



# Journal of the Senate

Number 13

Thursday, April 28, 1983

## BILL ACTION SUMMARY

Thursday, April 28, 1983

H 69 Substituted for SB 27, Passed  
 H 71 Substituted for SB 413, Passed  
 H 1063 Adopted  
 S 27 Companion bill passed, refer to HB 69  
 S 74 Passed as amended  
 S 142 C/S passed  
 S 222 Passed  
 S 237 Passed  
 S 294 Passed as amended  
 S 347 Passed  
 S 348 Passed as amended  
 S 366 C/S passed as amended  
 S 379 Passed  
 S 395 Passed as amended  
 S 402 Passed  
 S 413 Companion bill passed, refer to HB 71  
 S 507 Passed  
 S 524 Passed as amended  
 S 525 Passed as amended  
 S 564 Passed as amended  
 S 585 Passed as amended  
 S 670 C/S passed  
 S 706 Passed as amended  
 S 1180 Adopted  
 and passed the following local bills: House Bills 369, 384, 413, 414, 617, 618, 702 and 704; Senate Bills 112, 319, 381, 382, 403, 433, 484, 485, 488, 501, 502, 503, 504, 588, 612, 615, 616, 630, 746 and 906.

## INTRODUCTION AND REFERENCE OF BILLS

### First Reading

## 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 by the required Constitutional three-fifths vote of the membership of the House HJR 40 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representatives M. E. Hawkins and Cosgrove—

**HJR 40**—A joint resolution proposing an amendment to Section 4 of Article X of the State Constitution relating to the exemption of homesteads from forced sale and certain liens.

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

*The Honorable Curtis Peterson, President*

I am directed to inform the Senate that the House of Representatives has passed as amended House Bills 69 and 118 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Bell —

**HB 69**—A bill to be entitled An act relating to motor vehicles; amending s. 320.08(2)(a), Florida Statutes, 1982 Supplement; creating s. 320.0863, Florida Statutes; defining "street rod"; providing for issuance of

special license plates for street rods; specifying license taxes; providing a processing fee; providing an effective date.

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

By Representative Patchett—

**HB 118**—A bill to be entitled An act relating to livestock at large; amending s. 588.18(1), (2) and (3), Florida Statutes, increasing the fees allowed for impounding, service notice and care and feeding of impounded animals; providing an effective date.

—was referred to the Committee on Agriculture.

*The Honorable Curtis Peterson, President*

I am directed to inform the Senate that the House of Representatives has passed as amended HB 408 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Regulatory Reform—

**HB 408**—A bill to be entitled An act relating to public fairs and expositions; reviving and readopting, notwithstanding the Regulatory Sunset Act and the Sundown Act, chapter 616, Florida Statutes; amending ss. 616.001, 616.01, 616.02, 616.03, 616.05, 616.051, 616.091, 616.101, 616.12, 616.13, 616.14, 616.15, 616.17(1), 616.19, 616.22, 616.23, 616.251, 616.252(1), 616.255(3), 616.265, Florida Statutes; amending s. 616.21, Florida Statutes, 1982 Supplement; creating ss. 616.002, 616.003, Florida Statutes; providing definitions; providing for enforcement; providing for rules; requiring departmental approval for charters, amendments thereto, and dissolution thereof; providing standards and requirements for operation; providing for audits; providing for licensing of certain shows; providing for revocation of charter; providing for permits and fees; restricting use of the word "fair"; deleting designation of Florida State Fair; providing for an advisory council; providing for use of buildings; providing that the Florida State Fair Authority is an instrumentality of the state; providing for beverage licenses; repealing s. 6 of chapter 81-81, Laws of Florida, and s. 6 of chapter 81-297, Laws of Florida, which provide for review and repeal of the Florida State Fair Authority and the Agricultural and Livestock Fair Council, respectively; providing for legislative review; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

*The Honorable Curtis Peterson, President*

I am directed to inform the Senate that the House of Representatives has passed as amended HB 89 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Veterans Affairs and Representatives L. R. Hawkins and Hill —

**HB 89**—A bill to be entitled An act relating to disabled veterans; amending ss. 196.081(1) and (2), 295.016(1), 295.16, and 322.21(7), Florida Statutes, adding a new subsection (2) to s. 320.084, Florida Statutes, and amending ss. 295.01 and 372.57(4)(e), Florida Statutes, 1982 Supplement; providing that valid identification cards issued in accordance with the provisions of s. 295.17, Florida Statutes, shall be accepted by agencies of state and local governments as proof of eligibility for benefits provided by state law for 100-percent service-connected totally and permanently disabled veterans; providing an exception; providing an effective date.

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

*The Honorable Curtis Peterson, President*

I am directed to inform the Senate that the House of Representatives has passed as amended CS for HB 179 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Governmental Operations and Representative Gardner and others—

**CS for HB 179**—A bill to be entitled An act relating to information technology and planning; creating s. 11.39, Florida Statutes; creating a Legislative Information Technology Resource Committee; providing for its membership and duties; creating s. 14.203, Florida Statutes; establishing the Information Resource Commission and an executive administrator of the commission; creating chapter 24, Florida Statutes; providing the powers and duties of the Information Resource Commission; requiring that departments submit an information technology resource plan to the commission; providing the minimum components to the plan; requiring the commission to approve or disapprove the plan; providing for supplementation to the plan; requiring prior approval of the commission for the acquisition of certain items; prohibiting the acquisition of information technology resources that are not part of an approved plan or supplement; providing that the Executive Office of the Governor may withhold appropriations for noncompliance; requiring the state university system to prepare a plan; requiring the judicial branch to prepare a plan; providing for an information resource manager in each department; providing for a data processing advisory council for certain data processing centers; providing for membership and duties; abolishing the Division of Electronic Data Processing of the Department of General Services; amending s. 20.22, Florida Statutes; establishing the Division of Information Services; repealing ss. 23.021, 23.022, 23.026, 23.027, 23.028, 23.030, 23.031, 23.032, and 25.382(4), Florida Statutes; transferring s. 23.029, Florida Statutes, and renumbering as s. 216.272, Florida Statutes; amending s. 215.96(2) and (3)(a), Florida Statutes; providing for membership of the coordinating council established under the Florida Fiscal Accounting Management Information System Act; requiring the council to conduct studies to establish an information technology resource plan; providing requirements with respect thereto; amending s. 120.53(5), Florida Statutes; requiring certain agencies to adopt rules for contract bidding protests; adding s. 216.031(11), Florida Statutes, 1982 Supplement; requiring that an approved information technology resource plan be submitted with each agency's budget request; providing for review and future repeal of provisions of the act; providing that contracts in existence on the effective date remain in force; providing an effective date.

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

*The Honorable Curtis Peterson, President*

I am directed to inform the Senate that the House of Representatives has passed by the required Constitutional three-fifths vote of the membership of the House HJR 435 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Commerce—

**HJR 435**—A joint resolution proposing an amendment to Section 4 of Article IV of the State Constitution relating to disbursement of state funds by the Treasurer.

—was referred to the Committee on Rules and Calendar.

*The Honorable Curtis Peterson, President*

I am directed to inform the Senate that the House of Representatives has passed HB 690, CS for House Bills 32 and 49, HB 115, HB 191, HB 436, and HB 437 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Natural Resources and Representative Smith—

**HB 690**—A bill to be entitled An act relating to the trust funds; amending s. 254.02, Florida Statutes; providing for the distribution of National Forest Trust Fund moneys to counties which contain the Apalachicola, Choctawhatchee, Ocala, and Osceola Forest Reserves; creating s. 254.06, Florida Statutes; directing the Comptroller, upon request, to

distribute moneys from the United States Military Installations Timber Products Trust Fund and to apportion such moneys to affected counties for use by district schools and general road funds of said counties; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By the Committee on Education, K-12 and Representative Hazouri and others—

**CS for HB's 32 and 49**—A bill to be entitled An act relating to education; amending s. 228.061(1), Florida Statutes, conforming terminology; amending s. 232.01, Florida Statutes, 1982 Supplement, deleting obsolete provisions and provisions authorizing early entrance to first grade, and establishing eligibility for admission to kindergarten; amending s. 232.03, Florida Statutes, removing an obsolete reference; amending s. 232.05, Florida Statutes, establishing eligibility for admission to nursery schools and deleting obsolete provisions; amending s. 232.245(1), Florida Statutes, specifying that the pupil progression plan include grades kindergarten through 12 and expanding parameters of each district's comprehensive program; amending s. 402.22(2), Florida Statutes, 1982 Supplement, correcting a cross-reference; repealing s. 232.04, Florida Statutes, relating to eligibility for admission to kindergarten; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Representative Ward—

**HB 115**—A bill to be entitled An act relating to the Legal Affairs Revolving Trust Fund; amending s. 16.53(5), Florida Statutes, relating to moneys remaining in the fund at the end of any fiscal year and the transfer thereof to the General Revenue Fund unallocated; providing an effective date.

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

By the Committee on Corrections, Probation & Parole—

**HB 191**—A bill to be entitled An act relating to probation; adding subsection (3) to s. 948.06, Florida Statutes; providing procedures for judicial hearings regarding probation violations; providing an effective date.

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

By the Committee on Commerce—

**HB 436**—A bill to be entitled An act relating to the payment of state funds; amending s. 17.075, Florida Statutes, deleting obsolete language, deleting the requirement that warrants be countersigned by the Governor; establishing accounting and record-keeping requirements; requiring the Department of Banking and Finance to adopt rules; amending s. 17.076, Florida Statutes, redefining the term "beneficiary"; requiring the department to establish a direct deposit program; deleting obsolete language; amending s. 18.02(1), Florida Statutes, providing that the Treasurer may disburse money from the treasury by electronic or other means pursuant to the order of the Comptroller; deleting the requirement that warrants be countersigned by the Governor; directing that conforming changes be made in the Florida Statutes; providing an effective date.

—was referred to the Committee on Rules and Calendar.

By the Committee on Commerce—

**HB 437**—A bill to be entitled An act relating to custody of securities owned by the Florida Retirement System Trust Fund; repealing s. 215.50(4), Florida Statutes, relating to the duties of the State Treasurer as custodian of securities owned by the Florida Survivor Benefit Trust Fund; amending s. 215.50(5), Florida Statutes, 1982 Supplement, relieving the Treasurer of liability with respect to certain securities; providing an effective date.

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

**FIRST READING OF COMMITTEE SUBSTITUTES ON THE CALENDAR**

By the Committee on Commerce and Senators Carlucci and Gersten—

**CS for SB 120**—A bill to be entitled An act relating to the Department of Banking and Finance; amending s. 17.01, Florida Statutes; requiring the Comptroller to provide a bond in a certain amount; amending s. 17.03(2), Florida Statutes; authorizing the Comptroller to delegate certain authority relating to state warrants; amending s. 17.041(1), (2), (4), (6), (7), Florida Statutes; providing the department with certain duties in settling and adjusting certain accounts and claims; amending s. 17.076(4), Florida Statutes; providing for filing certain authorizations with a designee of the department; amending ss. 17.10, 17.11, Florida Statutes; providing for recording warrants issued and reporting disbursements made; amending s. 17.20, Florida Statutes; providing for collection of certain claims; providing for payment of certain fees; creating s. 17.29, Florida Statutes; authorizing the Comptroller to prescribe certain rules; creating s. 17.30, Florida Statutes; authorizing the Comptroller to disseminate certain information; amending s. 20.12, Florida Statutes; establishing certain divisions within the department; repealing s. 17.18, Florida Statutes, relating to a requirement that the Comptroller provide a full statement of all defaulters; amending s. 18.101(2), Florida Statutes; providing for authorization of revolving funds by the Comptroller; amending s. 216.271(1), (2), Florida Statutes; providing for establishment of revolving funds only upon approval by the Comptroller; authorizing the Comptroller to limit uses of revolving funds; creating s. 17.31, Florida Statutes; providing for preaudit review under certain circumstances; repealing s. 287.062(2), Florida Statutes, relating to the authority of the Comptroller to perform certain preaudit reviews; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Jennings—

**CS for SB 452**—A bill to be entitled An act relating to the Division of Criminal Justice Information Systems; adding s. 943.051(6), Florida Statutes; providing procedures for the entry of dental records of certain missing persons and unidentified deceased persons into a criminal justice information system of the division; requiring dentists to provide such dental records; providing an effective date.

By the Committee on Economic, Community and Consumer Affairs and Senator Grizzle—

**CS for SB 453**—A bill to be entitled An act relating to municipalities; amending s. 166.041(3)(a), Florida Statutes; providing conditions for public notice of municipal ordinances and resolutions prior to adoption; providing an effective date.

By the Committee on Natural Resources and Conservation—

**CS for SB 695**—A bill to be entitled An act relating to environmental reorganization; amending s. 403.802, Florida Statutes; providing legislative policy; amending s. 403.803, Florida Statutes; providing definitions; amending s. 403.805, Florida Statutes; authorizing the Secretary of the Department of Environmental Regulation to delegate certain powers and duties to the water management districts; amending s. 403.807, Florida Statutes; providing powers and duties of the Division of Environmental Programs of the department; amending s. 403.808, Florida Statutes; providing duties of the Division of Environmental Permitting of the department; amending s. 403.809, Florida Statutes; providing for boundaries and management personnel of environmental districts; amending s. 403.812, Florida Statutes; providing for delegating certain departmental powers and duties to the water management districts; providing limitations on such powers and duties; amending s. 403.813(1), Florida Statutes, 1982 Supplement; providing criteria for certain projects for which a permit is required; amending s. 373.016(2), Florida Statutes; providing legislative policy; amending s. 373.026(7), Florida Statutes; providing for powers and duties of the department; amending s. 373.106, Florida Statutes; granting the water management districts exclusive authority to issue certain permits; amending s. 373.114, Florida Statutes; providing for review by the department of certain water management district rules; providing procedures for such review; amending s. 373.116(1), Florida Statutes; providing for filing certain permit applications with the districts; amending s. 373.308(1), (2), Florida Statutes; requiring the department to authorize water management districts to exercise certain powers; amending s. 373.323, Florida Statutes; providing for water well contractor's licenses to be issued by the water management districts; amending s. 373.333, Florida Statutes; providing for enforcement; amending s. 373.413, Florida Statutes; providing that the water management districts have exclusive authority to issue permits for certain water works projects;

amending s. 373.069(1), Florida Statutes; changing the boundaries of the water management districts; providing for interagency agreements between certain water management districts; requiring the department to conform its district boundaries to water management district boundaries; amending s. 373.503(3)(c), Florida Statutes; providing for ad valorem taxation by the St. Johns River Water Management District; providing an effective date.

By the Committee on Commerce and Senator Hair—

**CS for SB 812**—A bill to be entitled An act relating to reinsurance; amending ss. 624.610, 628.611, 629.501, Florida Statutes, 1982 Supplement; providing minimum standards for reinsurance contracts which must be met in order for a domestic, captive, or reciprocal insurer to receive credit for reinsurance; providing that no person other than the ceding insurer has rights against the reinsurer not specifically stated by contract; providing an effective date.

The Senate was called to order by the President at 10:00 a.m. A quorum present—39:

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

Excused: Senator D. Childers

Prayer by the Rev. Robert A. Shelley, Pastor, Christian Heritage Church, Tallahassee:

Almighty and sovereign God, ruler of all governments, nations and empires, we come before you this morning through the name of your Son and our Lord, Jesus Christ. As we come before you this morning, we come confessing back your mighty words to you, aware of the fact that our words often seem to be so inadequate in the face of such a demanding time. We confess before you this morning your word in Isaiah 33:6. It says there shall be stability in our times and an abundance of wisdom and an abundance of knowledge. Almighty God, as we come before you with these words, we are aware that we have been challenged to live in one of history's most difficult times of instability. Nations, empires are shaking, maps are being changed overnight and men's hearts are failing because they are living in a fearful moment when there seems to be no stability. May we through your wisdom this morning, your wisdom that touches our mind, our words and our action, may we through that wisdom so act upon each deliberation, each bill that would come before this distinguished body, that there would come a sense of stability into the lives of each person in this state and in this wonderful nation. May there be an abundance of that wisdom and an abundance of knowledge whereby we can apply skillfully your mind over every decision, over every thought and every action that we are responsible for today. And Almighty God, you have said the key to this stability and the key to this abundance of wisdom and knowledge is reverential fear and worship of you and we worship you today and glorify your name and your words through Jesus, our Lord. Amen.

By permission the following certificate was received:

SUPREME COURT OF FLORIDA

No. 63,219

IN RE: CERTIFICATE OF JUDICIAL MANPOWER FOR DISTRICT COURTS OF APPEAL, CIRCUIT COURTS AND COUNTY COURTS, AS REQUIRED BY ARTICLE V, SECTION 9, FLORIDA CONSTITUTION.

[February 17, 1983]

PER CURIAM.

Article V, section 9 of the Florida Constitution, provides: If the supreme court finds that a need exists for increasing . . . the number of judges . . . it shall, prior to the next regular session of the legislature, certify to the legislature its findings and recommendations concerning such need.

For the reasons set forth below, we have determined the need for the following new judicial positions, effective August 1, 1983, for the continued, effective operation of the courts of this state.

	District Court	Circuit Court	County Court
Second Appellate District	1		
Fifth Appellate District	1		
Second Judicial Circuit		1	
Fourth Judicial Circuit		1	
Fifth Judicial Circuit		1	
Sixth Judicial Circuit			1 (Pasco)
Eighth Judicial Circuit		1	
Ninth Judicial Circuit		1	
Tenth Judicial Circuit		1	
Eleventh Judicial Circuit		2	3 (Dade)
Twelfth Judicial Circuit			1 (Sarasota)
Thirteenth Judicial Circuit		1	1 (Hillsborough)
Fifteenth Judicial Circuit			2 (Palm Beach)
Seventeenth Judicial Circuit			2 (Broward)
Eighteenth Judicial Circuit			1 (Seminole)
Nineteenth Judicial Circuit		1	1 (Indian River)
Twentieth Judicial Circuit		1	
<b>TOTALS</b>	<b>2</b>	<b>11</b>	<b>12</b>

Because of the legislature's desire to approach the budgeting process on a biennial basis and in order to give an indication of future need based upon information currently available, we have identified a further need which will exist in fiscal year 1984-1985. We certify that there will be a need for at least the following new judicial positions, effective August 1, 1984, for the continued, effective operation of the courts of this state.

	District Court	Circuit Court	County Court
Second Appellate District	1		
Fourth Appellate District	1		
<b>TOTALS</b>	<b>2</b>	<b>0</b>	<b>0</b>

We point out, however, that article V, section 9, Florida Constitution, requires an annual certification of judicial need, and therefore we must reserve the right to exercise our responsibility to later certify additional judgeships for the second year of the biennium. In addition to the judgeships certified for fiscal year 1983-1984 and fiscal year 1984-1985, we have received and considered other requests for new judgeships which we have not certified. The total number of additional judgeships requested for fiscal year 1983-1984 was forty-one, and the total number requested for fiscal year 1984-1985 was seventeen.\* Thus we are certifying sixteen fewer judgeships in the first year and fifteen fewer in the second year of the biennium than requested. This represents seventeen fewer judgeships than certified for the 1981-1983 biennium and sixteen fewer than approved by the legislature during that same period. Although at this time we do not certify the requested additional judgeships, we will continue to closely review the need for additional judges during the second year of the biennium.

Factors considered in these and any further certifications are those set forth in our March 1981 certification decision. *In re Certificate of Judicial Manpower*, 396 So.2d 172 (Fla. 1981). In that decision we indicated that statistics alone do not determine the need for additional judicial positions. We take this opportunity to note that summary statistics of filings, dispositions, and trials do not fully measure judicial work load. Apart from these summary items, judicial work load includes, among other things:

1. Review appellate court decisions.
2. Research legal issues.
3. Review briefs and memoranda of law.
4. Participate in court conferences on pending cases.
5. Hear and dispose of motions.
6. Prepare correspondence, orders, judgments and decisional opinions.

7. Review presentence investigative reports and predispositional reports in delinquency and dependency cases.
8. Review petitions and motions for postconviction relief.
9. Carry out administrative matters relating to the court.
10. Participate in meetings with various individuals involved in the criminal justice system.
11. Participate in educational programs designed to increase the competency and efficiency of the judiciary.

In order to gather information about these certification factors and judicial work load elements, the Chief Justice and State Courts Administrator began the certification process in the fall of 1982 with visits with the chief judge, or his designee, of each court requesting additional judgeships. In an effort to reduce costs, these visits were regionalized, and the district courts of appeal were generally chosen as the site for them. Representatives of state attorneys and public defenders, county commissions, local bar associations, clerks of court, sheriffs, and legislative staff, in addition to judicial officers and personnel, participated in these certification visits.

**FINDINGS  
DISTRICT COURTS OF APPEAL**

The district courts of appeal have experienced an 18 percent increase in filings during the past two years. The impact of recent revisions to article V is now being felt by them, and continued case load increases are anticipated.

*Second Appellate District.* The Second District currently has ten judges. The need for an additional judge in each year of the biennium is certified.

The Second District had the largest percentage case load increase between 1980 and 1982 and is now experiencing a growing backlog of pending cases. Filings have exceeded dispositions every year since 1980. The district continues to have a high total population, as well as a high projected population growth through 1985.

*Fourth Appellate District.* The Fourth District currently has nine judges. The need for one additional judge is certified for the second year of the biennium. The Fourth District has the largest number of pending cases. In 1982, for the first time since 1978, filings exceeded dispositions. The number of current filings per judge do not support the certification of a new judgeship for fiscal year 1983-1984. It appears, however, that a new judgeship will be needed by fiscal year 1984-1985 because of the projected population growth and the high number of attorneys, which we anticipate will result in increased filings.

*Fifth Appellate District.* The Fifth District has had six judges since its creation in 1979. The need for one additional judge is certified for the first year of the biennium.

The Fifth District has the highest ratio of population per judge of any district and also has a high attorney per judge ratio. Filings have increased each year since the Fifth District's creation. Since this is a new district, it has the highest ratio of opinions per judge. Although the disruption associated with relocation to a permanent facility adversely affected total dispositions in 1982, this is not expected to continue.

**CIRCUIT AND COUNTY COURTS**

Case loads continue to increase at the circuit and county court levels as our state's population and number of attorneys continue to grow. The primary considerations prompting our certification for the respective judicial circuits are as follows:

*Second Judicial Circuit* (Franklin, Gadsden, Jefferson, Leon, Liberty, and Wakulla Counties). There are currently eight circuit and eight county court judges in the Second Circuit. The need for one additional circuit judgeship is certified for the first year of the biennium. This is one of only two circuits which has not received an additional judgeship since article V was adopted in 1972. Because the state capitol is located here, the circuit has a high number of complex, constitutional question cases involving state agencies. The circuit has the highest ratio of attorneys per judge, is a very large geographically, and has two nonlawyer county judges who cannot assist with circuit court duties. There has been a sizable increase of resources for the state attorney's and public defender's offices since 1972, without additional judicial resources. There has been

a significant increase in the circuit's criminal case load. In addition, the present state attorney is following a no plea bargaining policy which affects judicial work load. Defendants in jurisdictions with this policy request a jury trial in more cases than would otherwise appear to be the case, and these cases take a greater commitment of time and judicial resources than if a plea was entered. This policy is a factor to be considered in our certification.

*Fourth Judicial Circuit* (Clay, Duval, and Nassau Counties). There are currently twenty-four circuit and fourteen county court judges in the Fourth Circuit. The need for one additional circuit judgeship is certified for the first year of the biennium. The Fourth Circuit has not had a new judgeship since 1980 and has received only three additional circuit judgeships since the adoption of article V in 1972. Four county court judges are nonlawyers and, therefore, cannot assist with circuit work load. There is a very high ratio of filings per judge in the criminal division, exceeding 2,400 cases per judge annually. The additional judge would be available for assignment to the criminal division.

*Fifth Judicial Circuit* (Citrus, Hernando, Lake, Marion, and Sumter Counties). The Fifth Circuit currently has ten circuit and seven county court judges. The need for one additional circuit judgeship is certified for the first year of the biennium. The Fifth Circuit ranks first in ratios of filings, dispositions, and population per judge. It also ranks first in the combined factors, including attorneys per judge. Four of its seven county court judges cannot assist on the circuit bench. Additionally, the circuit covers a large geographic area and has a number of state institutions located within its jurisdiction. The circuit is projected to experience a very large growth in population through 1985.

*Sixth Judicial Circuit* (Pasco and Pinellas Counties). The Sixth Circuit currently has twenty-eight circuit and thirteen county court judges, two of whom are in Pasco County. The need for one additional county court judge for Pasco County is certified for the first year of the biennium. While case load statistics alone would not indicate the need for an additional judge in Pasco County, the Court is aware of significant geographic factors which must be taken into consideration. One of the two county court judges currently resides in the eastern part of the county and sits at the county courthouse in Dade City. The other county court judge resides in the western portion and sits at the branch courthouse in New Port Richey. There is a substantially heavier case load in the western portion. Because of the geography of the county and the distance between the courthouse and the branch courthouse, the judge in Dade City cannot effectively assist the judge in New Port Richey who is in critical need of assistance. Because the greatest future development is expected to occur in west Pasco, the already serious condition will be aggravated. Not only has the local bar been outspoken as to the critical need for an additional county court judge who will be available to assist in west Pasco, but also local law enforcement has expressed a concern about increases in serious traffic and county court cases which will further increase delay in case processing and result in a backlog of pending cases. Compared with counties of similar size, Pasco County has a very high population per judge ratio.

*Eighth Judicial Circuit* (Alachua, Baker, Bradford, Gilchrist, Levy, and Union Counties). The Eighth Circuit currently has eight circuit and nine county court judges. The need for one additional circuit judgeship is certified for the first year of the biennium. The circuit has experienced the largest percentage increase in filings in the state since 1980, and filings are significantly exceeding dispositions. A high number of state institutions are located in the circuit, and geographically the circuit is 100 miles long and 50 miles wide. One county court judge is a nonlawyer.

*Ninth Judicial Circuit* (Orange and Osceola Counties). The Ninth Circuit currently has eighteen circuit and twelve county court judges. The need for one additional circuit judgeship is certified for the first year of the biennium. The circuit ranks third in ratio of attorneys per judge and has a high overall ranking of the combined factors of filings, dispositions, attorneys, and population per judge. There has been a significant growth in population since 1975, and that trend is expected to continue. The circuit also has a large transient and tourist population.

*Tenth Judicial Circuit* (Hardee, Highlands, and Polk Counties). The Tenth Circuit currently has thirteen circuit and eight county court judges. The need for one additional circuit judgeship is certified for the first year of the biennium. Since the circuit is large geographically, intra-circuit travel is very time-consuming. Population growth in the circuit has been high and is expected to continue. The state attorney's staff has increased considerably in recent years, and he is following a no plea bargaining policy which is affecting judicial work load.

*Eleventh Judicial Circuit* (Dade County). The Eleventh Circuit currently has fifty-seven circuit and thirty-two county court judges. The need for two additional circuit as well as three additional county court judgeships is certified for the first year of the biennium. The circuit ranks second in the state in ratio of attorneys per judge. In addition, the circuit has experienced a significant population increase, as well as an influx of migrants. The circuit continues to have a high tourist and transient population. Dade County has evidenced a strong commitment to deal effectively with the area's high crime rate. Since 1980, there has been a 22 percent increase in police officers, and arrests have increased 36 percent. This has resulted in a significant increase in criminal filings, both at the circuit and county court level. County court judges have been assisting on the circuit bench, but must now attend to their own increasing county court case loads.

*Twelfth Judicial Circuit* (DeSoto, Manatee, and Sarasota Counties). The Twelfth Circuit currently has eleven circuit and six county court judges, with three county court judges being in Sarasota County. The need for an additional county court judgeship is certified for Sarasota County for the first year of the biennium. This Court has previously certified the need for an additional county court judge in Sarasota County in 1981 and in 1982. Although the legislature approved an additional circuit judgeship in each of those years, no county court judgeship has been approved. The county court case loads have continued to grow and presently rank near the top in ratio of filings per judge. There is a seven-month delay in small claim trials, and circuit court judges can no longer assist in county court due to the ever-increasing circuit court case load. The Twelfth Circuit now ranks fourth in ratio of filings per circuit judge and third in ratio of population per circuit judge.

*Thirteenth Judicial Circuit* (Hillsborough County). The Thirteenth Circuit currently has twenty-five circuit and ten county court judges. The need for an additional circuit as well as an additional county court judgeship is certified for the first year of the biennium. The circuit has a high overall ranking in the combined factors of filings, dispositions, attorneys, and population per circuit judge. A significant increase in the circuit criminal and juvenile categories, as well as in county criminal case filings, has been experienced. Hillsborough County ranks near the top in the state in its crime rate, and the county is also near the top in total county court filings. The circuit has received only one new circuit judge since 1979 and one county court judge since 1973.

*Fifteenth Judicial Circuit* (Palm Beach County). The Fifteenth Circuit currently has twenty-one circuit and ten county court judges. The need for two additional county court judgeships is certified for the first year of the biennium. The circuit has experienced a significant population increase and, in addition, has a large tourist population. It ranks second in the combined factors of filings, dispositions, attorneys, and population per circuit judge, but has received three new circuit judgeships in the past two years. There is a need for additional county court resources since there has been only one new county court judge approved since 1979 and since the county ranks high in county court filings per judge. While there have been significant increases in staffs of the state attorney and public defender, county court judgeships have not increased accordingly.

*Seventeenth Judicial Circuit* (Broward County). The Seventeenth Circuit currently has forty-one circuit and seventeen county court judges. The need for two additional county court judges is certified for the first year of the biennium. The Seventeenth Circuit has received a total of fourteen new judgeships since 1979, more than any other circuit. Yet, the stated need for additional judgeships remains extremely high. The chief judge, his representatives, and other members of the community state that there is a legitimate justification for a further substantial increase in judicial positions. For fiscal year 1983-1984 they have requested eight additional circuit judgeships and three additional county court judgeships. For fiscal year 1984-1985 they have requested four additional circuit judgeships and two additional county court judgeships. The circuit, nevertheless, does not rank particularly high in either filings, dispositions, or population per circuit judge. Despite the 32 percent increase in circuit court judgeships since 1979, the backlog of pending circuit court cases continues to increase. There is currently a backlog of over 50,000 cases. Because there has been a significant increase in judicial positions certified and approved for the circuit in recent years and because of the need to assess the impact of these additional positions, no additional circuit judgeships are being certified. However, because of the apparent problem existing in the circuit and the high backlog of pending cases, we are requesting funding in the first year of the biennium for three

full-time retired judges, and necessary support staff, who will be assigned to reduce this backlog. This would be in addition to funds otherwise appropriated for the assignment of retired judges throughout the state. The Chief Justice is also directing that the State Courts Administrator conduct an in-depth review of the circuit to determine and identify the reasons for the backlog of pending cases. The State Courts Administrator will report to the Chief Justice by October 1, 1983, on the operations of the circuit. We will then consider that report in our process of certifying the need for additional judgeships for the second year of the biennium.

The Court is certifying the current need for two additional county court judges due to the very high ratio of filings per county court judge that now exists and is projected to continue.

*Eighteenth Judicial Circuit* (Brevard and Seminole Counties). The Eighteenth Circuit currently has fourteen circuit and eight county court judges. The need for one additional county court judge for Seminole County is certified for the first year of the biennium. Seminole County has not had a new judgeship since 1976, and the circuit has received only one new circuit judge since 1972. Population growth has been substantial, with a high number of tourists passing through Seminole County on their way to the Disney World area. The county ranks near the top in ratio of filings per judge. There has also been a significant increase in the state attorney and public defender staffs which is affecting judicial work load.

*Nineteenth Judicial Circuit* (Indian River, Martin, Okeechobee, and St. Lucie Counties). The Nineteenth Circuit currently has eight circuit and six county court judgeships. The need for one additional circuit and one additional county court judgeship is certified for the first year of the biennium. The circuit has a high overall factor ranking and also has shown a significant population increase which is projected to continue. An increase in state attorney and public defender staffs is also affecting judicial work load. Indian River County has one of the highest ratios of county court filings per judge in the state and has not had a new county court judgeship since article V was adopted.

*Twentieth Judicial Circuit* (Charlotte, Collier, Glades, Hendry, and Lee Counties). The Twentieth Circuit currently has eleven circuit and nine county court judges. The need for one additional circuit judgeship is certified for the first year of the biennium. The circuit ranks second in population per judge, has a very high ratio of trials per judge, and also has a high overall factor ranking. Three of the county court judges are nonlawyers and cannot assist on the circuit bench. The circuit covers a large geographic area and has experienced an increasing number of complex criminal cases. The state attorney's staff has increased considerably in recent years, and he is following a no plea bargaining policy which is affecting judicial work load.

#### CERTIFICATION

Therefore, in accordance with article V, section 9, Florida Constitution, we certify the need for the two additional district, eleven additional circuit, and twelve additional county court judgeships for fiscal year 1983-1984 and the two additional district judgeships for fiscal year 1984-1985. These judicial officers are necessary to the proper administration of justice, and we recommend they be made permanent and funded by the state. In addition, we recommend that the legislature make available funding for the assignment of three full-time retired judges to the Seventeenth Judicial Circuit for fiscal year 1983-1984 with necessary support staff. This would be in addition to funds otherwise appropriated for the assignment of retired judges throughout the state. We certify that these temporary additional resources are necessary to the proper administration of justice in that circuit. We will closely review the further need for judicial positions during the second year of the 1983-1985 biennium and will present further recommendations in this regard, if any, prior to the 1984 regular session of the legislature.

ALDERMAN, C.J., ADKINS, BOYD, OVERTON, McDONALD, EHR-  
LICH and SHAW, JJ., Concur

Original Proceeding—Certificate of Judicial Manpower

\*For fiscal year 1983-1984, requests for additional judgeships included:

1. Five for the district courts of appeal: Second District—2, Third District—1, Fourth District—1, Fifth District—1.

2. Twenty-one for the circuit courts: Second Circuit—1, Fourth Circuit—1, Fifth Circuit—1, Sixth Circuit—1, Eighth Circuit—1, Ninth Circuit—1, Tenth Circuit—1, Eleventh Circuit—2, Thirteenth Circuit—2, Seventeenth Circuit—8, Nineteenth Circuit—1, Twentieth Circuit—1.

3. Fifteen for the county courts: Broward County—3, Dade County—3, Hillsborough County—1, Indian River County—1, Orange County—1, Palm Beach County—2, Pasco County—1, Pinellas County—1, Sarasota County—1, Seminole County—1.

For fiscal year 1984-1985, requests for additional judgeships included:

1. Three for the district courts of appeal: Second District—2, Fourth District—1.

2. Ten for the circuit courts: Fourth Circuit—1, Fifth Circuit—1, Sixth Circuit—1, Ninth Circuit—1, Fifteenth Circuit—1, Seventeenth Circuit—4, Nineteenth Circuit—1.

3. Four for the county courts: Broward County—2, Lee County—1, Marion County—1.

#### REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, April 28, 1983: SB 237, SB 347, SB 413, SB 379, SB 524, CS for SB 366, SB 348, SB 294, SB 362, CS for SB 670, SB 585, SB 564, SB 402, SB 395, CS for SB 111, CS for SB 142, SB 27, SB 222, CS for SB 208, SB 74, SB 507, SB 525, SB 706

The Committee on Rules and Calendar submits the following bills to be placed on the Local Bill Calendar for Thursday, April 28, 1983: SB 112, SB 319, SB 381, SB 382, SB 403, SB 433, SB 434, SB 438, SB 439, SB 484, SB 485, SB 486, SB 487, SB 488, SB 501, SB 502, SB 503, SB 504, SB 527, SB 630, SB 613, SB 614, SB 615, SB 616, SB 746, SB 588, SB 906, SB 612

Respectfully submitted,  
*Dempsey J. Barron, Chairman*

The Committee on Agriculture recommends the following pass: SB 642, SB 936 with 3 amendments

The Committee on Commerce recommends the following pass: SB 922

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 682 with 4 amendments

The Committee on Education recommends the following pass: SB 372

The Committee on Governmental Operations recommends the following pass: SB 467, SB 545 with 1 amendment, SB 690, SB 757, SB 980 with 1 amendment

The Committee on Judiciary-Civil recommends the following pass: SB 788, SB 807

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 290, SB 923, SB 949

The Committee on Natural Resources and Conservation recommends the following pass: SB 169 with 1 amendment, SB 768 with 1 amendment, SB 572

The Committee on Transportation recommends the following pass: SB 861

**The bills 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 the following pass: SB 755 with 3 amendments, SB 811 with 1 amendment

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

The Committee on Agriculture recommends the following pass: SB 907

The Committee on Corrections, Probation and Parole recommends the following pass: SB 666 with 1 amendment

The Committee on Judiciary-Civil recommends the following pass: SB 674 with 2 amendments

The Special Master for Claims recommends the following pass: SB 42 with 1 amendment

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 833

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

The Committee on Education recommends the following pass: SB 600

The Committee on Natural Resources and Conservation recommends the following pass: SB 668

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

The Committee on Governmental Operations recommends the following pass: SB 958

The Committee on Judiciary-Criminal recommends the following pass: SB 841

The Committee on Commerce recommends the following pass: SB 606

**The bills contained in the foregoing reports were referred to the Committee on Judiciary-Civil under the original reference.**

The Committee on Education recommends the following pass: SB 371

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

The Committee on Governmental Operations recommends the following pass: SB 547 with 3 amendments

The Committee on Judiciary-Civil recommends the following pass: SB 961 with 1 amendment

**The bills contained in the foregoing reports were referred to the Committee on Rules and Calendar under the original reference.**

The Committee on Agriculture recommends the following pass: SB 931, SB 1014, SB 947, SB 897, SB 871 with 2 amendments

The Committee on Commerce recommends the following pass: SB 602, SB 875, SB 925

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 463, SB 595

The Committee on Governmental Operations recommends the following pass: SB 664 with 3 amendments, SB 782, SB 831, SB 864 with 2 amendments, HB 184 with 2 amendments

The Committee on Health and Rehabilitative Services recommends the following pass: SB 411, SB 516 with 2 amendments

The Committee on Judiciary-Civil recommends the following pass: SB 352, CS for SB 453 with 1 amendment, SB 537 with 2 amendments, SB 568 with 4 amendments, SB 620 with 3 amendments, SB 830, SB 955, SB 1000, SB 1066, SB 1134, HB 473

The Committee on Judiciary-Criminal recommends the following pass: HB 71, HB 610, SB 140, SB 767 with 3 amendments

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 959, SB 248

The Committee on Natural Resources and Conservation recommends the following pass: SB 552

The Committee on Transportation recommends the following pass: SB 645 with 2 amendments, SB 806 with 1 amendment, SB 787 with 1 amendment

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

The Committee on Governmental Operations recommends the following not pass: SB 802

The Committee on Judiciary-Criminal recommends the following not pass: SB 36

The Committee on Personnel, Retirement and Collective Bargaining recommends the following not pass: SB 560

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

The Committee on Commerce recommends a committee substitute for the following: Senate Bills 493, 518 and 714

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 827

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 718

**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 Finance, Taxation and Claims recommends a committee substitute for the following: SB 10

**The bill with committee substitute attached was referred to the Committee on Appropriations pursuant to a motion by Senator Johnston on April 26.**

The Committee on Commerce recommends a committee substitute for the following: Senate Bills 462 and 794

**The bills with committee substitute attached were referred to the Committee on Economic, Community and Consumer Affairs under the original reference.**

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 418

**The bill with committee substitute attached was referred to the Committee on Finance, Taxation and Claims under the original reference.**

The Committee on Commerce recommends committee substitutes for the following: SB 323, SB 540

**The bills with committee substitutes attached were referred to the Committee on Governmental Operations under the original reference.**

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 736

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

The Committee on Commerce recommends a committee substitute for the following: SB 812

The Committee on Judiciary-Criminal recommends a committee substitute for the following: SB 452

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

#### REQUESTS FOR EXTENSION OF TIME

April 26, 1983

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following: SB 700, SB 191, SB 250, SB 760, SB 26, SB 104, SB 227, SB 263, SB 267, SB 401, SB 416

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: SM 667, SB 137, SCR 713, SCR 728, SR 741, SM 748, SB 746, HB 869, HB 868

April 27, 1983

The Committee on Commerce requests an extension of 15 days for consideration of the following: SB 561, SB 808, SB 810, SB 813, SB 815, SB 820, SB 848, SB 854, SB 859, SB 868, HB 392, HB 393, HB 402, HB 673

The Committee on Education requests an extension of 15 days for consideration of the following: SB 658, SB 669, SB 672, SB 677, SB 684, SB 685

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following: SB 661, SB 665, SB 675, SB 738, SB 758, SB 759

The Committee on Judiciary-Criminal requests an extension of 15 days for consideration of the following: SB 659, SB 663, SB 678, SB 683, SB 776, SB 780, SB 786, SB 796, SB 816, SB 889, SB 898, SB 909, SB 927, SB 934, SB 950, SB 966, SB 976, SB 1003

The Special Master for Claims requests an extension of 15 days for consideration of the following: SB 42, SB 55, SB 187, SB 338, SB 426

April 28, 1983

The Committee on Corrections, Probation and Parole requests an extension of 15 days for consideration of the following: SB 151, SB 152, SB 247, SB 421, SB 644, SB 751, SB 766, SB 798, SB 799, SB 800, SB 826, SB 857, SB 918, SB 989, SB 992, SB 1046, SB 1047, SB 1078, SB 1120, SB 1124, SB 1142, SB 1148, SB 1161

The Committee on Commerce recommends that the Senate confirm the appointments made by the Governor of Wallace E. Orr, Tallahassee, as Secretary of Labor and Employment Security, to serve at the pleasure of the Governor and of Gary R. Rutledge, Tallahassee, as Secretary of Business Regulation, to serve at the pleasure of the Governor.

The Committee on Economic, Community and Consumer Affairs recommends that the Senate confirm the appointment made by the Governor of John M. DeGrove, Tallahassee, as Secretary of Community Affairs, to serve at the pleasure of the Governor.

The Committee on Transportation recommends that the Senate confirm the appointment made by the Governor of Paul N. Pappas, Tallahassee, as Secretary of Transportation, to serve at the pleasure of the Governor.

The appointments contained in the foregoing reports were referred to the Committee on Executive Business under the original reference.

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motion by Senator Dunn, by two-thirds vote the report of the Committee on Executive Business of April 19 was recommitted to the committee.

On motion by Senator Margolis, the rules were waived and by two-thirds vote SB 295 was withdrawn from the Committee on Finance, Taxation and Claims.

On motion by Senator Beard, the rules were waived and by two-thirds vote SB 479 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Henderson, the rules were waived and by two-thirds vote SB 636 was withdrawn from the Committee on Governmental Operations.

On motion by Senator Myers, the rules were waived and by two-thirds vote SB 736 was withdrawn from the Committee on Rules and Calendar.

On motions by Senator Johnston, the rules were waived and by two-thirds vote Senate Bills 120, 283 and 695 were withdrawn from the Committee on Appropriations.

On motion by Senator Johnston, by two-thirds vote SB 109 was removed from the calendar and referred to the Committee on Appropriations.

On motions by Senator Kirkpatrick, by two-thirds vote SB 1154 was withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Scott, by two-thirds vote SB 1087 was withdrawn from the committee of reference and indefinitely postponed.

On motions by Senator Jenne, by two-thirds vote Senate Bills 1052, 13 and 58 were withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Jennings, by two-thirds vote SB 345 was withdrawn from the committee of reference and indefinitely postponed.

Senator Kirkpatrick moved that the rules be waived and a bill relating to pari-mutuels be introduced notwithstanding the fact that the final day had passed for introduction of bills.

The motion was referred to the Committee on Rules and Calendar.

On motion by Senator Hair, the rules were waived and SB 340 which passed April 26 was ordered immediately certified to the House.

On motion by Senator Barron, the rules were waived and the Committee on Appropriations was granted permission to consider SB 693 in lieu of SB 705 this day.

**MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS**

The Governor advised that he had filed with the Secretary of State SB 72 which he approved April 26.

**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>
Board of Professional Engineers, Member Black, Emily W., Gainesville	12/20/86
North Central Florida Regional Planning Council, Region Three, Member Howell, Dennis, Perry	10/1/85

[Referred to the Committee on Executive Business.]

**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 SB 254.

*Allen Morris, Clerk*

The bill contained in the foregoing message was ordered enrolled.

*The Honorable Curtis Peterson, President*

I am directed to inform the Senate that the House of Representatives has adopted HCR 1063 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Williams and others—

**HCR 1063**—A resolution commending the Freemasons and Harvey B. Eddy for their contributions to the citizens of the state.

—was read the first time in full. On motions by Senator Henderson, by two-thirds vote HCR 1063 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—34

Mr. President	Gersten	Kirkpatrick	Neal
Beard	Girardeau	Langley	Rehm
Carlucci	Grant	Malchon	Stuart
Castor	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 Guest**

Senator Henderson moved that a committee be appointed to escort Harvey B. Eddy, Grand Master of Masons of the State of Florida, to the rostrum. The motion was adopted and the President appointed Senators Mann, Beard, Grant and W. D. Childers.

The President presented a copy of HCR 1063 to Mr. Eddy, who addressed the Senate briefly and expressed his appreciation for the resolution.

### SPECIAL ORDER

**SB 237**—A bill to be entitled An act relating to distribution of pari-mutuel taxes; amending s. 550.13(1)(b), Florida Statutes; eliminating requirement that pari-mutuel taxes be distributed to counties beginning during January; providing an effective date.

—was read the second time by title. On motion by Senator Thomas, by two-thirds vote SB 237 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Scott

**SB 347**—A bill to be entitled An act relating to snook fishing; amending s. 370.111(3), Florida Statutes; prohibiting taking or possessing any snook during certain months of certain years; providing an exception; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 347 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—1

Langley

Vote after roll call:

Yea—Gordon, Scott

**SB 413**—A bill to be entitled An act relating to law enforcement; requiring a law enforcement agency receiving a written missing child report to take certain actions with respect to the report; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Criminal recommended the following amendment which was moved by Senator Jennings:

**Amendment 1**—On page 1, strike all of lines 20-22 and insert:

Section 1. Upon filing of a police report by a parent or guardian that a child is missing the law enforcement agency receiving such report shall immediately inform all

Senator Jennings moved the following substitute amendment which was adopted:

**Amendment 2**—On page 1, line 20, strike "written notification" and insert: filing of a police report

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

**Amendment 3**—On page 1, line 25, strike "area" and insert: county

**Amendment 4**—In title, on page 1, lines 3 and 4, strike "written missing child report" and insert: police report of a missing child

Pending further consideration of SB 413 as amended, on motion by Senator Jennings—

**HB 71**—A bill to be entitled An act relating to law enforcement; requiring a law enforcement agency receiving a written missing child report to take certain actions with respect to the report; providing an effective date.

—a companion measure, was substituted for SB 413 and read the second time by title. On motion by Senator Jennings, by two-thirds vote HB 71 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Rehm, Stuart

SB 413 was laid on the table.

**SB 379**—A bill to be entitled An act relating to motor vehicle licenses; adding subsection (5) to s. 320.14, Florida Statutes, providing for fractional registration fees for truck-tractors used exclusively for hauling agricultural products; providing an effective date.

—was read the second time by title. On motion by Senator Kirkpatrick, by two-thirds vote SB 379 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Rehm

**SB 524**—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, 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, 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; provid-

ing 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; providing for review and repeal in accordance with the Regulatory Sunset Act; providing an effective date.

—was read the second time by title.

The Committee on Economic, Community and Consumer Affairs recommended the following amendments which were moved by Senator Gersten and adopted:

**Amendment 1**—On page 13, between lines 18 and 19, insert:

Section 11. Section 473.313, Florida Statutes, is amended to read:

*(Substantial rewording of section. See s. 473.313, F.S., for present text.)*

**473.313 Inactive Status.—**

(1) 'A licensee may request that his license be placed in an inactive status by making application to the department. The board may prescribe by rule a fee for inactive status and a fee for renewal of inactive status.

(2) A license which has become inactive may be reactivated pursuant to s. 473.311, Florida Statutes, upon application to the department. The board may prescribe by rule continuing education requirements as a condition of reactivating a license. The minimum continuing education requirements for reactivating a license shall be those of the most recent biennium plus one-half of the requirements in s. 473.312, Florida Statutes, for each year or part thereof the license was inactive. Unless exempted pursuant to the provisions of this subsection, if a licensee does not make application for renewal of an inactive license, then any license which is inactive for more than 4 years shall automatically expire. One year prior to expiration, the department shall give notice to the licensee. The board shall by rule extend the 4-year period which a license may be inactive for any licensee who is permanently retired or in active military service. Permanently retired shall mean permanent retirement from the practice of public accounting. A licensee who has elected permanent retirement who subsequently applies to renew his license shall be determined not to have been permanently retired and any extension of his inactive status beyond its first 4 years shall be invalid. The requirements for the reactivation of a permanently retired license shall, therefore, be the same as any other inactive license.

(3) The board may extend the 4-year period which a license may be inactive for those licensees who have made a good faith effort to comply with this section and for those licensees who fail to comply because of illness or unusual hardship.

(4) Any licensee whose license is inactive on the effective date of this Act may retain inactive status for 4 years from that date, whereupon such inactive license shall expire if no action is taken on the part of the licensee.

**Amendment 2**—In title, on page 1, strike all of lines 5-15 and insert: 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,

On motion by Senator Gersten, by two-thirds vote SB 524 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	Gersten	Jennings	Meek
Beard	Girardeau	Johnston	Myers
Carlucci	Gordon	Kirkpatrick	Neal
Castor	Grant	Langley	Plummer
Childers, W. D.	Grizzle	Malchon	Stuart
Crawford	Hair	Mann	Thomas
Dunn	Henderson	Margolis	Thurman
Fox	Hill	Maxwell	Vogt
Frank	Jenne	McPherson	Weinstein

Nays—None

Vote after roll call:

Yea—Rehm

**CS for SB 366**—A bill to be entitled An act relating to nursing homes and related health care facilities; revising, reviving, and readopting, notwithstanding the Regulatory Sunset Act, chapter 400, Florida Statutes; amending ss. 400.011, 400.021, 400.023, 400.041, 400.051, 400.063, 400.071, 400.102, 400.121, 400.125, 400.126, 400.141, 400.151, 400.17, 400.176, 400.179, 400.23, 400.241, 400.25, 400.29, 400.314, 400.414, 400.419, 400.422, 400.424(1), (2), 400.426, 400.428, 400.429, 400.431(3), 400.435, 400.441(1)(f), 400.452, 400.454, 400.551, 400.553(3), (4), 400.555, 400.556(1), 400.557(1), 400.558(1), 400.559(2), 400.56, 400.562(1), 400.606(4), 400.608, 400.609(2), 400.6115, Florida Statutes; amending ss. 20.19(6)(f), (7)(g), 400.022, 400.062, 400.111, 400.162, 400.18, 400.19, 400.191, 400.211, 400.301, 400.304, 400.307, 400.311, 400.317, 400.321, 400.402, 400.411, 400.417, 400.418, 400.427(1), (2), (5), (7), 400.434, 400.615(1), Florida Statutes, 1982 Supplement; adding s. 400.404(2)(e), 400.407(8), 400.441(g), Florida Statutes; creating ss. 400.0625, 400.165, 400.3221, 400.412, 400.420, 400.5565, 400.5575, Florida Statutes; providing purpose and intent; providing definitions; changing the term "patient" to "resident"; revising rights of residents with respect to transfer or discharge when the source of payment for care changes; providing rights with respect to the bed reservation policy for hospitalization; revising license fees and disposition thereof; providing minimum standards for test and X-ray results; deleting obsolete language; revising provisions relating to establishment of the Resident Protection Trust Fund, deposits therein and use of such funds; authorizing the Department of Health and Rehabilitative Services to establish, without advance approval, a separate bank account for each facility subject to its intervention for the deposit of moneys received from the trust fund; providing for security and accounting; authorizing the department to requisition moneys from the trust fund in advance of need; providing that certain license renewal applications received after the filing date shall not be subject to the fine; providing for judicial relief; providing that failure to relocate residents by a certain date are not grounds for receivership; establishing prima facie evidence that a facility cannot meet its obligations; revising provisions relating to conditions for appointment and qualifications of a receiver; providing for notice of changes in contracts; directing the department to specify an alternate method for notification to parties to the contract of changes in cost of supplies; revising provisions relating to trust funds and other property of deceased residents; providing billing requirements; providing for distribution of rules; providing for certification of nursing assistants; providing extension of certification; providing for construction standards; providing for standard rating; providing for educational programs; providing for annual reports; providing for ombudsman councils; providing exemptions; providing for a penalty; revising application requirements; requiring notice of personnel changes; providing for sale or transfer of facility; providing for a moratorium on admissions under certain circumstances; authorizing conditional and provisional licensure; deleting obsolete language; changing the name of a trust fund; specifying violations and penalties; prohibiting certain solicitation; requiring notices to residents; specifying rights of residents; providing for refund; relating to examination of ACLF residents; providing responsibility of owner or administrator; providing a restriction upon the employment of physicians; modifying provisions relating to physical examination of admittees; providing for medical records; authorizing annual examination of supplemental security income recipients; providing for examination of certain residents at their own expense; providing for determination of appropriateness of residency; providing for mandatory relocation of residents deemed to be inappropriately in residence; deleting prohibition of random sample auditing; specifying minimum standards; clarifying exemptions; requiring that applications be under oath and include specific information; requiring notification by the department of licensure renewal; expanding grounds for injunctive relief; authorizing the imposi-

tion of administrative fines; authorizing the department to request a corrective action plan; including factors to be considered when setting the amount of the fine; providing for deposit and use of fees and fines; providing limits on contractual arrangements for licensed beds; providing for double occupancy; deleting provision for appointment of a task force by the Department of Health and Rehabilitative Services; providing for rules; requiring the department to involve specified offices in development of rules; repealing s. 468.1801, Florida Statutes, as created by chapter 82-163, Laws of Florida, relating to certification of nursing assistants; allowing to stand repealed under the Regulatory Sunset Act ss. 400.261, 400.4175, 400.425, 400.437, 400.561, 400.565, Florida Statutes, relating to an advisory board, test and X-ray standards, patient billing, ad hoc committees, and time for compliance with rules; providing for legislative review; providing an effective date.

—was read the second time by title.

Senator Jenne moved the following amendment which was adopted:

**Amendment 1**—On page 22, line 30, after the word “license” insert: *fee*

On motion by Senator Rehm, by two-thirds vote CS for SB 366 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

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

Nays—None

**Senator Scott presiding**

**SB 348**—A bill to be entitled An act relating to nursing; renumbering s. 464.018(4), Florida Statutes, and adding a new subsection (4) to said section; prohibiting reinstatement of a nurse’s license when the nurse is found guilty of diverting controlled substances from patients to personal use or sale; providing an effective date.

—was read the second time by title.

The Committee on Economic, Community and Consumer Affairs recommended the following amendments which were moved by Senator Crawford and adopted:

**Amendment 1**—On page 1, line 18, strike “act” and insert: *chapter*

**Amendment 2**—On page 1, line 19, strike “controlled substances” and insert: *drugs or narcotics*

**Amendment 3**—On page 1, line 20, strike “controlled substances” and insert: *drugs or narcotics*

**Amendment 4**—In title, on page 1, lines 6 and 7, strike “controlled substances” and insert: *drugs or narcotics*

On motion by Senator Crawford, by two-thirds vote SB 348 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	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Rehm
Castor	Grant	Malchon	Scott
Childers, W. D.	Grizzle	Mann	Stuart
Crawford	Hair	Margolis	Thomas
Dunn	Henderson	McPherson	Thurman
Fox	Jenne	Meek	Vogt
Frank	Jennings	Myers	Weinstein

Nays—None

On motion by Senator Crawford, the rules were waived and SB 348 after being engrossed was ordered immediately certified to the House.

**SB 294**—A bill to be entitled An act relating to deferred compensation plans; amending s. 112.215(7), Florida Statutes, 1982 Supplement, and adding subsection (11) to said section; providing for the confidentiality of certain account records of participating individuals; authorizing the State Treasurer to adopt rules to establish and administer certain deferred compensation plans; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations recommended the following amendment which was moved by Senator W. D. Childers and adopted:

**Amendment 1**—On page 1, strike line 28 and insert: *the account activity and balances of individuals participating in any*

On motion by Senator W. D. Childers, by two-thirds vote SB 294 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	Girardeau	Kirkpatrick	Plummer
Barron	Gordon	Langley	Rehm
Beard	Grant	Malchon	Scott
Carlucci	Grizzle	Mann	Stuart
Castor	Hair	Margolis	Thomas
Childers, W. D.	Henderson	Maxwell	Thurman
Crawford	Hill	McPherson	Vogt
Fox	Jenne	Meek	Weinstein
Frank	Jennings	Myers	
Gersten	Johnston	Neal	

Nays—None

On motion by Senator W. D. Childers, the rules were waived and SB 294 after being engrossed was ordered immediately certified to the House.

**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.

—was read the second time by title. On motion by Senator Kirkpatrick, by two-thirds vote CS for SB 670 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

**SB 585**—A bill to be entitled An act relating to rural electric cooperatives; amending s. 425.09(5), (6), Florida Statutes; specifying notice requirements for meetings; permitting votes by mail or proxy in election of trustees; providing an effective date.

—was read the second time by title.

The Committee on Agriculture recommended the following amendment which was moved by Senator Mann and adopted:

**Amendment 1**—On page 1, line 18, strike “60” and insert: 45

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

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Malchon

**SB 564**—A bill to be entitled An act relating to the Florida RICO Act; amending s. 895.02(9), Florida Statutes, redefining “real property” for purposes of the Florida RICO Act; providing an effective act.

—was read the second time by title.

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

**Amendment 1**—In title, on page 1, line 5, strike “act” and insert: date

On motion by Senator Jenne, by two-thirds vote SB 564 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

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

Nays—None

**SB 402**—A bill to be entitled An act relating to criminal law; amending s. 775.021(4), Florida Statutes; clarifying the term “separate criminal offenses” for the purpose of requiring a separate sentence for each offense; providing an effective date.

—was read the second time by title. On motion by Senator Carlucci, by two-thirds vote SB 402 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gersten	Johnston	Neal
Barron	Girardeau	Kirkpatrick	Plummer
Beard	Gordon	Langley	Rehm
Carlucci	Grant	Malchon	Scott
Castor	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 395**—A bill to be entitled An act relating to bail bond forfeiture; amending s. 903.27(1), Florida Statutes, 1982 Supplement; extending the time for payment of forfeiture prior to entry of judgment; providing an effective date.

—was read the second time by title.

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

**Amendment 1**—On page 1, line 13, after “discharged” insert: *by order of court of competent jurisdiction*

**Amendment 2**—In title, on page 1, line 5, after the semicolon (;) insert: clarifying that discharge of forfeiture shall be by order of court;

On motion by Senator Rehm, by two-thirds vote SB 395 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
Barron	Girardeau	Kirkpatrick	Plummer
Beard	Gordon	Langley	Rehm
Carlucci	Grant	Malchon	Scott
Castor	Grizzle	Mann	Stuart
Childers, W. D.	Hair	Margolis	Thomas
Crawford	Henderson	Maxwell	Thurman
Dunn	Hill	McPherson	Weinstein
Fox	Jenne	Meek	
Frank	Jennings	Myers	

Nays—None

Vote after roll call:

Yea—Vogt

Consideration of CS for SB 111 was deferred.

**CS for SB 142**—A bill to be entitled An act relating to dental service plan corporations; reviving and readopting, notwithstanding the Regulatory Sunset Act, ss. 637.401-637.429, Florida Statutes; repealing s. 2, chapter 81-39, Laws of Florida, s. 758, chapter 82-243, Laws of Florida, relating to review and repeal of ss. 637.401-637.429, Florida Statutes, scheduled for July 1, 1988; providing for legislative review; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote CS for SB 142 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**SB 27**—A bill to be entitled An act relating to motor vehicles; amending s. 320.08(2)(a), Florida Statutes, 1982 Supplement; creating s. 320.0863, Florida Statutes; defining “street rod”; providing for issuance of special license plates for street rods; specifying license taxes; providing an effective date.

—was read the second time by title.

The Committee on Transportation recommended the following amendments which were moved by Senator Jennings and adopted:

**Amendment 1**—On page 1, line 31, and on page 2, lines 1-16, strike all of said lines and insert: is a modified motor vehicle manufactured prior to 1949, which is maintained primarily for use in exhibitions, club activities, parades and other functions of public interest but not for general transportation. For the purposes of this section, “modified” means installation of an engine, driveline, suspension, brakes, or other component parts manufactured after 1949. The owner of any such motor vehicle shall, upon application to the department and upon payment of the license tax prescribed by s. 320.08(2)(a) and a \$3 processing fee, be issued a special license plate for such motor vehicle. The registration number and special license plates assigned to such vehicles shall run in a separate series, commencing with “street rod 1” and the plates shall be of a distinguishing color.

**Amendment 2**—In title, on page 1, strike all of line 7 and insert: rods; specifying license taxes; providing a processing fee; providing an

On motion by Senator Jennings, by two-thirds vote HB 69 was withdrawn from the Committees on Transportation; and Finance, Taxation and Claims.

Pending further consideration of SB 27 as amended, on motion by Senator Jennings—

**HB 69**—A bill to be entitled An act relating to motor vehicles; amending s. 320.08(2)(a), Florida Statutes, 1982 Supplement; creating s. 320.0863, Florida Statutes; defining "street rod"; providing for issuance of special license plates for street rods; specifying license taxes; providing a processing fee; providing an effective date.

—a companion measure, was substituted for SB 27. On motions by Senator Jennings, by two-thirds vote HB 69 was read the second time by title, and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 27 was laid on the table.

**SB 222**—A bill to be entitled An act relating to sheriffs; repealing s. 30.08, Florida Statutes, relating to reports of the name and voting precinct of each deputy sheriff; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 222 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

#### The President presiding

On motion by Senator Thurman, the rules were waived by unanimous consent and the Senate reverted to introduction for the purpose of introducing the following resolution out of order:

#### INTRODUCTION AND REFERENCE OF BILLS

By Senator Thurman—

**SR 1180**—A resolution commending Corporal Harvey Armstrong, George Morgan, Neil Thagard, Ronnie Ramsey, and Everett Snow for their heroic efforts in rescuing victims of an automobile accident.

WHEREAS, on February 28, 1983, a tragic 22-car traffic accident occurred on Interstate 75 just inside the city limits of the City of Ocala, and

WHEREAS, the accident was caused by a grass fire which produced a great deal of smoke, obscuring the roadway and confusing motorists, and

WHEREAS, Corporal Harvey Armstrong of the Ocala Police Department, George Morgan, Neil Thagard, and Ronnie Ramsey of the Ocala Water and Sewer Department, and Everett Snow, a private citizen,

arrived at the scene of the accident when the fire was rapidly spreading and threatening to explode the disabled automobiles on the roadway, and

WHEREAS, with complete disregard for their own personal safety, they began rescuing injured and trapped motorists from their automobiles, and

WHEREAS, Harvey Armstrong, George Morgan, Neil Thagard, Ronnie Ramsey, and Everett Snow all received injuries in their efforts to aid their fellow citizens, and

WHEREAS, it is appropriate that the Senate takes this time to commend these unselfish and heroic people for their efforts on behalf of the citizens of the state, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That the Senate hereby commends Corporal Harvey Armstrong, George Morgan, Neil Thagard, Ronnie Ramsey, and Everett Snow for their heroic efforts in rescuing the helpless victims of a 22-car traffic accident in Ocala and hereby accords this expression in recognition and appreciation of the invaluable service thus rendered to the citizens of the state.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to Corporal Harvey Armstrong, George Morgan, Neil Thagard, Ronnie Ramsey, and Everett Snow as a tangible token of the sentiments expressed herein.

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

On motions by Senator Thurman, the rules were waived and by two-thirds vote SR 1180 was withdrawn from the Committee on Rules and Calendar and by unanimous consent taken up instanter.

On motion by Senator Thurman, SR 1180 was read the second time in full and adopted. The vote on adoption was:

Yeas—38

Mr. President	Gersten	Johnston	Neal
Barron	Girardeau	Kirkpatrick	Plummer
Beard	Gordon	Langley	Rehm
Carlucci	Grant	Malchon	Stuart
Castor	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

The President requested Senator Thurman to escort Harvey Armstrong, George Morgan and Neil Thagard to the rostrum where they were presented copies of the resolution.

On motion by Senator Thurman, SR 1180 was ordered published in full in the Journal.

#### SPECIAL ORDER, continued

Consideration of CS for SB 208 was deferred.

**SB 74**—A bill to be entitled An act relating to medical practice; amending s. 458.337, Florida Statutes, relating to reports of disciplinary action by medical organizations; providing limited liability for organizations and hospitals making such reports; providing an effective date.

—was read the second time by title.

The Committee on Health and Rehabilitative Services recommended the following amendment which was moved by Senator Myers:

**Amendment 1**—On page 2, between lines 9 and 10, insert: *However, their exemption applies only to actions taken in notifying the department pursuant to this section.*

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

**Amendment 1A**—On page 1, line 13, strike “notifying the department” and insert: *providing notice*

Amendment 1 as amended was adopted.

Senator Gordon moved the following amendment which was adopted:

**Amendment 2**—On page 2, line 5, after “against,” insert: *the department*

Senator Gordon moved the following amendment:

**Amendment 3**—On page 1, between lines 28 and 29, insert:

*The department, within 20 days of receipt of such notification, shall notify all hospitals in the state of all disciplinary actions reported pursuant to paragraph (1)(b) herein, identifying the disciplined physician, the action taken, and the reason for such action.*

Senator Myers moved the following amendment to Amendment 3 which was adopted:

**Amendment 3A**—On page 1, line 14, after “disciplinary actions” insert: *severe enough for expulsion or resignation*

Amendment 3 as amended was adopted.

Senator Gordon moved the following amendment which was adopted:

**Amendment 4**—In title, on page 1, line 5, after “organizations;” insert: *requiring notification of disciplinary action reports by the Department of Professional Regulation;*

On motion by Senator Myers, by two-thirds vote SB 74 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
Barron	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Stuart
Castor	Grant	Malchon	Thomas
Childers, W. D.	Grizzle	Mann	Thurman
Crawford	Henderson	Margolis	Vogt
Dunn	Hill	Maxwell	Weinstein
Fox	Jenne	Meek	

Nays—None

Vote after roll call:

Yea—Hair, Rehm

**SB 507**—A bill to be entitled An act relating to community redevelopment; amending s. 163.410, Florida Statutes; providing an exemption from certain provisions applicable to community redevelopment agencies in home rule charter counties for existing municipal community redevelopment agencies in counties which adopt home rule charters; providing an effective date.

—was read the second time by title. On motion by Senator Castor, by two-thirds vote SB 507 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Malchon, Rehm

**SB 525**—A bill to be entitled An act relating to antique slot machines; amending s. 849.235(1), Florida Statutes; defining an antique slot machine as one 25 years old or older; providing an effective date.

—was read the second time by title.

Senator Henderson moved the following amendments which were adopted:

**Amendment 1**—On page 1, line 18, strike “25” and insert: 20

**Amendment 2**—In title, on page 1, line 4, strike “25” and insert: 20

On motion by Senator Gersten, by two-thirds vote SB 525 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	Jenne	Meek
Barron	Gersten	Jennings	Myers
Beard	Girardeau	Johnston	Neal
Carlucci	Gordon	Kirkpatrick	Plummer
Castor	Grant	Langley	Stuart
Childers, W. D.	Grizzle	Malchon	Thomas
Crawford	Hair	Mann	Thurman
Dunn	Henderson	Margolis	Vogt
Fox	Hill	Maxwell	Weinstein

Nays—None

Vote after roll call:

Yea—Rehm

**SB 706**—A bill to be entitled An act relating to ad valorem tax exemption; amending s. 196.011(1), Florida Statutes, 1982 Supplement; authorizing counties to waive the annual application requirement; providing exceptions; requiring reapplication when property is sold; requiring filing of an original application for a percentage of parcels each year; requiring property owners to notify the property appraiser of change in exempt status; providing a penalty; providing an effective date.

—was read the second time by title.

The Committee on Finance, Taxation and Claims recommended the following amendment which was moved by Senator Margolis:

**Amendment 1**—On page 2, strike all of lines 18-20 and insert: *appraiser shall be subject to the provisions of s. 196.161, and in addition shall pay a penalty equal to 2 times the amount of back taxes due.*

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

**Amendment 1A**—On page 1, strike all of lines 12 and 13 and insert: *appraiser shall be guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or by fine not exceeding \$2,500, or both, and in addition such property owner shall be subject to the provisions of s. 196.161, and shall pay a penalty equal to 2 times the*

Amendment 1 as amended was adopted.

Senator Margolis moved the following amendment which was adopted:

**Amendment 2**—On page 1, line 30, after the comma (,) insert: *upon the request of the property appraiser and*

On motion by Senator Margolis, by two-thirds vote SB 706 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	Jenne	Meek
Barron	Gersten	Jennings	Myers
Beard	Girardeau	Johnston	Neal
Carlucci	Gordon	Kirkpatrick	Plummer
Castor	Grant	Langley	Thomas
Childers, W. D.	Grizzle	Malchon	Thurman
Crawford	Hair	Mann	Vogt
Dunn	Henderson	Margolis	Weinstein
Fox	Hill	Maxwell	

Nays—None

On motion by Senator Barron, 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 passed House Bills 369, 618, 617, 413, 414, 715, 384, 702 and 704 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Patchett—

**HB 369**—A bill to be entitled An act relating to Indian River County; repealing Chapter 29155, Laws of Florida, 1953, as amended, pertaining to plats and platting of lands in Indian River County, Florida, and defining the same; requiring the approval of the County Commissioners of Indian River County, Florida, and the governing body of each municipality in Indian River County, Florida, to prescribe drainage facilities, the width of roads, streets, alleys and other thoroughfares, and setbacks therefrom; making certain requirements a prerequisite to approval of plats; authorizing the Board of County Commissioners of Indian River County, Florida, and the governing body of each municipality in said County to adopt rules and regulations to effectuate provisions and purposes of this act; repealing all laws and parts of laws in conflict herewith, to authorize the Board of County Commissioners of Indian River County, Florida, to vacate and abandon and to relinquish and disclaim the rights of the public acquired by dedication or otherwise any and all rights-of-way, easements or alleys either conveyed to said County or dedicated to the public by plat or deed recorded in said County, and providing that the provisions hereof shall not apply to roads or streets; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative T. C. Brown and others—

**HB 618**—A bill to be entitled An act relating to Volusia County; amending Section 10 of Chapter 69-1707, Laws of Florida, relating to the Deltona Fire District; providing that the Board of Commissioners may determine the aggregate amount of principal and set terms and rates of interest on funds borrowed by the District; providing for a referendum.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative T. C. Brown and others—

**HB 617**—A bill to be entitled An act relating to Volusia County; adding a new section to Chapter 69-1707, Laws of Florida, as amended by Chapter 73-646, Laws of Florida, relating to the Deltona Fire District; providing that the powers and authority of the District shall include the power to establish, operate and maintain a first-call emergency and rescue service to meet the emergency and rescue needs of the people of the District as those needs are determined by the Board of Commissioners; providing for a referendum.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Crady—

**HB 413**—A bill to be entitled An act relating to the Board of Public Instruction of Nassau County; repealing chapter 69-1329, Laws of Florida, relating to competitive bidding on purchases exceeding \$1,000; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Crady—

**HB 414**—A bill to be entitled An act relating to Union County; amending sections 4, 5, and 9(5), of chapter 59-1939, Laws of Florida, relating to the Union County Development Authority; removing the Clerk of the Circuit Court and County Attorney from membership in the

Authority; retaining current members appointed by the Governor; removing Clerk of the Circuit Court from duties as Secretary to Authority; providing for the appointment of a Secretary; removing County Attorney from duties as legal counsel to Authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Martinez and others—

**HB 715**—A bill to be entitled An act relating to Hillsborough County and the City of Tampa; repealing chapter 18930, Laws of Florida, 1937, chapters 24588, 24594, and 24595, Laws of Florida, 1947, chapters 25887, 26251, and 26271, Laws of Florida, 1949, chapters 27602 and 27608, Laws of Florida, 1951, chapter 29553, Laws of Florida, 1953, and chapters 61-2928, 71-940, 78-524, and 79-477, Laws of Florida, which authorize the county and city to adopt and utilize certain zoning procedures and which create certain zoning classifications; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representatives Bronson and Harris—

**HB 384**—A bill to be entitled An act relating to Okeechobee County; repealing chapters 27783, Laws of Florida, 1951, and 29342, Laws of Florida, 1953, relating to the creation, powers, and duties of the county welfare board; providing for assumption of the assets and obligations of the welfare board by the board of county commissioners; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Allen—

**HB 702**—A bill to be entitled An act relating to Monroe County; amending section 14 of chapter 67-1726, Laws of Florida, as amended, authorizing the board of commissioners of the Mosquito Control District to purchase property or equipment without formal bids in an amount not exceeding \$4,000; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Allen—

**HB 704**—A bill to be entitled An act relating to Monroe County, City of Key West; amending section 6 of chapter A, Article 7 of chapter 23374, Laws of Florida, 1945, as amended by chapter 30899, Laws of Florida, 1955, and chapter 61-2345, Laws of Florida, and by chapter 78-541, Laws of Florida, providing that the city commission shall set the mayor's and commissioners' salaries; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

On motions by Senator Barron, by two-thirds House Bills 369, 618, 617, 413, 414, 715, 384, 702 and 704 were withdrawn from the Committee on Rules and Calendar and placed on the local bill calendar.

#### LOCAL BILL CALENDAR

**SB 112**—A bill to be entitled An act relating to Lake County; amending ss. 5 and 6 of chapter 78-546, Laws of Florida, as amended; limiting the power of the Board of Trustees of the Northwest Lake County Hospital District to contract only with the Leesburg Hospital Association, Inc.; revising the guidelines to be used in determining indigency for purposes of reimbursing entities for medical care and services; providing an effective date.

—was read the second time by title.

Senator Langley moved the following amendments which were adopted:

**Amendment 1**—On page 1, line 4, strike all wording after "amended" and insert: requiring the board to use federal rather than state guidelines for determining indigency; providing an effective date.

**Amendment 2**—On page 1, lines 19 and 20, strike “the Leesburg Hospital Association, Inc.” and insert: governmental agencies, taxing districts, county hospitals, municipal hospitals, nonprofit hospitals, or any other agency or entity or organization which is deemed by the board of trustees to be suitably organized to efficiently

**Amendment 3**—On page 1, lines 27 and 28, strike “the Leesburg Hospital Association, Inc., to” and insert: that agencies or entities or organizations with whom it has contracted for said medical care and services

**Amendment 4**—On page 2, lines 10-12, insert: standards or rules promulgated by the Department of Health and Rehabilitative Services pursuant to s. 154.309—Florida Statutes, et seq.

**Amendment 5**—On page 2, line 17, strike “Leesburg Hospital Association, Inc.,” and insert: entity submitting the invoice

**Amendment 6**—On page 2, lines 26 and 27, strike “the Leesburg Hospital Association, Inc.,” and insert: any other governmental agencies, including taxing districts, county hospitals, municipal hospitals, nonprofit hospitals, or any other agency or entity which is deemed by the board of trustees to be suitably organized to efficiently provide medical care and

**Amendment 7**—On page 3, line 1, insert: services including hospitalization and emergency medical care

On motion by Senator Langley, by two-thirds vote SB 112 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	Jenne	Neal
Barron	Gersten	Jennings	Plummer
Beard	Girardeau	Johnston	Rehm
Carlucci	Gordon	Kirkpatrick	Scott
Castor	Grant	Langley	Stuart
Childers, W. D.	Grizzle	Malchon	Thomas
Crawford	Hair	Margolis	Thurman
Dunn	Henderson	Maxwell	Vogt
Fox	Hill	Myers	Weinstein

Nays—None

**SB 319**—A bill to be entitled An act relating to the City of Sanford, Florida; amending s. 1, chapter 65-2213, Laws of Florida; granting unto the City of Sanford, Florida fee simple title to a portion of the bottom of Lake Monroe owned or controlled by the State of Florida for the purposes of establishing a marina and commercial complex; describing said grant; providing an effective date.

—was read the second time by title. On motion by Senator Langley, by two-thirds vote SB 319 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**SB 381**—A bill to be entitled An act relating to Seminole County; repealing chapter 65-2213, Laws of Florida; granting unto the City of Sanford, Florida fee simple title to a portion of the bottom of Lake Monroe owned or controlled by the State of Florida for the purposes of establishing a marina and commercial complex; describing said grant; providing exceptions for existing riparian ownership; providing an effective date.

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

Yeas—36

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

Nays—None

**SB 382**—A bill to be entitled An act relating to Brevard County; amending s. 3 of chapter 70-598, Laws of Florida; requiring parties instituting civil actions in the courts within Brevard County to pay such amount as the Board of County Commissioners of Brevard County may designate by ordinance for a legal aid program in Brevard County; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 382 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**SB 403**—A bill to be entitled An act relating to Seminole County, Florida; validating all acts and proceedings in connection with the bond referendum held in Seminole County on October 5, 1982, to authorize the issuance of bonds of Seminole County, including the method by which voters were notified of said referendum; declaring said referendum legal and valid; providing an effective date.

—was read the second time by title. On motion by Senator Langley, by two-thirds vote SB 403 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**SB 433**—A bill to be entitled An act relating to Brevard County; revising and modifying provisions relating to civil service for employees and Deputy Sheriffs of the Office of Sheriff; providing for appointment of a Civil Service Board to administer provisions of the act; repealing chapter 67-1149, Laws of Florida, relating to civil service for employees of the Sheriff; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 433 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Castor	Fox	Gordon
Barron	Childers, W. D.	Frank	Grant
Beard	Crawford	Gersten	Grizzle
Carlucci	Dunn	Girardeau	Hair

Henderson	Kirkpatrick	Myers	Stuart
Hill	Langley	Neal	Thomas
Jenne	Malchon	Plummer	Thurman
Jennings	Margolis	Rehm	Vogt
Johnston	Maxwell	Scott	Weinstein

Nays—None

On motion by Senator Maxwell—

**HB 369**—A bill to be entitled An act relating to Indian River County; repealing Chapter 29155, Laws of Florida, 1953, as amended, pertaining to plats and platting of lands in Indian River County, Florida, and defining the same; requiring the approval of the County Commissioners of Indian River County, Florida, and the governing body of each municipality in Indian River County, Florida, to prescribe drainage facilities, the width of roads, streets, alleys and other thoroughfares, and setbacks therefrom; making certain requirements a prerequisite to approval of plats; authorizing the Board of County Commissioners of Indian River County, Florida, and the governing body of each municipality in said County to adopt rules and regulations to effectuate provisions and purposes of this act; repealing all laws and parts of laws in conflict herewith, to authorize the Board of County Commissioners of Indian River County, Florida, to vacate and abandon and to relinquish and disclaim the rights of the public acquired by dedication or otherwise any and all rights-of-way, easements or alleys either conveyed to said County or dedicated to the public by plat or deed recorded in said County, and providing that the provisions hereof shall not apply to roads or streets; providing an effective date.

—a companion measure was substituted for SB 434. On motions by Senator Maxwell, by two-thirds vote HB 369 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 434 was laid on the table.

On motion by Senator Dunn—

**HB 618**—A bill to be entitled An act relating to Volusia County; amending Section 10 of Chapter 69-1707, Laws of Florida, relating to the Deltona Fire District; providing that the Board of Commissioners may determine the aggregate amount of principal and set terms and rates of interest on funds borrowed by the District; providing for a referendum.

—a companion measure was substituted for SB 438. On motions by Senator Dunn, by two-thirds vote HB 618 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 438 was laid on the table.

On motion by Senator Dunn—

**HB 617**—A bill to be entitled An act relating to Volusia County; adding a new section to Chapter 69-1707, Laws of Florida, as amended by Chapter 73-646, Laws of Florida, relating to the Deltona Fire District; providing that the powers and authority of the District shall include the power to establish, operate and maintain a first-call emergency and rescue service to meet the emergency and rescue needs of the people of the District as those needs are determined by the Board of Commissioners; providing for a referendum.

—a companion measure was substituted for SB 439. On motions by Senator Dunn, by two-thirds vote HB 617 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 439 was laid on the table.

**SB 484**—A bill to be entitled An act relating to Pinellas County; authorizing the adoption of uniform dates for the election and commencement of terms of municipal officers; authorizing municipalities to change the terms of office of incumbent municipal officers to conform to such dates; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote SB 484 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**SB 485**—A bill to be entitled An act relating to the Pinellas Sports Authority; amending section 2 of chapter 77-635, Laws of Florida, as amended; increasing the number of members of the authority; providing for the appointment of the members by the governing body of the City of St. Petersburg; providing for removal of members for cause by their appointing authority; amending section 4(i) of chapter 77-635, Laws of Florida, as amended; deleting the requirement that revenue bonds be repaid only from the revenues of the authority; providing an effective date.

—was read the second time by title. On motion by Senator Rehm, by two-thirds vote SB 485 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

On motion by Senator Girardeau—

**HB 413**—A bill to be entitled An act relating to the Board of Public Instruction of Nassau County; repealing chapter 69-1329, Laws of Florida, relating to competitive bidding on purchases exceeding \$1,000; providing an effective date.

—a companion measure was substituted for SB 486. On motions by Senator Girardeau, by two-thirds vote HB 413 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 486 was laid on the table.

On motion by Senator Grant—

**HB 414**—A bill to be entitled An act relating to Union County; amending sections 4, 5, and 9(5), of chapter 59-1939, Laws of Florida, relating to the Union County Development Authority; removing the Clerk of the Circuit Court and County Attorney from membership in the Authority; retaining current members appointed by the Governor; removing Clerk of the Circuit Court from duties as Secretary to Authority; providing for the appointment of a Secretary; removing County Attorney from duties as legal counsel to Authority; providing an effective date.

—a companion measure was substituted for SB 487. On motions by Senator Grant, by two-thirds vote HB 414 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 487 was laid on the table.

**SB 488**—A bill to be entitled An act relating to the Titusville-Cocoa Airport District in Brevard County, Florida; amending Section 7 of Chapter 63-1143, Laws of Florida, to increase the number of members of the airport authority and to alter the selection process; providing for a referendum on the transfer of assets and indebtedness of the Titusville-Cocoa Airport Authority to the Canaveral Port Authority and providing for such transfer; providing an effective date.

—was read the second time by title.

Senator Vogt moved the following amendments which were adopted:

**Amendment 1**—On page 4, lines 13-22, strike all of Section 2 and renumber subsequent section

**Amendment 2**—In title, on page 1, strike all of lines 7-11 and insert: process; providing an effective date.

On motion by Senator Vogt, by two-thirds vote SB 488 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	Jenne	Neal
Barron	Gersten	Jennings	Plummer
Beard	Girardeau	Johnston	Rehm
Carlucci	Gordon	Kirkpatrick	Scott
Castor	Grant	Langley	Stuart
Childers, W. D.	Grizzle	Malchon	Thomas
Crawford	Hair	Margolis	Thurman
Dunn	Henderson	Maxwell	Vogt
Fox	Hill	Myers	Weinstein

Nays—None

**SB 501**—A bill to be entitled An act relating to animal control in Hillsborough County; repealing chapter 24593, Laws of Florida, 1947, as amended, relating to creation of the county pound; repealing chapter 29135, Laws of Florida, 1953, relating to the requirement that dogs be vaccinated and tagged; repealing chapter 61-2242, Laws of Florida, relating to the disposition of untagged dogs; repealing chapter 63-1395, Laws of Florida, relating to the disposition of stray, untagged, or vicious dogs; repealing chapter 67-1494, Laws of Florida, relating to regulations for control and leashing of dogs and other domestic animals; repealing chapter 69-1117, Laws of Florida, relating to dogs running at large; providing an effective date.

—was read the second time by title. On motion by Senator Castor, by two-thirds vote SB 501 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**SB 502**—A bill to be entitled An act relating to Hillsborough County; creating the Hillsborough County Board of Criminal Justice; stating the jurisdiction of the board; providing for the method and manner of appointment of its membership; providing for its purpose, powers, duties, and responsibilities; providing for the transfer of assets and properties to the board; providing for the continuation of certain interlocal agreements; providing for the transfer of appropriations to the Sheriff of Hillsborough County and the Circuit Court of the Thirteenth Judicial Circuit; providing for the transfer of the corrections system to the Sheriff of Hillsborough County; providing for the transfer of Central Breath Testing responsibility to the Sheriff of Hillsborough County; providing for the transfer of certain employees to the Sheriff of Hillsborough County; providing for the transfer of the Hillsborough County Department of Criminal Justice Information, as constituted in chapter 75-395, Laws of Florida, including its director, employees, contracts, property rights, and obligations, to the Circuit Court of Thirteenth Judicial Circuit; providing for severability; repealing chapters 71-684, 72-562, and 75-395, Laws of Florida, relating to the Hillsborough County Board of Corrections, later renamed the Hillsborough County Board of Criminal Justice; providing an effective date.

—was read the second time by title. On motion by Senator Castor, by two-thirds vote SB 502 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

On motion by Senator Castor—

**HB 715**—A bill to be entitled An act relating to Hillsborough County and the City of Tampa; repealing chapter 18930, Laws of Florida, 1937, chapters 24588, 24594, and 24595, Laws of Florida, 1947, chapters 25887, 26251, and 26271, Laws of Florida, 1949, chapters 27602 and 27608, Laws of Florida, 1951, chapter 29553, Laws of Florida, 1953, and chapters 61-2928, 71-940, 78-524, and 79-477, Laws of Florida, which authorize the county and city to adopt and utilize certain zoning procedures and which create certain zoning classifications; providing an effective date.

—a companion measure was substituted for SB 504. On motions by Senator Castor, by two-thirds vote HB 715 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

On motion by Senator Castor, the rules were waived and the Senate immediately reconsidered the vote by which HB 715 passed this day. Further consideration of HB 715 was deferred.

**SB 504**—A bill to be entitled An act relating to Hillsborough County; authorizing the Board of County Commissioners of Hillsborough County to create zoning classifications within the unincorporated areas of Hillsborough County for certain purposes; authorizing the board of county commissioners to adopt zoning regulations and providing procedures for their adoption; providing for the appointment, powers, and duties of zoning hearing masters; providing procedures for the hearing of applications for a change in zoning classification; providing for review of zoning hearing masters' decisions by the board; providing for enforcement; providing a penalty; providing for severability; repealing chapter 18930, Laws of Florida, 1937, chapters 24588, 24594, 24595, and ss. 1-5 and 8-13, chapter 24592, Laws of Florida, 1947, chapters 25887, 26251, 26271, Laws of Florida, 1949, chapters 27602, 27608, 27613, Laws of Florida, 1951, chapter 29553 and ss. 1-3 and 5-13 of chapter 29131, Laws of Florida, 1953, and chapters 59-1349, 61-2928, 67-1473, 71-940, 78-524, and 79-477, Laws of Florida, relating to zoning and planning; providing an effective date.

—was read the second time by title. On motion by Senator Castor, by two-thirds vote SB 504 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

On motion by Senator Crawford—

**HB 384**—A bill to be entitled An act relating to Okeechobee County; repealing chapters 27783, Laws of Florida, 1951, and 29342, Laws of Florida, 1953, relating to the creation, powers, and duties of the county welfare board; providing for assumption of the assets and obligations of the welfare board by the board of county commissioners; providing an effective date.

—a companion measure was substituted for SB 527. On motions by Senator Crawford, by two-thirds vote HB 384 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 527 was laid on the table.

**SB 630**—A bill to be entitled An act relating to Sarasota County; incorporating the Old Myakka Area Fire Control District, describing the district boundaries; providing that the purpose of the district shall be for establishment and maintenance of fire and emergency services; providing for an elective governing body of the district composed of five commissioners and setting forth their authority, terms of office, qualifications, method of removal from office and of filling vacancies in office; prohibiting nepotism; providing for the levy, collection and enforcement of special assessments against and creating liens upon lands in the district in order to raise funds for the purpose of the district; providing for the increase in assessments when necessary, but requiring a referendum approval for any annual increase in excess of 5 percent; providing for approval of the district's budget by the Board of County Commissioners of Sarasota County; requiring a depository and that all funds be disbursed by check; requiring an annual audit and financial report; authorizing the use of the power of eminent domain, the appointment of a fire marshal and the borrowing of money; establishing claims procedure; providing immunity from claims equal to that of other agencies and subdivisions of the state; providing for the defense of claims and payment of judgments for district officers and employees acting within scope of their duties and without bad faith, malice or willful disregard of rights; providing for the expansion of the district after referendum held in district and in proposed new area; providing for assessment and collection of impact fees; providing for injunction; providing the district shall have continuing existence; providing a savings clause; providing for effect on conflicting laws; providing for a referendum election.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 630 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

On motion by Senator Plummer—

**HB 702**—A bill to be entitled An act relating to Monroe County; amending section 14 of chapter 67-1726, Laws of Florida, as amended, authorizing the board of commissioners of the Mosquito Control District to purchase property or equipment without formal bids in an amount not exceeding \$4,000; providing an effective date.

—a companion measure was substituted for SB 613. On motions by Senator Plummer, by two-thirds vote HB 702 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Castor	Fox	Gordon
Barron	Childers, W. D.	Frank	Grant
Beard	Crawford	Gersten	Grizzle
Carlucci	Dunn	Girardeau	Hair

Henderson	Kirkpatrick	Myers	Stuart
Hill	Langley	Neal	Thomas
Jenne	Malchon	Plummer	Thurman
Jennings	Margolis	Rehm	Vogt
Johnston	Maxwell	Scott	Weinstein

Nays—None

SB 613 was laid on the table.

On motion by Senator Plummer—

**HB 704**—A bill to be entitled An act relating to Monroe County, City of Key West; amending section 6 of chapter A, Article 7 of chapter 23374, Laws of Florida, 1945, as amended by chapter 30899, Laws of Florida, 1955, and chapter 61-2345, Laws of Florida, and by chapter 78-541, Laws of Florida, providing that the city commission shall set the mayor's and commissioners' salaries; providing an effective date.

—a companion measure was substituted for SB 614. On motions by Senator Plummer, by two-thirds vote HB 704 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 614 was laid on the table.

**SB 615**—A bill to be entitled An act relating to Nassau County; relating to the Ocean Highway and Port Authority of Nassau County; amending section 3 of chapter 21418, Laws of Florida, 1941, as amended; increasing the maximum salary of Port Commissioners from not to exceed \$1,200 per annum to not to exceed \$6,000 per annum; providing an effective date.

—was read the second time by title. On motion by Senator Girardeau, by two-thirds vote SB 615 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**SB 616**—A bill to be entitled An act relating to Nassau County; relating to net fishing in said county; prescribing the kinds of nets that may be used for the taking of fish; prohibiting the use of purse seines, fish traps and hand held seines in the inland waters of Nassau County; providing exceptions for the taking of minnows for bait, shrimp or prawn; regulating the use of gill nets; prohibiting certain net fishing from the beaches adjacent to the Atlantic Ocean during a certain time period; repealing chapter 19993, Laws of Florida, 1939, as amended, relating to the taking of fish in the saltwaters of Nassau County; providing penalties; providing an effective date.

—was read the second time by title.

Senator Girardeau moved the following amendments which were adopted:

**Amendment 1**—On page 2, line 26, insert new Section 6 to read:

Section 6. For the purpose of complying with the provisions of Section 4, any similiar license issued in another county shall be valid.

(Renumber subsequent sections.)

**Amendment 2**—On page 2, line 16, after "\$250" insert: , which shall be deposited in the Saltwater Products Promotion Trust Fund

**Amendment 3**—On page 2, line 9, after the word "is", strike "unlawful" and insert: *lawful*

On motion by Senator Girardeau, by two-thirds vote SB 616 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	Jenne	Neal
Barron	Gersten	Jennings	Plummer
Beard	Girardeau	Johnston	Rehm
Carlucci	Gordon	Kirkpatrick	Scott
Castor	Grant	Langley	Stuart
Childers, W. D.	Grizzle	Malchon	Thomas
Crawford	Hair	Margolis	Thurman
Dunn	Henderson	Maxwell	Vogt
Fox	Hill	Myers	Weinstein

Nays—None

**SB 746**—A bill to be entitled An act relating to the City of Key West, Monroe County; amending section 20 of Article I of Chapter A of chapter 23374, Laws of Florida, 1945, as created by chapter 82-313, Laws of Florida, which provides procedures for sale or lease of city-owned lands; deleting provisions which allow Monroe County an option to purchase; providing that the provisions of said section apply to lease or encumbrance of such lands for 5 years or more, rather than 1 year or more; providing an effective date.

—was read the second time by title. On motion by Senator Plummer, by two-thirds vote SB 746 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**SB 588**—A bill to be entitled An act relating to alcoholic beverage licenses in Martin County; providing for an additional beverage license for Loblolly Bay Yacht Club, Inc., a Florida Corporation, of Hobe Sound, Florida; providing for the waiver of the term of existence of the licensee; providing an effective date.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote SB 588 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**SB 906**—A bill to be entitled An act relating to Leon County; providing permanent status for certain employees of the Leon County Sheriff; specifying rights of employees; providing procedures for appeal of disci-

plinary actions and complaints against employees; providing for the appointment of boards to hear appeals and procedures with respect thereto; providing an effective date.

—was read the second time by title. On motion by Senator Thomas, by two-thirds vote SB 906 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**SB 503**—A bill to be entitled An act relating to Hillsborough County; establishing a solid waste disposal and resource recovery system within the territorial boundaries of Hillsborough County; providing for the collection and disposal of all solid waste generated or brought within the area affected by this act; authorizing the county to finance, acquire, construct and operate or provide for the construction and operation or enter into a franchise agreement for the financing, acquisition, improvement, construction, operation, maintenance and/or ownership of solid waste disposal and resource recovery facilities; providing definitions; providing a declaration of state policy; authorizing Hillsborough County and the municipalities within the county to enter into interlocal agreements to regulate the collection and disposal of solid waste within such municipalities; vesting exclusive powers in the county to control the collection and disposal of solid waste within the area affected by this act; providing for the sale of resources recovered and energy generated by the facilities; authorizing the use of rights-of-way, easements and other similar property rights of the state and its local agencies; providing an exemption from Public Service Commission regulation; providing an exemption from the provisions of the Florida Antitrust Act of 1980; providing that the application of the Florida Electrical Power Plant Siting Act to the facilities of any solid waste disposal and resource recovery system authorized by this act shall be at the election of the county; prescribing standards with which any solid waste disposal and resource recovery system covered by this act must conform; repealing chapter 81-387, Laws of Florida, the "Hillsborough County Solid Waste Disposal and Resource Recovery Act"; providing that all other prior inconsistent laws are superseded; providing for severability; prohibiting repeal or modification by the Legislature; providing an effective date.

—was read the second time by title.

The Committee on Natural Resources and Conservation recommended the following amendments which were moved by Senator Castor and adopted:

**Amendment 1**—On page 8, line 1, before "disposition" insert: collection and

**Amendment 2**—On page 9, line 29, strike "pledged therefor"

**Amendment 3**—On page 16, line 3, strike "pledge" and insert: use

**Amendment 4**—On page 16, line 9, after "county" insert: , after a public hearing,

**Amendment 5**—On page 19, line 27, before "disposal" insert: collection and

**Amendment 6**—On page 20, line 18, before the period (.) insert: as amended

Senator Castor moved the following amendment which was adopted:

**Amendment 7**—On page 13, line 1, strike "lands under water"

On motion by Senator Castor, by two-thirds vote SB 503 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	Jenne	Neal
Barron	Gersten	Jennings	Plummer
Beard	Girardeau	Johnston	Rehm
Carlucci	Gordon	Kirkpatrick	Scott
Castor	Grant	Langley	Stuart
Childers, W. D.	Grizzle	Malchon	Thomas
Crawford	Hair	Margolis	Thurman
Dunn	Henderson	Maxwell	Vogt
Fox	Hill	Myers	Weinstein

Nays—None

**SB 612**—A bill to be entitled An act relating to Monroe County; amending subsection (1) of section 4 of chapter 76-441, Laws of Florida, as amended, to provide for continuance of the governing board of the South Florida Water Management District as the board of directors of the Florida Keys Aqueduct Authority until December 31, 1984 (rather than until June 30, 1983), at which time the operation shall be transferred to a local board in Monroe County appointed by the Governor; providing an effective date.

—was read the second time by title.

Senator Plummer moved the following amendment which was adopted:

**Amendment 1**—On page 3, between lines 9 and 10, insert a new Section 2, renumbering following sections:

Section 2. The Aqueduct Authority Board, as constituted herein, and any successor agency or board may adopt rules necessary to meet environmental requirements imposed by federal agencies as a condition of funding. Rules adopted by the Aqueduct Authority prior to effective date of this act, contained in Part 7 of the Rules of the Florida Keys Aqueduct Authority are hereby affirmed as a valid exercise of delegated legislative authority.

On motion by Senator Plummer, by two-thirds vote SB 612 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	Jenne	Neal
Barron	Gersten	Jennings	Plummer
Beard	Girardeau	Johnston	Rehm
Carlucci	Gordon	Kirkpatrick	Scott
Castor	Grant	Langley	Stuart
Childers, W. D.	Grizzle	Malchon	Thomas
Crawford	Hair	Margolis	Thurman
Dunn	Henderson	Maxwell	Vogt
Fox	Hill	Myers	Weinstein

Nays—None

## CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 26 was corrected and approved.

## CO-INTRODUCERS

Senator Gersten—SB 10; Senators Carlucci, Grant, Henderson, Vogt—SB 447; Senator Beard—SB 626; Senator Maxwell—SCR 713; Senators Maxwell and Malchon—SB 795; Senators McPherson, Vogt and Malchon—SB 954; Senator Rehm—SB 790 and SB 1148; Senator Frank—SB 1020; Senators Crawford and Gersten—SB 1032; Senators Scott, Gordon and Langley—SJR 1132; Senator Hair—SB 1156; Senators Margolis, Johnston, Jenne and McPherson—SB 942

Senator Barron moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Tuesday, May 3, at 10:00 a.m. The motion was adopted.

Pursuant to the motion by Senator Barron, the Senate recessed at 11:44 a.m. to reconvene at 10:00 a.m., Tuesday, May 3.