adopted:

Amendment 1—On page 1, between lines 12 and 13, insert:

Section 1. Section 401.245, Florida Statutes, is created to read:

401.245 Emergency and Nonemergency Medical Services Advisory Council.—

(1) The provisions of section 20.19(3)(b)3., Florida Statutes notwithstanding, the Secretary of the Department of Health and Rehabilitative Services may appoint an advisory council for the purpose of acting as the advisory body to the emergency medical services program. No more than 15 members may be appointed to this council. Initially, the secretary shall appoint one-half of the members for terms of one year each. Thereafter, members shall be appointed for two year terms. The chairman of the council shall be designated by the secretary and shall serve for a term of one year. Vacancies shall be filled for the remainder of unexpired terms in the same manner as the original appointment. Members shall receive no compensation, nor shall they be reimbursed for per diem and travel expenses.

(2) Representation on the Emergency and Nonemergency Medical Services Advisory Council shall include: two licensed physicians who are "medical directors" as defined in s. 401.23(14) or whose medical practice is closely related to emergency medical services; two emergency medical services administrators, one of which shall be employed by a fire service; two certified paramedics, one of which shall be employed by a fire service; two certified emergency medical technicians, one of which shall be employed by a fire service; one emergency medical services educator; one emergency nurse; one hospital administrator; one representative of air ambulance services; one representative of nonemergency medical transportation services; and two laypersons who are in no way connected with emergency medical services, one of which shall be a representative of the elderly. Ex officio members of the advisory council from state agencies shall include but not be limited to representatives from the Department of Education, the Department of General Services, the Department of Insurance, and the Department of Community Affairs.

(3) The secretary shall remove from office any Emergency and Non-emergency Medical Services Advisory Council member for malfeasance, misfeasance, neglect of duty, incompetence, permanent inability to perform official duties, or pleading guilty or nolo contendere to, or being found guilty of, a felony.

(4) The Emergency and Nonemergency Medical Services Advisory Council shall meet no more often than four times annually. The council shall hold meetings at the call of the chairman, upon the written request of five members of the council, or at the call of the staff director of the emergency medical services program office. A majority of the members of the council shall constitute a quorum. Minutes shall be recorded for all meetings of the council and shall be maintained on file in the emergency medical services program office.

(5) No later than December 1 of each year preceding a legislative session in which a biennial budget will be adopted, the department shall present a summary report to the President of the Senate and the Speaker of the House of Representatives documenting compliance with the act and accomplishments and expenditures of the Emergency and Nonemergency Medical Services Advisory Council.

(6) The Department of Health and Rehabilitative Services shall adopt rules to implement this act, which rules shall serve as formal operating procedures for the Emergency and Nonemergency Medical Services Advisory Council.

(Renumber subsequent sections.)

Amendment 2—On page 1, between lines 12 and 13, insert:

Section 1. Paragraph (a) of subsection (5) of section 401.27, Florida Statutes, 1982 Supplement, is amended to read:

401.27 Personnel; standards and certification.—

(5)(a) The department shall establish by rule a procedure for triennial renewal certification of emergency medical technicians. Such rules shall require a United States Department of Transportation refresher training program of at least 30 hours as approved by the department and shall require at least 10 contact hours in topics related to emergency medical technicians services every 3 years. *The refresher program may be offered in multiple presentations spread over the 3 year period.* The rules shall also provide that the refresher course requirement may be satisfied by passing a challenge examination.

(Renumber subsequent sections.)

Amendment 3—In title, on page 1, between lines 2 and 3, insert: creating ss. 401.245, Florida Statutes, creating the Emergency and Nonemergency Medical Services Advisory Council, representing consumers and the professions involved in such services, providing for the duties and meetings of the council;

On motion by Senator D. Childers, by two-thirds vote SB 363 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Rehm
Castor	Grant	Malchon	Scott
Childers, D.	Grizzle	Margolis	Thomas
Crawford	Hair	Maxwell	Thurman
Dunn	Henderson	McPherson	Vogt
Fox	Hill	Meek	Weinstein
Frank	Jennings	Myers	

Nays—None

Vote after roll call:

Yea—W. D. Childers

SB 261—A bill to be entitled An act relating to landlord and tenant; amending s. 83.49(4), Florida Statutes, 1982 Supplement; providing an exemption for certain regulated housing, including federally administered or federally regulated housing programs; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, line 20, after "programs," insert: s. 8,

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

Amendment 2—On page 1, line 20, after "221(d)(3)," insert: 221(d)(4)

On motion by Senator Kirkpatrick, by two-thirds vote SB 261 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Girardeau	Kirkpatrick	Neal
Beard	Gordon	Langley	Plummer
Carlucci	Grant	Malchon	Rehm
Castor	Grizzle	Mann	Scott
Childers, D.	Hair	Margolis	Thomas
Crawford	Henderson	Maxwell	Thurman
Fox	Hill	McPherson	Vogt
Frank	Jennings	Meek	Weinstein
Gersten	Johnston	Myers	

Nays—None

Vote after roll call:

Yea—W. D. Childers

The President presiding

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 1120 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Figg and others—

HCR 1120—A resolution expressing the enthusiasm of the state for a continued friendship with Great Britain.

—was read the first time in full. On motions by Senator Beard, by two-thirds vote HCR 1120 was placed on the calendar and by two-thirds vote read the second time by title, adopted and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Rehm
Castor	Grant	Malchon	Scott
Childers, D.	Grizzle	Mann	Thomas
Childers, W. D.	Hair	Margolis	Thurman
Crawford	Henderson	Maxwell	Vogt
Dunn	Hill	McPherson	Weinstein
Fox	Jenne	Meek	
Frank	Jennings	Myers	

Nays—None

SPECIAL ORDER, continued

SB 80—A bill to be entitled An act relating to the regulation of boats; amending s. 327.60, Florida Statutes; providing that the act shall not be deemed to prohibit local governmental authorities from enacting or enforcing certain regulations with respect to floating structures or live-aboard vessels; providing an effective date.

—was read the second time by title.

Senators Johnston and Maxwell offered the following amendments which were moved by Senator Johnston and adopted:

Amendment 1—On page 1, line 2, after “boats;” insert: *adding s. 327.02(19), Florida Statutes, 1982 Supplement; providing a definition of live-aboard vessel;*

Amendment 2—On page 1, between lines 22 and 23, insert:

Section 1. Subsection (19) is added to section 327.02, Florida Statutes, 1982 Supplement, to read:

327.02 Definitions.—As used in this chapter, unless the context clearly requires a different meaning:

(19) “Live-aboard” vessel means:

(a) Any vessel used solely as a residence; or

(b) Any vessel represented as a place of business, a professional or other commercial enterprise or legal residence.

Commercial fishing boats are expressly excluded from the term live-aboard vessel.

(Renumber subsequent section.)

Amendment 3—On page 2, line 13, after “jurisdiction” insert: *However, local government authorities are prohibited from regulating the anchorage of nonlive-aboard vessels engaged in the exercise of rights of navigation.*

On motion by Senator Johnston, by two-thirds vote SB 80 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Frank	Jennings	Myers
Beard	Gersten	Johnston	Neal
Carlucci	Gordon	Kirkpatrick	Rehm
Castor	Grant	Langley	Scott
Childers, D.	Grizzle	Malchon	Thomas
Childers, W. D.	Hair	Mann	Thurman
Crawford	Henderson	Margolis	Vogt
Dunn	Hill	Maxwell	Weinstein
Fox	Jenne	McPherson	

Nays—None

SB 257—A bill to be entitled An act relating to obedience to and effect of traffic laws; amending s. 316.072(3), Florida Statutes; revising the list of officials whose traffic-control orders or directions it is unlawful to disobey; providing penalties; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote SB 257 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gersten	Kirkpatrick	Plummer
Beard	Girardeau	Langley	Rehm
Carlucci	Grant	Malchon	Scott
Castor	Grizzle	Mann	Thomas
Childers, D.	Hair	Margolis	Thurman
Childers, W. D.	Henderson	Maxwell	Vogt
Crawford	Hill	McPherson	Weinstein
Dunn	Jenne	Meek	
Fox	Jennings	Myers	
Frank	Johnston	Neal	

Nays—None

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

HB 649—A bill to be entitled An act relating to elections; creating s. 99.0125, Florida Statutes, providing an automatic resignation for state, county, or municipal officers seeking federal office; providing for notification by the Department of State of such candidate’s resignation; amending s. 99.061(1), Florida Statutes, establishing a qualifying period for candidates for federal office; amending s. 100.101, Florida Statutes, eliminating, in certain cases, the requirement that a special election be called to fill a vacancy created by virtue of a public officer qualifying as a candidate for a federal office; amending s. 100.111(1), Florida Statutes, and adding a new subsection (2) thereto; specifying offices to which provisions for filling vacancies apply; eliminating the requirement for calling a special election in certain cases; providing an effective date.

—as amended passed April 19.

Senators Dunn and Hair offered the following amendment which was moved by Senator Dunn and adopted by two-thirds vote:

Amendment 3—On page 2, lines 4 and 5, strike “or the general election day at which his successor is elected, whichever occurs earliest” and insert: *or the date general election day at which, under law or the State Constitution; the person his successor is elected to an unexpired portion of his term is required to assume office, whichever occurs earlier earliest*

HB 649 as amended was read by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gersten	Johnston	Myers
Beard	Girardeau	Kirkpatrick	Neal
Carlucci	Grant	Langley	Plummer
Castor	Grizzle	Malchon	Rehm
Childers, D.	Hair	Mann	Thomas
Childers, W. D.	Henderson	Margolis	Thurman
Dunn	Hill	Maxwell	Vogt
Fox	Jenne	McPherson	Weinstein
Frank	Jennings	Meek	

Nays—1

Gordon

Vote after roll call:

Yea—Scott

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 20 and 19 were corrected and approved.

CO-INTRODUCERS

Senators Dunn, Jennings, Maxwell—SB 447; Senator Girardeau—SB 491

Senator Barron moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Tuesday, April 26, at 10:00 a.m. The motion was adopted.

Pursuant to the motion by Senator Barron, the Senate recessed at 11:05 a.m. to reconvene at 10:00 a.m., Tuesday, April 26.