



# Journal of the Senate

Number 1—Special Session C

Tuesday, July 12, 1983

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

Mr. President	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Rehm
Castor	Grant	Malchon	Scott
Childers, D.	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 Barron, because of a death in his family

Prayer by Joe Brown, Secretary of the Senate:

O Lord, deliver us from the fear of what might be and give us the strength and wisdom to do what ought to be—whatever that may be. Amen.

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

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

**PROCLAMATION**  
State of Florida  
Executive Department  
Tallahassee

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

WHEREAS, the Legislature of the State of Florida adjourned its Regular Session for the year 1983 on June 13, 1983 and has convened in subsequent Special Session through June 24, 1983, and

WHEREAS, on the 30th day of June, 1983, a veto was issued, pursuant to Article III, Section 8 of the Florida Constitution, of portions of the 1983 appropriations bill dealing with funding of public education.

WHEREAS, adequate funding of Florida's public education system is vital to the future of all of Florida's citizens;

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

*Section 1.*

That the Legislature of the State of Florida is convened in Special Session commencing at 10:00 a.m., Tuesday, July 12, 1983, and extending through 5:00 p.m., Wednesday, July 13, 1983.

*Section 2.*

That the Legislature of the State of Florida is convened for the sole and exclusive purpose of considering the following legislation:

- (a) Enactment of an appropriations bill to adequately fund public education.
- (b) Legislation relating to the reform of public education.
- (c) Amendment of Chapters 214 and 220 eliminating tax exemption on corporate income from foreign transactions and related implementing legislation.

- (d) Amendment of Chapters 563, 564 and 565 increasing the taxes on beer, wine and liquors.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed to this Proclamation convening the Legislature in Special Session at the Capitol, this 7th day of July, 1983.

Bob Graham  
GOVERNOR

ATTEST:  
George Firestone  
SECRETARY OF STATE

The following vetoed bills with the Governor's objections thereto were transmitted to the Senate by the Secretary of State:

**VETOED BILL 1983 REGULAR SESSION**

Honorable George Firestone  
Secretary of State  
The Capitol

June 29, 1983

Dear Mr. Secretary:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8 of the Constitution of the State of Florida, I hereby withhold my approval of and transmit to you with my objections Senate Bill 168, enacted by the 1983 Regular Session, and entitled:

An act relating to the practice of optometry; authorizing board certified optometrists to administer, use and prescribe authorized medicinal drugs in the practice of board certified optometry; amending s. 463.001 (1), Florida Statutes, providing intent; amending s. 463.002 (4), Florida Statutes, renumbering s. 462.002 (5) and adding new subsections (5), (6), (7), and (8) to said section, providing definitions; amending s. 463.003 (2), Florida Statutes, providing for membership of the Board of Optometry; amending s. 463.005, Florida Statutes, providing authority to make rules; creating s. 463.0055, Florida Statutes, providing for adoption of authorized systemic medicinal drug formulary; creating s. 463.0057, Florida Statutes, providing for emergency medication kits; amending s. 463.006(1), (3), Florida Statutes, providing licensure requirements for optometrists and board certified optometry; amending s. 463.009, Florida Statutes, providing for supportive personnel; amending s. 463.011, Florida Statutes, providing for filing of optical prescriptions and making duplicate copies available upon request; amending s. 463.013, Florida Statutes, providing for optometric services to public agencies; creating s. 463.0135, Florida Statutes, providing for standards of practice for optometrists and board certified optometrists; amending s. 463.014, Florida Statutes, providing for prohibition of certain acts; amending s. 463.015(1), Florida Statutes, specifying violations; amending s. 463.016, Florida Statutes, providing grounds for disciplinary action and penalties; amending s. 463.018, Florida Statutes, providing for reciprocity; providing an effective date.

This bill presents several significant issues relating to Florida's framework for training, credentialing and regulating professionals. Governmental standards for educational preparation, entry qualifications, and norms of practice for professions should be established and enforced in the public interest. Professional regulation should ensure that only competent, thoroughly trained individuals are allowed to practice. If the state is to license and regulate professionals, it should do so in a manner that allows the public to place trust and faith in them. The state has a responsibility not to mislead the public by sanctioning unqualified or under-qualified professional practice.

The primary issue presented by Senate Bill 168 is the policy question of whether or not individuals with classroom pharmacology education and limited diagnostic experience are qualified to prescribe and manage medical treatment of disease. Technical provisions of the bill raise important issues also.

The bill provides for two levels of licensure for optometrists, the "optometrist" and the "board certified optometrist" and differentiates between the two in terms of training requirements and prescription authority. Optometrists are allowed to use topically applied anesthetics for glaucoma exams but are otherwise prohibited from prescribing or using medicinal drugs. Board certified optometrists are allowed to use and prescribe topically applied ophthalmic drugs, systemic drugs listed on a formulary established by the Boards of Optometry and Pharmacy, and emergency drugs in an emergency medication kit.

The bill requires the following training requirements for board certified optometrists:

- 110 hours of coursework and clinical training in general and ocular pharmacology;
- At least 1500 hours or 6 months of supervised experience in differential diagnosis of eye disease or disorders which may be satisfied through optometric training or on-the-job experience;
- 6 or more hours of coursework in ocular pharmacology every 2 years prior to license renewal; and certification in cardiopulmonary resuscitation and maintenance of an emergency medication kit.

The 110 hours of coursework and clinical training for the board certified optometrist was arrived at through a comparison of pharmacology courses taken by medical, dental and optometry students at the University of Alabama. The results were: medical—116 hours; optometry—110 hours; and dental—66 hours. The optometry students received a systemic pharmacology background equal to dentists but less than medical doctors, however, they received additional training in ocular pharmacology. Optometrists were compared to medical doctors rather than ophthalmologists because in rural communities the patient is often referred to a medical doctor. In comparison, a medical doctor at the University of Florida is required to take 135 hours in basic and therapeutic pharmacology which is followed by 2 years of supervised ward rounds with exposure to the practical aspects of therapeutic agents. A dental student at the University of Florida is required to take 70 hours in pharmacology, toxicology and therapeutics which is followed by 2 years of practical training having treatment contact with approximately 2,200 patients.

The concern expressed by the academic community is that coursework in pharmacology does not qualify an optometrist to treat eye diseases and that there are no optometry schools where an optometrist receives sufficient training to enable him to treat eye diseases effectively. The coursework is viewed as a base to be followed by several years of supervised training in treatment of eye diseases.

Medical doctors, dentists and podiatrists follow their pharmacology courses with two years spent treating patients and examining firsthand the physical effects of therapeutic agents. In comparison, Senate Bill 168 requires only 1,500 hours of supervised experience in differential diagnosis or 6 months of supervised on-the-job training for board certified optometrists.

The language which prohibits surgery appears not to apply to board certified optometrists. Section 463.0135(3) prohibits "optometrists" from performing surgery, unlike Section 463.0135(4) which prohibits both "optometrists" and "board certified optometrists" from performing surgery by use of lasers. There is a legitimate concern that the prohibition of the use of laser surgery by both classes of optometrists, coupled with the specific prohibition on all surgery by "optometrists" would infer that "board certified optometrists" are allowed to perform surgery.

Enactment of this legislation would allow Florida optometrists to use drugs for therapeutic as well as diagnostic purposes placing Florida among the distinct minority of states in this regard. Of the states that have revised optometric practice laws, 32 of 34 have limited drug use to diagnostics only.

The current Optometric Practice Act may in fact need revision. The dispute over prescription and use of drugs by optometrists has gone on for many years. Legislation authorizing optometrists to use diagnostic drugs could be an important step forward in the early detection of eye disease. Senate Bill 168, however, authorizes medical treatment of disease by

optometrists which encourages members of the public to seek treatment for eye disease from those who may be underqualified to offer such care.

For the above reasons, I am withholding my approval of Senate Bill 168, Regular Session of the Legislature, commencing on April 5, 1983, and do hereby veto the same.

Sincerely,  
Bob Graham  
Governor

#### VETOED BILL 1983 SPECIAL SESSION B

Honorable George Firestone  
Secretary of State  
The Capitol

June 30, 1983

Dear Mr. Secretary:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of portions of Senate Bill 1-B enacted by the eighth Legislature of Florida under the Florida Constitution, 1968 Revision, during Special Session B of 1983 entitled:

"An act making appropriations; providing moneys for the annual period beginning July 1, 1983, and ending June 30, 1984, to pay salaries, other expenses, capital outlay - buildings and improvements, and for other specified purposes of the various agencies of State government; providing an effective date."

I have reviewed Senate Bill 1-B, the General Appropriations Bill, and in most areas I find it acceptable. The Legislature has done a creditable job of funding practically every area of governmental operations except education and criminal justice. In education, and particularly in public schools, the Legislature was woefully inadequate.

In a session labeled by all parties as the "Year of Education" the Appropriations Bill fails to give meaning to this label.

Although there are a number of specific appropriations with which I disagree and have consequently struck down in this veto message, the greatest tragedy is the neglect of our schools and our children's future. Some examples of what this inadequate budget means are:

- Sunrise Middle School in Broward County will drop computer classes. Foreign language classes will be severely reduced. Guidance and special aid classes will also be cut.
- Oak Ridge High School in Orange County, which serves as a regional center for students with hearing disabilities will be forced to eliminate its reading teachers for these students. Additional cuts will also be required in supplies, maintenance and counseling.
- Nautilus Junior High School in Dade County will experience an increase in the teacher/pupil ratio from 1:25 to 1:32. The school will lose the 6th period and reading and occupational specialist positions.

In view of this treatment of education, I am vetoing specific appropriation 378 on page 49 which appropriates \$1,986,073,530 in General Revenue and \$8,000,000 in Principal State School Trust Funds in 1983-84 for the Florida Education Finance Program. Item 378, which reads as follows, is hereby vetoed:

378 Aid to Local Governments	
Florida Educational Finance Program	
From General Revenue Fund	1,986,073,530
From Principal State School Trust Fund	8,000,000

Proviso language following specific appropriation 378 on page 49 through page 53 relates to the Florida Education Finance Program and contains implementing instructions and specific dollar amounts for administering the FEFP. Since the funding for the program is being vetoed, the instructions and specific dollar amounts are superfluous. Therefore, the proviso following specific appropriation 378 on pages 49-53 which reads as follows, is hereby vetoed:

"From the amount generated through the FEFP for vocational students in Specific Appropriation 378, districts shall spend no less than 2.78% of the total for the replacement, updating, and repair of vocational equipment.

The allocation of funds provided in Specific Appropriation 378 shall be consistent with the common definitions, uniform program structure, equitable procedures for charging fees, and comparable placement and follow-up information contained in "A Plan for A Uniform Coordinated System of Vocational Education."

The department's monthly distributions of FEFP funds provided in Specific Appropriation 378 shall be made in equal payments on the 10th and 23rd of each month.

The Department of Education shall have the authority to use funds provided in Specific Appropriation 378 for the operation of the Florida School for Boys at Okeechobee in Okeechobee County either directly or through grants or contractual agreements with other duly accredited education agencies.

Pursuant to Section 236.0811, F.S., districts shall develop inservice training plans which they shall submit to the Department. The Department shall review districts' master plans and annual updates of those plans to ensure they are consistent with the goals and objectives of the beginning teacher program, the Teacher Education Center Act, and the Management Training Act. To maintain ongoing inservice education activities, the department shall, from the funds provided in Specific Appropriation 378, including the funds provided in Section 236.081(3), F.S., allocate to each district that has submitted a satisfactory plan an amount equal to \$4.30 times the district's estimated 1983-84 FTE student count. To implement the beginning teacher program an additional \$1.70 per FTE will be allocated to each district.

Funds provided in specific appropriation 378 are based upon a base student allocation of \$1,404.41, a required local effort of \$922,974,003 in ad valorem tax and an amount of \$145 in 1983-84 for each postsecondary vocational FTE to be added to and made a part of the local required effort for each district. No school district shall be required to levy a millage for required local effort that will produce more than 100% of the calculated FEFP for that district.

The funds provided in Specific Appropriation 378 are to be allocated by comparing the FTE's in 1983-84 to the FTE's of the prior year. In those districts where there is a decline in the FTE's, 50% of the decline is to be multiplied by the prior year calculated FEFP Program per WFTE and added to the allocation of that district. For this purpose the calculated FEFP Program is computed by multiplying the WFTE by the Base Student Allocation and then by the district cost differential. Eighty-five (85) percent of the FTE decline that results from the transfer of programs from schools to other institutions shall not be counted in the calculation of a district's declining enrollment allocation.

For fiscal year 1983-84 each district school board is authorized to levy a millage tax rate in addition to the maximum nonvoted millage for operating purposes as set forth in Chapter 80-274, Florida Statutes. The maximum additional tax rate shall be the rate necessary to generate an amount that may equal but not exceed the sum of 12.5 percent of the district's 1983-84 calculated FEFP entitlement as determined by the Department on August 1, 1983, and the district's allocation for the following categorical programs: K-3 improvement program, student development services, instructional materials, and compensatory education. In no case may a district establish a discretionary rate greater than 1.6 mills and receive funds from specific appropriation 378. The discretionary millage calculation shall be made on or before August 1, 1983. Changes in the FEFP or the categoricals made after August 1, 1983, are not intended to influence the discretionary millage.

"From the amount provided in specific appropriation 378, funds shall be provided as partial equalization of districts' discretionary levy. Equalization funds shall be calculated in the following manner. An amount shall be calculated that is the state average amount per FTE generated with a one mill levy. This average shall be the sum of the value of a one mill levy per FTE student for each district divided by the state total FTE. Each district's equalization entitlement shall be calculated by multiplying (A) the amount of the actual discretionary millage levied by the district above 1.1 mills by (B) the difference between the state average value of one mill per FTE student and the district value of one mill per FTE student, and by (C) the district's FTE student count.

"The State Board of Education shall use a maximum of \$10,000,000 from the Working Capital Fund to maintain the base student allocation in 1983-84 if funds provided in specific appropriation 378 are insufficient to maintain this level when the insufficiency is caused by unexpected fluctuations in either enrollments or taxrolls.

"Students in public schools served with funds provided in specific appropriation 378 and for community colleges in specific appropriation 423 for the Adult Basic and High School Program shall be served in the following priority order:

1. Students without a high school diploma who demonstrate skills at or below the eighth grade level and are studying to achieve literacy;
2. Students earning credit required for a high school diploma or preparing for the General Education Development (GED) test;
3. Students who have a high school diploma but require additional specific literacy skills to obtain employment;
4. Students who have a high school diploma and are employed but desire to maintain or enhance their professional competencies;
5. Participants in non-credit courses and activities principally concerned with community problems in the areas of health, safety, human relations, government, child rearing, consumer economics and the environment;
6. Participants in recreation and leisure skill activities.

"Priorities 1-4 shall be served with funds provided for the Adult Basic and High School Program; provided, however, that no individual in a lower priority shall be served by a district until all students in a higher priority have been served. No fees shall be charged to students served under priorities 1 or 2. An amount for each priority 3 and 4 FTE, equal to the minimum amount charged for postsecondary adult vocational students, shall be added to and made a part of the local required effort for each district. Priority 5 activities shall be supported with funds provided in specific appropriation 411 for Community Instructional Services, and with fees that may be charged to participants; participants in priority 6 activities shall be charged fees sufficient to make the activities self-supporting.

"The department shall collect from districts both a total FTE count for the Adult Basic and High School Program and subtotal counts that correspond to priorities 1-4. Participants in priorities 5 and 6 activities shall not be included in FTE counts reported for FEFP funding purposes.

"Funds provided in specific appropriation 378 are based upon program cost factors for 1983-84 as follows:

1. Basic Programs
 

A. K-3	1.234
B. 4-8	1.000
C. 9-12	1.116
D. Educational Alternatives	1.763
E. K-3 Mainstream	2.352
F. 4-8 Mainstream	2.000
G. 9-12 Mainstream	2.232
H. Educational Alternatives Mainstream	3.526
2. Special Programs for Exceptional Students
 

A. Educable Mentally Retarded	2.154
B. Trainable Mentally Retarded	2.863
C. Physically Handicapped	3.539
D. Physical and Occupational Therapy Part-Time	7.045
E. Speech and Hearing Part-Time	6.795
F. Deaf	3.840
G. Visually Handicapped Part-Time	11.666
H. Visually Handicapped	4.316
I. Emotionally Disturbed Part-Time	4.922
J. Emotionally Disturbed	3.183
K. Specific Learning Disability Part-Time	4.309
L. Specific Learning Disability	2.294
M. Gifted Part-Time	2.371
N. Hospital and Homebound Part-Time	12.873
O. Profoundly Handicapped	5.330
3. K-12 Vocational Programs
 

A. Agriculture	1.989
B. Business and Office	1.470
C. Distributive	1.409
D. Diversified	1.386

E. Health	1.952
F. Public Service	2.052
G. Home Economics	1.582
H. Industrial	1.982
I. Exploratory	1.382

4. Adult Preparatory Vocational Programs

A. Agriculture	1.929
B. Business and Office	1.479
C. Distributive	1.467
D. Diversified	1.336
E. Health	1.975
F. Public Service	1.912
G. Home Economics	1.634
H. Industrial	1.785

5. Adult Supplemental Vocational Programs

A. Agriculture	1.945
B. Business and Office	1.315
C. Distributive	1.183
D. Health	1.393
E. Public Health	1.472
F. Home Economics	1.162
G. Industrial	1.514

6. Adult Basic and High School 1.012

"In the administration of FEFP funds provided for agriculture job preparatory vocational technical programs in specific appropriation 378, the Department shall ensure that districts provide instruction and supervision for programs that include an annual production and marketing cycle; this supervision and instruction shall be maintained during all phases of the production and marketing cycle and shall, if necessary to complete the cycle, extend beyond 180 days.

"No district shall receive funds provided in specific appropriation 378 for any postsecondary FTE's without the approval of the Regional Coordinating Council.

"A student in grades kindergarten through grade 12 and pre-kindergarten exceptional student, excluding provisions of Section 236.013(2)(c)2a, Florida Statutes, may earn up to a maximum value of one full-time equivalent student membership for a school year or equivalent as defined in Section 228.041(16), Florida Statutes.

"During 1983-84, the Department shall implement program cost review procedures described in the Department's program cost factor study report, which shall include school site cost reviews for selected programs. As part of its implementation of the program cost review procedure, the Department shall conduct program cost factor computation conferences with the Divisions of Public Schools and Vocational Education, the Executive Office of the Governor, House and Senate Appropriations and Education Committees. The conferences shall be presented appropriate data for the determination of program cost factors including, but not limited to: 1) data from the program cost report developed pursuant to Section 237.34, Florida Statutes, 2) school site cost data, 3) policy and priority analyses, and 4) staff and salary analyses. Conference participants shall review and evaluate available cost data and shall make a determination based on this review of the most appropriate set of cost factors to be used to calculate the subsequent year's FEFP. These recommendations shall be made available to the Executive Office of the Governor, and House and Senate Appropriations and Education Committees.

"The Department shall review the current FEFP program cost factors to determine the feasibility and desirability of reducing the number of cost factors. The Department shall submit a report of its findings and recommendations to the Legislature on or before March 1, 1984."

Specific appropriation 374A on page 47 and the corresponding proviso language appropriates \$3,000,000 in 1983-84 from the General Revenue Fund for District Sparsity Supplement for the purpose of providing funds for those districts with less than 12,000 FTE. The actual amount of sparsity funds derived from the FEFP sparsity formula is in excess of \$30,000,000. The appropriation of \$3,000,000 represents a gross underfunding. Although the concept of a sparsity factor is laudable and worthy of support, due to its underfunding I am hereby vetoing specific appropriation 374A on page 47 and the corresponding proviso language, which reads as follows:

374A Aid to Local Governments	
District Sparsity Supplement	
From General Revenue Fund	3,000,000

"If the number of dollars generated by using the formula as provided in Section 236.081(f)(1) and (2), Florida Statutes, exceeds the funds provided in specific appropriation 374A, the Department shall prorate each district's share of the appropriation. Only districts with 12,000 or fewer full-time equivalent students shall be eligible to receive funds provided in specific appropriation 374A."

Specific appropriations 1393A and 1395A on page 177 appropriate \$43,120,520 in 1983-84 from the General Revenue Fund to the School District Homestead Trust Fund for distribution to school districts. The estimated loss to school districts in 1983-84 because of the Homestead Exemption is greater than \$70,000,000. The appropriated amount of \$43,120,520 is \$2,079,470 less than the 1982-83 appropriated amount and more than \$27,000,000 less than the estimated loss in 1983-84. The intent of establishing the Homestead Exemption Trust Fund was to provide the full funding for the loss of funds that the school districts would incur as a result of increased Homestead Exemptions. The appropriated amount is inadequate to fulfill the obligation of the State to the public K-12 educational system. Therefore, specific appropriations 1393A and 1395A on page 177, which read as follows, is hereby vetoed:

1393A Aid to Local Governments	
Ad Valorem Tax Exemptions - School Districts	
From General Revenue Fund	43,120,520
1395A Aid to Local Governments	
Distribution to School Districts	
From School District Homestead Trust Fund	43,120,520

Specific appropriations 457D, 518B, 470B and 492A on pages 72, 79, 82 and 85 appropriate general revenue funds for Quality Improvement Programs in the State University System.

I support Quality Improvement funds as a significant initiative in Florida's effort to upgrade its State University System. However, these funds must be utilized in a rational manner. The Board of Regents had assigned priority to the use of Quality Improvement funds to the undergraduate program. This budget totally ignored this objective. I urge the Legislature to reconsider the Quality Improvement Program.

As it relates to item 457D the Law School faculties at the University of Florida and Florida State University are scheduled to receive pay increases. This sets a discriminatory pattern of salary increases and, therefore, is inappropriate.

As it relates to item 518B, the establishment of a school of public health in proviso language is inappropriate.

Therefore, specific appropriations 457D, 518B, 470B and 492A on pages 72, 79, 82 and 85 and the accompanying provisos which read as follows, are hereby vetoed:

457D Lump Sum	
Law School Quality Improvement Program	
From General Revenue Fund	1,000,000

"Funds in specific appropriation 457D are for the enhancement of law education at FSU and UF Colleges of Law. These funds are for the purpose of decreasing class size, improving libraries and faculty salaries, and increasing support staff. Up to 10 percent of these funds may be used to increase the salaries on current faculty lines. Up to 10 positions may be created with these funds." (page 77)

518B Lump Sum	
Quality Improvement Program	
Positions	12
From General Revenue Fund	325,000

"From funds in specific appropriation 518B, \$50,000 shall be used to establish a school of public health. The school is authorized to award the appropriate degrees." (page 86)

470B Lump Sum

Quality Improvement Program  
 Positions 23  
 From General Revenue Fund 600,000

"From the funds provided in specific appropriation 470B, \$200,000 and two FTE positions shall be used to initiate a joint FIU, FAU, IFAS Educational Program in ornamental horticulture and turf."

492A Lump Sum  
 Quality Improvement Program  
 From General Revenue Fund 125,000

Specific appropriation 67 on page 7 appropriates \$432,368 from the General Revenue Fund for continuation of the Soil Survey and Watershed Planning Program. Specific appropriation 65A identifies \$1,216,200 from a dedicated funding source for the Accelerated Soil Survey Program as well as current continuation funding. Therefore, specific appropriation 67 on page 7 is a duplicate appropriation and is hereby vetoed:

67 Special Categories  
 Soil Survey and Watershed Planning  
 From General Revenue Fund 432,368

Section 6 on page 217 refers to the agreement of October 12, 1981 entered into by the Division of Economic Development of the Department of Commerce, County of Escambia and the Pensacola-Escambia Promotion and Development Commission regarding Ellyson Field. Section 6 would have the effect of amending the contract, and reducing cash receipts to the State that have been previously agreed to. This constitutes an appropriation of funds by the State because it has the effect of increasing revenues available to the Development Commission by operation of this proviso. Therefore, Section 6 on page 217 which reads as follows is hereby vetoed:

"Section 6. Notwithstanding the proviso language to item 198A of chapter 81-206, Laws of Florida, and the agreement of October 12, 1981, entered into, pursuant to such proviso language, by the Division of Economic Development of the Department of Commerce, the County of Escambia, and the Pensacola-Escambia Promotion and Development Commission, said Commission is hereby authorized to retain up to 25 percent of the proceeds of the resale of lands identified as a part of Ellyson Field to be used for the purpose of developing the Ellyson Industrial Park. The remaining proceeds, i.e., no less than 75 percent, shall continue to be returned to the State Treasury until the amount of \$2,500,000 has been returned in accordance with said proviso language and said agreement. However, the initial \$200,000 of such proceeds which are realized subsequent to the effective date of this section shall be retained in its entirety by the commission and shall be used for the rebuilding and four-laning of roads and entrances to Ellyson Industrial Park."

Proviso language following specific appropriation 208 on page 19 provides up to \$50,000 to the City of Clearwater for administrative expenses associated with the National Order of Women Legislators for their 1983 conference in Clearwater. This expenditure would be more appropriately expended from the budget appropriated for the Legislative Branch. Therefore, the proviso following specific appropriation 208 on page 19 which reads as follows, is hereby vetoed.

"From funds provided in Specific Appropriation 208, up to \$50,000 is appropriated to the City of Clearwater and shall be expended for administrative expenses associated with the National Order of Women Legislators for the 1983 annual conference in Clearwater."

Specific appropriation 213A on page 21 appropriates \$150,000 in 1983-84 from the General Revenue Fund for Lakeland Miss Teenage America. This promotion has not been planned and evaluated within the context of other state promotional activities, and therefore, specific appropriation 213A on page 21 which reads as follows is hereby vetoed.

213A Special Categories  
 Lakeland Miss Teenage America  
 From General Revenue Fund 150,000

Specific appropriation 213B on page 21 appropriates \$500,000 in 1983-84 from the General Revenue Fund for the Miami Grand Prix. There are several automobile racing events in the State, none of which receive a direct general revenue appropriation. While this is an excel-

lent commercial event for Miami, it would establish a precedent of funding private automobile racing events. Therefore, specific appropriation 213B and the accompanying proviso language on page 21 which reads as follows is hereby vetoed:

213B Special Categories  
 Miami Grand Prix  
 From General Revenue Fund 500,000

"Funds in Specific Appropriation 213B are appropriated to Dade County for the purposes of purchasing safety-approved concrete racing barriers, and pedestrian walkover bridges as required and necessary for the running of a Grand Prix Auto Race in downtown Miami. These funds may be disbursed in advance."

Proviso language following specific appropriation 238 on page 25 earmarks \$100,000 for the Community Economic Development Corporation of Gadsden County, Inc. and \$100,000 for the Community Economic Council of Leon County. Section 288.607, F.S., provides for a competitive process for the awarding of grants to community development corporations. The proviso language provides preferential treatment to two of the numerous community development corporations throughout the state. Therefore, the proviso following specific appropriation 238 on page 25 which reads as follows is hereby vetoed:

"Up to \$100,000 in Specific Appropriation 238 is hereby appropriated for use by the Community Economic Development Corporation of Gadsden County, Inc.

"Up to \$100,000 in Specific Appropriation 238 is hereby appropriated for use by the Community Economic Council of Leon County. Prior to disbursing the funds the department shall ensure compliance with the provisions of Chapter 288, F.S."

Proviso language following specific appropriation 308 on page 35 appropriates \$347,000 to the University of South Florida and \$170,000 to the Southeastern College of Osteopathic Medicine in 1983-84 for the purpose of establishing demonstration projects to increase the availability of physicians to underserved urban and rural areas. The proviso language requires on site training of first year medical and osteopathic students. However, first year medical and osteopathic students concentrate on the basic sciences and are far removed from direct medical care experiences. Therefore, the proviso following specific appropriation 308 on page 35, which reads as follows, is hereby vetoed:

"From the funds provided in specific appropriation 308, \$347,000 shall be used to establish a demonstration project at the University of South Florida Medical Center and \$170,000 shall be used by the Southeastern College of Osteopathic Medicine to increase the availability of physicians to under-served urban and rural areas. The demonstration project shall emphasize the onsite training in under-served urban and rural areas of medical students, beginning in the first year of medical and osteopathic education. Such onsite training shall be conducted in existing community medical facilities that serve medically indigent individuals, and shall include the use of physician extenders."

Specific appropriation 394A on page 57 and the corresponding proviso language on pages 57 and 58 appropriates \$15,000 in 1983-84 from the General Revenue Fund for Assessment Program Upgrade. The funds are to be used to conduct an analysis of the State Student Assessment Program. This is an inherent function of the State Assessment Program and can be accomplished within existing resources. Therefore, specific appropriation 394A on page 57, and the corresponding proviso language on pages 57 and 58, which reads as follows, is hereby vetoed:

394A Special Categories  
 Assessment Program Upgrade  
 From General Revenue Fund 15,000

"Funds provided in specific appropriation 394A shall be used by the Commissioner of Education to conduct an analysis of the state's minimum competency program, including the state minimum student performance standards required by Section 229.565, Florida Statutes, and the state student assessment testing program, required by Section 229.57, Florida Statutes. This analysis shall include at least the following:

1. A description of activities undertaken since the enabling legislation was enacted.

2. Changes in the program proposed by the Department to increase future levels of student performance and to enhance the quality of education within the public schools. This analysis shall be submitted to the State Board of Education for review. Based upon this review, the State Board shall make any recommendations deemed necessary to improve the state's minimum competency program. These recommendations shall be made to the Legislature by March 1, 1984.
3. On or before January 1, 1984, the State Board of Education shall make recommendations to the Legislature concerning the feasibility and desirability of administering the state student assessment tests in the spring of each year and on the use of such tests as a condition of promotion.

Specific appropriation 395A on page 58 and the corresponding proviso language appropriates \$20,000 from the General Revenue Fund for Curriculum Framework Development. There is \$250,000 appropriated in specific appropriation 395A for the development of curriculum guides and standards of excellence. This is a duplicate appropriation. Therefore, specific appropriation 395A on page 58, and the corresponding proviso language which reads as follows, is hereby vetoed:

395A Special Categories	
Curriculum Framework Development	
From General Revenue Fund	20,000

"From the funds provided in specific appropriation 395A, the Department of Education shall develop, maintain, and revise curriculum frameworks for the purpose of insuring a degree of instructional consistency within academic disciplines among Florida's high schools. A curriculum framework is a set of broad guidelines which aids educational personnel to produce specific instructional plans for a given subject or area of study. First priority shall be given to mathematics, science, foreign languages, and social studies. Each curriculum framework development by the Department shall be approved by the State Board."

Specific appropriation 415A on page 62 appropriates \$178,500 for a Center for Industrial Excellence, a prototype center in Pinellas County to provide a site for a variety of activities related to industrial vocational education. This center is not included in the State Plan for Vocational Education. Statewide benefit has not been demonstrated. Therefore, specific appropriation 415A on page 62, which reads as follows, is hereby vetoed:

415A Aid to Local Governments	
Center for Industrial Excellence	
From General Revenue Fund	178,500

Specific appropriation 426A on page 66 appropriates \$35,000 from the General Revenue Fund for a study of cooperative agreements between community colleges and local school boards. This item was not a part of the Department of Education request. This type of activity is inherent within the responsibilities of the Division of Community Colleges and should be accomplished within existing resources. Therefore, Item 426A on page 66, which reads as follows, is hereby vetoed:

426A Special Categories	
Cooperative Agreements Study	
From General Revenue Fund	35,000

The proviso relating to specific appropriation 426A, found on page 65 in the second full paragraph which reads as follows, is also vetoed:

"The funds in specific appropriation 426A are to be used by Brevard County Community College to conduct a study to promote cooperative agreements and to avoid duplication of services between community colleges and the local school boards. The college shall report the results of the study to the Legislature prior to March 1, 1984. The funds may be used for travel, per diem and other expenses needed to conduct the statewide study."

Specific appropriation 455A on page 71 appropriates \$142,115 in 1983-84 from the General Revenue Fund and four positions for archeological research by Florida State University at the Windover Site. The proviso language in the seventh full paragraph on page 78 for specific appropriation 455A provides that part of the funds be used to contract with Brevard Community College for the research activities. This item is

not in the Florida State University or the Board of Regents budget requests and is not an educational priority. Therefore, specific appropriation 455A on page 71 and the proviso in the seventh full paragraph on page 78, which reads as follows, is hereby vetoed:

455A Lump Sum	
Archeological Research - Windover Site - FSU	
Positions	4
From General Revenue Fund	142,115

"Funds provided in specific appropriation 455A shall be used in part to contract with Brevard Community College for the research activities."

Specific appropriation 455B on page 71 appropriates \$189,300 in 1983-84 from the General Revenue Fund and three positions for archeological research by Florida State University at Warm Mineral Springs. This item is not in the Florida State University or the Board of Regents' budget requests and is not an educational priority. Therefore, specific appropriation 455B on page 71, which reads as follows, is hereby vetoed:

455B Lump Sum	
Archeological Research - Warm Mineral Springs - FSU	
Positions	3
From General Revenue Fund	189,300

Specific appropriation 455C on page 71 appropriates \$167,000 in 1983-84 from the General Revenue Fund and three positions for the Center for Employment Relations and Law (CERL) at Florida State University. Some funding already exists in the base. These additional funds will enhance CERL and permit the publication of a journal. Journals should be self-supporting through subscriptions and other sales. Therefore, specific appropriation 455C on page 71, which reads as follows, is hereby vetoed:

455C Lump Sum	
Center for Employment Relations and Law - FSU (CERL)	
Positions	3
From General Revenue Fund	167,000

Specific appropriation 457B on page 72 appropriates \$185,941 in 1983-84 from the General Revenue Fund for the Institute of Education at the University of North Florida. Currently the Institute of Education has \$100,000 in their budget for continuation purposes. The purpose of the Institute is to plan and develop collaborative programs and activities among universities, community colleges and school districts. HB 1288 which passed during the 1983 legislative session requires the Regents to involve school districts in the Board of Regents' planning and performance of duties. The new legislation also requires the Board of Regents' and the universities' plans to respond to the educational needs of public school teachers and students. For a number of years, the Board of Regents has had this relationship with postsecondary institutions. HB 1288 makes university articulation complete for all delivery systems. Activities such as this should be accomplished within existing resources. The appropriation is \$98,299 above the budget request. Therefore, specific appropriation 457B on page 72, which reads as follows, is hereby vetoed:

457B Lump Sum	
Institute of Education - UNF	
From General Revenue Fund	185,941

Specific appropriations 457C on page 72 appropriates \$100,000 in 1983-84 from the General Revenue Fund for a Model Teacher Education Program at the University of South Florida. This program does not appear in the University of South Florida or the Board of Regents' budget requests. In the Postsecondary Education Planning Commission budget in specific appropriation 451 \$50,000 is provided in 1983-84 from the General Revenue Fund for the Colleges of Education Study. Therefore, specific appropriation 457C on page 72, which reads as follows, is hereby vetoed:

457C Lump Sum	
Model Teacher Education Program -	

University of South Florida  
From General Revenue Fund 100,000

Specific appropriation 458D on page 73 appropriates \$851,321 in 1983-84 from the State Transportation Trust Fund and 10 positions for a Center for Transportation at the University of South Florida. The proviso language in the fifth full paragraph on page 77 delineates the objectives of the Center and its responsibilities. In 1972 the Board of Regents established an interdisciplinary Transportation Research Center (TRC) at the University of Florida. TRC has completed considerable research and currently has contracts pending. All of TRC work has been conducted without direct support from the Legislature. Legislative studies may be easily contracted with the existing TRC. Furthermore, I have appointed a Management Advisory Committee to work with the Florida Department of Transportation. The Committee should review this proposal and make recommendations as to whether it should be included in the FY 1984-85 budget. Therefore, specific appropriation 458D on page 73 and the proviso in the fifth full paragraph on page 77, which reads as follows, are hereby vetoed:

458D Special Categories  
Center for Transportation - USF  
Positions 10  
From State Transportation Trust Fund 851,321

"The Center for Transportation, University of South Florida, specific appropriation 458D, shall have as its major objectives: (1) evaluation of technical policies, management policies, plans, programs, methodologies, equipment and materials; (2) prevention of future crises through timely identification of problems and development of solutions; (3) research to solve state transportation problems using current technology and developing new technology. In meeting these objectives, the Center shall initiate studies for the Legislature and respond to specific requests of the Legislature."

Specific appropriation 459A on page 73 appropriates \$100,000 in 1983-84 from the General Revenue Fund for the Florida Sea Grant at the University of Florida. The Board of Regents requested funding for the Florida Sea Grant for 1984-85. No request was made for 1983-84. Therefore, Item 459A on page 73, which reads as follows, is hereby vetoed:

459A Special Categories  
Florida Sea Grant - UF  
From General Revenue Fund 100,000

Specific appropriation 459C on page 73 appropriates \$25,000 in 1983-84 from the General Revenue Fund for the Industrial Site Census at the University of South Florida. The purpose of this program is to conduct research regarding the site selection for research parks in Florida. The Regional Planning Councils and universities have done work on selecting the location of industrial parks in Florida. I have not been provided with any information which justifies this appropriation. Therefore, Item 459C on page 73, which reads as follows, is hereby vetoed:

459C Special Categories  
Industrial Site Census - USF  
From General Revenue Fund 25,000

Specific appropriation 463A on page 73 appropriates \$325,000 in 1983-84 from the General Revenue Fund and nine positions for New Program Development, Public Health and Hospitality at the University of Central Florida. The Hospitality Program has not been approved for planning by the Board of Regents. Therefore, Item 463A on page 73, which reads as follows, is hereby vetoed:

463A Special Categories  
New Program Development - Public Health  
and Hospitality - UCF  
Positions 9  
From General Revenue Fund 325,000

Specific appropriation 464B on page 74 appropriates \$138,000 in 1983-84 from the General Revenue Fund and two positions for the Department of Communications at the University of West Florida. Of the \$138,000 appropriated, \$110,000 is for equipment. No other department

in any university, with the exception of the Colleges of Engineering, are receiving special appropriations for equipment. Specific appropriation 464B is not in the University of West Florida or the Board of Regents' budget requests. Therefore, specific appropriation 464B on page 74, which reads as follows, is hereby vetoed:

464B Special Categories  
Department of Communications - UWF  
Positions 2  
From General Revenue Fund 138,000

Specific appropriation 1313A on page 169 appropriates \$500,000 in 1983-84 from the Internal Improvement Trust Fund for transfer to the Division of Forestry's Incidental Trust Fund. The 1982-83 General Appropriations Act appropriated \$1,000,000 for an identical purpose. This appropriation was never expended due to a revenue deficit in the Internal Improvement Trust Fund. This deficit still exists and an increased fee schedule will have to be implemented in 1983-84 just to cover the operating cost of the Division of State Lands. Until this trust fund begins to generate revenues in excess of the operating cost of the Division of State Lands, appropriations such as this are inappropriate. Therefore, specific appropriation 1313A on page 169, which reads as follows, is hereby vetoed:

1313A Lump Sum  
Transfer to Division of Forestry  
Incidental Trust Fund  
From Internal Improvement Trust Fund 500,000

Specific appropriation 1313B on page 169 transfers \$304,317 in 1983-84 from the Conservation and Recreation Lands Trust Fund to the Department of State. The Conservation and Recreation Lands Trust Fund may be used to acquire land deemed archaeologically or historically significant and to manage and maintain such lands. Funding of the operating cost of the Department of State relative to its archaeological investigations of such sites is an inappropriate use of this trust fund. Therefore, specific appropriation 1313B on page 169 which reads as follows, is hereby vetoed:

1313B Lump Sum  
Transfer to Department of State--St. Luis Fort  
Preservation  
From Conservation and Recreation Lands Trust  
Fund 304,317

Specific appropriation 1324A on page 170 appropriates \$25,000 in 1983-84 from the Marine Biological Research Trust Fund to conduct a Big Lagoon Research study. The 1983 Legislature created the Marine Fisheries Commission and directed it to make annual recommendations regarding research priorities and funding. This project should be placed in priority order along with all other research needs considering the limited funds available. Therefore, specific appropriation 1324A on page 170, which reads as follows, is hereby vetoed:

1324A Special Categories  
Big Lagoon Research Study  
From Marine Biological Research Trust  
Fund 25,000

Specific appropriation 1345A on page 172 appropriates \$812,000 in 1983-84 from the Land Acquisition Trust Fund for assistance to local governments for the improvement of recreational facilities. This appropriation is in addition to the \$4,000,000 appropriated under the Florida Recreation Development Assistance Program and circumvents established rules and guidelines governing local assistance grants. Therefore, specific appropriation 1345A on page 172, which reads as follows, is hereby vetoed:

1345A Special Categories  
Improvement of Recreational Facilities  
From Land Acquisition Trust Fund 812,000

Specific appropriation 1454A on page 182 appropriates \$575,000 from the General Revenue Fund and \$1,617,633 from the Library Construction Fund in 1983-84 for library construction grants. The General Revenue Fund appropriation is for improvements to libraries that are not consid-

ered high priority projects in the statewide plan for Construction Grants to local libraries. Funds should be appropriated and grants awarded on a statewide priority basis. The general revenue funding in specific appropriation 1454A on page 182 which reads as follows, is hereby vetoed:

1454A Aid to Local Governments	
Construction Grants	
From General Revenue Fund	575,000

Specific appropriation 1582B on page 196 appropriates \$100,000 in 1983-84 from the General Revenue Fund for planning construction of a State Fair Building in Tampa. I did not have sufficient information to evaluate the need and future cost of this project. Therefore, specific appropriation 1582B on page 196 which reads as follows is hereby vetoed:

1582B Fixed Capital Outlay	
Planning Construction/ State Fair Building/Tampa	
From General Revenue Fund	100,000

Specific appropriation 1610A on page 200 appropriates \$57,200 in 1983-84 from the State Game Trust Fund for the Joe Budd Wildlife Management Area Residence. This item was not requested by the agency and should not be funded until a need is clearly demonstrated by the Commission. Therefore, specific appropriation 1610A on page 200 which reads as follows is hereby vetoed:

1610A Fixed Capital Outlay	
Joe Budd WMA - Residence	
State Game Trust Fund	57,200

Specific appropriation 1665A on page 208 appropriates \$150,000 in 1983-84 from the General Revenue Fund for Access Road Improvement, Corbett Wildlife Management Area. Improvements to the State Wildlife Management Areas should be developed according to a commission plan that is financed by the State Game Trust Fund. The plan should be developed, including the establishment of priorities prior to the commitment of any funds for this purpose. Therefore, specific appropriation 1665A on page 208 which reads as follows is hereby vetoed:

1665A Fixed Capital Outlay	
Access Road Improvements - Corbett	
From General Revenue Fund	150,000

Specific appropriation 1667A on page 209 appropriates \$40,000 in 1983-84 from the General Revenue Fund for the STEP-Forward Project—Osceola County. This item was not requested by the Department of Health and Rehabilitative Services and the Department of Education. There is no policy to support this type of expenditure. Capital requirements related to Community Mental Health Services are provided at the local level. Therefore, specific appropriation 1667A on page 209 which reads as follows is hereby vetoed:

1667A Fixed Capital Outlay	
STEP-Forward Project - Osceola County	
From General Revenue Fund	40,000

"Funds in Specific Appropriation 1667A are provided for the purpose of funding the relocation and renovation of the facility currently identified and donated to the Mental Health Service of Osceola County, Inc. for a multi purpose home for mental health and alcohol rehabilitation."

Specific appropriation 1678A on page 214 appropriates \$250,000 in 1983-84 from the Working Capital Trust Fund for Institutional Paving/Seminole Community College. This item was not requested by the Department of Transportation. Therefore, specific appropriation 1678A on page 214 which reads as follows is hereby vetoed:

1678A Fixed Capital Outlay	
Institutional Paving/ Seminole Community College	
From Working Capital Trust Fund	250,000

The portions of Senate Bill 1-B which are set forth herein with my objections, are hereby vetoed and all other portions of Senate Bill 1-B are hereby approved.

Sincerely,  
Bob Graham  
Governor

**The bills, together with the Governor's objections thereto, were referred to the Committee on Rules and Calendar.**

#### INTRODUCTION AND REFERENCE OF BILLS

By Senator Johnston—

**SB 1-C**—A bill to be entitled An act making supplemental appropriations; providing moneys for the annual period beginning July 1, 1983 and ending June 30, 1984, to pay salaries, other expenses, and for other specified purposes of the various agencies of state government, supplementing specific appropriations appropriated by Chapter 83-300, Laws of Florida; providing an effective date.

—was read the first time by title and referred to the Committees on Appropriations; and Finance, Taxation and Claims.

By Senator Peterson—

**SB 2-C**—A bill to be entitled An act relating to education; amending s. 232.246(6)(d), Florida Statutes, as amended; delaying the requirement of 1.5 cumulative grade point average for graduation; amending s. 232.425, Florida Statutes; delaying the effective date of student standards for participation in extracurricular student activities; amending s. 236.081(1)(h), Florida Statutes, relating to dual enrollment programs; providing that such instruction may be offered at community college or university sites under certain circumstances; amending s. 231.088, Florida Statutes; revising the membership of the Florida Quality Instruction Incentives Council, providing for appointment of an executive director and other personnel by the council and exempting such positions from the Career Service System; providing duties of the council; repealing s. 21 of Senate Bill 38-B, which created the Educational Reform Study Commission; amending s. 23 of Senate Bill 38-B; revising the effective date of said act; creating s. 236.1227, Florida Statutes; creating the Extended School Day and Quality Instruction Incentive Categorical Program; providing an appropriation; transferring an appropriation to the Department of Education for the council; repealing the contingency appropriation from the Working Capital Fund; repealing s. 3 of House Bill 38-B, which limits salary increases for state employees and certain other employees except under specified circumstances; providing for the application of House Bill 38-B, providing an appropriation to the Critical Teacher Shortage Trust Fund; providing an effective date.

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

By Senator Johnston—

**SB 3-C**—A bill to be entitled An act relating to taxation; amending s. 214.71(3)(a), Florida Statutes, relating to determination of the base upon which the corporate income tax is apportioned; providing conditions under which sales of tangible personal property are in this state, amending s. 220.03(1)(t), Florida Statutes, 1982 Supplement, and adding paragraphs (aa) and (bb); redefining "state" to include foreign countries; defining "unitary business group" and "nonbusiness income"; amending s. 220.13(1)(b), Florida Statutes, 1982 Supplement; disallowing specified deductions and changing provisions for subtracting certain amounts from taxable income in determining adjusted federal income; amending subsection (1) of s. 220.131, Florida Statutes, to conform provisions relating to affiliated groups; creating s. 220.135, Florida Statutes, providing that all members of a unitary business group must use the unitary reporting method, and providing requirements with respect thereto; amending s. 220.14(3), Florida Statutes; providing that only one exemption shall be allowed to a unitary business group or taxpayers filing a return; amending s. 220.15(3) and (4), Florida Statutes; redefining "everywhere" as used in computation of apportionment factor denominators; deleting provisions relating to a refund under specified circumstances; creating s. 220.16, Florida Statutes, relating to the allocation of nonbusiness income; amending s. 220.63(5), Florida Statutes; deleting a cross reference; amending s. 220.64, Florida Statutes, relating to unitary business groups and application to the franchise tax on banks and savings associations; providing for recomputation of estimated tax due by taxpayers whose tax year begins on or after September 1, 1982, to comply with this act;

amending s. 563.05, Florida Statutes; increasing the excise tax on malt beverages; amending s. 563.07, Florida Statutes; reducing the beer distributors' collection credit; amending s. 564.06(1), (3) and (7), Florida Statutes; increasing the excise tax on certain beverages and wines and reducing the distributors' allowance; amending s. 565.12(1), Florida Statutes, increasing the excise tax on certain alcoholic beverages; amending s. 565.13, Florida Statutes; reducing the distributors' allowance; requiring manufacturers, distributors and vendors to inventory beverages subject to the increased taxes and pay the amount of tax due; providing for application of penalty and interest provisions; repealing s. 196.033, Florida Statutes, and s. 236.25(2)(b), Florida Statutes, 1982 Supplement; eliminating the School District Homestead Trust Fund; providing an appropriation to the Department of Revenue for establishment of a corporate income tax historical computer data base and computerized audit system; providing conditions; amending s. 193.1142(1), Florida Statutes, 1982 Supplement, relating to the date by which ad valorem tax assessment rolls are to be submitted to the Department of Revenue; declaring invalid an emergency rule of the Department of Revenue; making certain changes to the notice of proposed property taxes; providing effective dates.

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

By Senator Hair—

**SB 4-C**—A bill to be entitled An act relating to the Florida School for the Deaf and the Blind; amending s. 242.331(3), Florida Statutes; authorizing the board of trustees of the Florida School for the Deaf and the Blind to adopt rules and submit same to the State Board of Education for approval or amendment; amending s. 120.54(11)(a), Florida Statutes; requiring the Florida School for the Deaf and the Blind to file rules with the Administrative Procedures Committee; amending s. 120.55(1)(a), Florida Statutes; deleting the Florida School for the Deaf and the Blind from those entities not required to publish rules in the Florida Administrative Code; providing an effective date.

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

On motions by Senator Scott, by two-thirds vote SB 4-C was withdrawn from the Committee on Education and by unanimous consent taken up instanter.

On motions by Senator Hair, by two-thirds vote SB 4-C 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—39

Mr. President	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Rehm
Castor	Grant	Malchon	Scott
Childers, D.	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 motions by Senator Scott, by the required constitutional two-thirds vote of the Senate Senate Bills 5-C, 6-C and 7-C were admitted for introduction:

By Senator Vogt—

**SB 5-C**—A bill to be entitled An act relating to building inspectors; amending s. 553.79(5)(b), Florida Statutes, as created by ch. 83-160, Laws of Florida; authorizing persons certified under certain programs of Broward County or Dade County to be special inspectors of threshold buildings; providing an effective date.

—which was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

On motions by Senator Vogt, by two-thirds vote SB 5-C was withdrawn from the Committee on Economic, Community and Consumer Affairs and by unanimous consent taken up instanter.

On motions by Senator Vogt, by two-thirds vote SB 5-C 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—38

Mr. President	Gersten	Kirkpatrick	Plummer
Beard	Gordon	Langley	Rehm
Carlucci	Grant	Malchon	Scott
Castor	Grizzle	Mann	Stuart
Childers, D.	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

Vote after roll call:

Yea—Girardeau

By Senators Neal, Carlucci, Langley, Grizzle and Kirkpatrick—

**SB 6-C**—A bill to be entitled An act relating to the protection of natural resources; amending s. 376.11(5), Florida Statutes, as amended by ch. 83-310, Laws of Florida; authorizing money in the Florida Coastal Protection Trust Fund to be used for certain expenses of the department; creating s. 376.185, Florida Statutes; reenacting the provisions of s. 376.18, Florida Statutes, which was repealed by ch. 83-310, Laws of Florida; repealing ss. 208.001-208.005, Florida Statutes, relating to an excise tax on the generation of hazardous wastes; providing a retroactive effective date.

—which was read the first time by title and referred to the Committee on Natural Resources and Conservation.

On motions by Senator Scott, by two-thirds vote SB 6-C was withdrawn from the Committee on Natural Resources and Conservation and by unanimous consent taken up instanter.

On motions by Senator Neal, by two-thirds vote SB 6-C 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—38

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

Nays—None

By Senator Thomas—

**SB 7-C**—A bill to be entitled An act relating to the State Comprehensive Health Association Act; amending s. 627.6484(2), Florida Statutes, 1982 Supplement, as amended by chapter 83-28, Laws of Florida; providing policies to be available for sale November 15, 1983; providing an effective date.

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

On motions by Senator Thomas, by two-thirds vote SB 7-C was withdrawn from the Committee on Commerce and by unanimous consent taken up instanter.

On motions by Senator Thomas, by two-thirds vote SB 7-C 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—38

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

Nays—None

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

**PROCLAMATION**  
State of Florida  
Executive Department  
Tallahassee

(Amendment to Proclamation dated July 7, 1983)

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

WHEREAS, on the 7th day of July, 1983, a Proclamation of the Governor was issued convening a Special Session of the Florida Legislature commencing at 10:00 a.m., Tuesday, July 12, 1983, and extending through 5:00 p.m., Wednesday, July 13, 1983; and

WHEREAS, it is in the best interest of the citizens of the State of Florida to amend the Proclamation of July 7, 1983, in order to expand the call of the Special Session so the legislature may consider the additional business set forth below;

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

I. That Section two (2) of the Proclamation of the Governor dated July 7, 1983, is hereby amended to read:

*Section 2.*

That the Legislature of the State of Florida is convened for the sole and exclusive purpose of considering the following legislation:

- (a) Enactment of an appropriations bill to adequately fund public education.
- (b) Legislation relating to the reform of public education.
- (c) Amendment of Chapters 214 and 220 eliminating tax exemption on corporate income from foreign transactions and related implementing legislation.
- (d) Amendment of Chapters 563, 564 and 565 increasing the taxes on beer, wine and liquors.
- (e) Legislation authorizing state employee salary increases.

II. Except as amended by this Proclamation, the Proclamation of the Governor dated July 7, 1983, is ratified and confirmed.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed to this proclamation at the Capitol, this 12th day of July, 1983.

*Bob Graham*  
GOVERNOR

ATTEST:

*George Firestone*  
SECRETARY OF STATE

On motions by Senator Scott, the rules were waived and the Committees on Appropriations and Finance, Taxation and Claims were granted permission to meet jointly at 10:30 a.m. this day to consider Senate Bills 2-C, 1-C and 3-C.

On motion by Senator Scott, the Senate recessed at 10:20 a.m. to reconvene at 1:00 p.m. or upon call of the President.

**AFTERNOON SESSION**

The Senate was called to order by the President at 4:00 p.m. A quorum present—32:

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

**REPORTS OF COMMITTEES**

The Committee on Appropriations recommends the following pass: SB 3-C

The Committee on Finance, Taxation and Claims recommends the following pass: SB 3-C

The Committee on Appropriations recommends the following pass: SB 1-C with 16 amendments

The Committee on Finance, Taxation and Claims recommends the following pass: SB 1-C with 11 amendments

The Committee on Appropriations recommends the following pass: SB 2-C with 2 amendments

The Committee on Finance, Taxation and Claims recommends the following pass: SB 2-C with 2 amendments

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

On motions by Senator Scott, by two-thirds vote Senate Bills 2-C, 3-C and 1-C were established as a special order for 4:00 p.m.

**Senator Stuart presiding**

On motion by Senator Scott, the Senate stood for a moment of silence in memory of Minnie Barron Harris, mother of Senator Barron.

**SPECIAL ORDER**

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

**SB 2-C**—A bill to be entitled An act relating to education; amending s. 232.246(6)(d), Florida Statutes, as amended; delaying the requirement of 1.5 cumulative grade point average for graduation; amending s. 232.425, Florida Statutes; delaying the effective date of student standards for participation in extracurricular student activities; amending s. 236.081(1)(h), Florida Statutes, relating to dual enrollment programs; providing that such instruction may be offered at community college or university sites under certain circumstances; amending s. 231.088, Florida Statutes; revising the membership of the Florida Quality Instruction Incentives Council; providing for appointment of an executive director and other personnel by the council and exempting such positions from the Career Service System; providing duties of the council; repealing s. 21 of Senate Bill 38-B, which created the Educational Reform Study Commission; amending s. 23 of Senate Bill 38-B; revising the effective date of said act; creating s. 236.1227, Florida Statutes; creating the Extended School Day and Quality Instruction Incentive Categorical Program; providing an appropriation; transferring an appropriation to the Department of Education for the council; repealing the contingency appropriation from the Working Capital Fund; repealing s. 3 of House Bill 38-B, which limits salary increases for state employees and certain other employees except under specified circumstances; providing for the application of House Bill 38-B; providing an appropriation to the Critical Teacher Shortage Trust Fund; providing an effective date.

—was read the second time by title.

The Committees on Appropriations and Finance, Taxation and Claims recommended the following amendment which was moved by Senator Maxwell and adopted:

**Amendment 1**—On page 2, line 31, after the period on line 31, insert: provided, however, that this section will not apply to students enrolled in exceptional education programs

The Committees on Appropriations and Finance, Taxation and Claims recommended the following amendment which was moved by Senator Gordon and failed:

**Amendment 2**—On page 7, strike all of lines 9-13

Senator Peterson moved the following amendments which were adopted:

**Amendment 3**—On page 7, between lines 27 and 28, insert:

Section 14. Funds appropriated from the Public Education Capital Outlay and Debt Service Trust Fund in House Bill 39-B, 1983 Special Session B, in the amount of \$280,000 to the Board of Trustees of Polk Community College for the purpose of college wide repairs, renovation, remodeling, maintenance, and site improvements are hereby rescinded. The amount of \$280,000 from the Public Education Capital Outlay and Debt Service Trust Fund is hereby appropriated to the Board of Trustees of Polk Community College to plan the joint-use facility at Polk Community College with the University of South Florida.

(Renumber subsequent sections.)

**Amendment 4**—In title, on page 2, line 5, after the semicolon (;) insert: providing an appropriation for planning a joint-use facility at Polk Community College;

On motion by Senator Peterson, by two-thirds vote SB 2-C 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	Girardeau	Kirkpatrick	Rehm
Beard	Gordon	Langley	Scott
Carlucci	Grant	Malchon	Stuart
Castor	Grizzle	Mann	Thomas
Childers, D.	Hair	Margolis	Thurman
Crawford	Henderson	Maxwell	Vogt
Dunn	Hill	McPherson	Weinstein
Fox	Jenne	Meek	
Frank	Jennings	Myers	
Gersten	Johnston	Plummer	

Nays—None

Vote after roll call:

Yea—W. D. Childers

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

**SB 3-C**—A bill to be entitled An act relating to taxation; amending s. 214.71(3)(a), Florida Statutes, relating to determination of the base upon which the corporate income tax is apportioned; providing conditions under which sales of tangible personal property are in this state; amending s. 220.03(1)(t), Florida Statutes, 1982 Supplement, and adding paragraphs (aa) and (bb); redefining "state" to include foreign countries; defining "unitary business group" and "nonbusiness income"; amending s. 220.13(1)(b), Florida Statutes, 1982 Supplement; disallowing specified deductions and changing provisions for subtracting certain amounts from taxable income in determining adjusted federal income; amending subsection (1) of s. 220.131, Florida Statutes, to conform provisions relating to affiliated groups; creating s. 220.135, Florida Statutes, providing that all members of a unitary business group must use the unitary reporting method, and providing requirements with respect thereto; amending s. 220.14(3), Florida Statutes; providing that only one exemption shall be allowed to a unitary business group or taxpayers filing a return; amending s. 220.15(3) and (4), Florida Statutes; redefining "everywhere" as used in computation of apportionment factor denominators; deleting provisions relating to a refund under specified circumstances; creating s. 220.16, Florida Statutes, relating to the allocation of nonbusiness income; amending s. 220.63(5), Florida Statutes; deleting a cross reference; amending s. 220.64, Florida Statutes, relating to unitary business groups and application to the franchise tax on banks and savings associations; providing for recomputation of estimated tax due by taxpayers whose tax year begins on or after September 1, 1982, to comply with this act; amending s. 563.05, Florida Statutes; increasing the excise tax on malt beverages; amending s. 563.07, Florida Statutes; reducing the beer distributors' collection credit; amending s. 564.06(1), (3) and (7), Florida Statutes; increasing the excise tax on certain beverages and wines and reducing the distributors' allowance; amending s. 565.12(1), Florida Stat-

utes; increasing the excise tax on certain alcoholic beverages; amending s. 565.13, Florida Statutes; reducing the distributors' allowance; requiring manufacturers, distributors and vendors to inventory beverages subject to the increased taxes and pay the amount of tax due; providing for application of penalty and interest provisions; repealing s. 196.033, Florida Statutes, and s. 236.25(2)(b), Florida Statutes, 1982 Supplement; eliminating the School District Homestead Trust Fund; providing an appropriation to the Department of Revenue for establishment of a corporate income tax historical computer data base and computerized audit system; providing conditions; amending s. 193.1142(1), Florida Statutes, 1982 Supplement, relating to the date by which ad valorem tax assessment rolls are to be submitted to the Department of Revenue; declaring invalid an emergency rule of the Department of Revenue; making certain changes to the notice of proposed property taxes; providing effective dates.

—was read the second time by title.

**The President presiding**

Senator Crawford moved the following amendment which failed:

**Amendment 1**—On page 17, line 1, insert a new Section 12:

*Section 12. Section 220 184, Florida Statutes, is created to read: 220.184 Credit for severance taxes.—*

(1) *A taxpayer subject to the taxes payable under this Chapter shall be allowed a credit against the taxes imposed by Chapter 211, Part II, Florida Statutes. The credit shall be equal to the sum of the corporate income taxes computed for the individual companies doing business in this state and which are included in the combined return of the taxpayer. For purposes of calculating the credit, the tax computed for each individual company doing business in this state shall be based upon the following specified income sources less all expenses deducted on the taxpayer's separate returns for the taxable year which are attributable, directly or indirectly, to such subtraction:*

(a) *any dividend received pursuant to s. 78 or any amount included in gross income pursuant to s. 951 of the Internal Revenue Code;*

(b) *any profit which was derived from sales outside the United States, the Commonwealth of Puerto Rico and any territory or possession of the United States, and from sources outside the United States as interest, as a royalty, or as compensation for technical or other services; and*

(c) *any amount received as a dividend from a corporation which neither transacts any substantial portion of its business in the United States nor regularly maintains any substantial portion of its assets within the United States*

*The apportionment of these sources of income to this state shall be in conformance with chapter 214, Florida Statutes.*

The provisions of this subsection 220.184 shall be repealed December 31, 1987.

(Renumber subsequent sections.)

Senator Johnston moved the following amendments which were adopted:

**Amendment 2**—On page 21, line 17, after the period (.) insert:

Section 23. Subsection (1) of section 220.12, Florida Statutes, is amended to read:

220.12 Net income defined.—

(1) For purposes of this code, a taxpayer's net income for a taxable year which commences on or after January 1, 1972, shall be that share of its adjusted federal income for such year which is apportioned to this state under s. 220.15 plus nonbusiness income allocated to this state pursuant to s. 220.16, less the exemption allowed by s. 220.14.

(Renumber subsequent sections.)

**Amendment 3**—On page 8, line 22, after the period (.) insert:

*4 There shall be subtracted from such taxable income any amount of nonbusiness income included therein.*

**Amendment 4**—On page 21, line 29, after "11" insert: and section 23

Senator McPherson moved the following amendment which was adopted:

**Amendment 5**—On page 19, lines 21-31, strike all of said lines and renumber subsequent sections.

Senator Langley moved that the Senate reconsider the vote by which Amendment 1 failed. The motion failed.

Senator McPherson moved the following amendment which failed:

**Amendment 6**—On page 19, line 9, strike "\$4.15" and insert: \$3.25

Senators Margolis and Gordon offered the following amendment which was moved by Senator Margolis:

**Amendment 7**—On page 3, line 15, through page 16, line 16, strike all of sections 1 through 10 and insert new sections 1 and 2:

Section 1. Subsection (2) of section 220.11, Florida Statutes, is amended to read:

220.11 Tax imposed.—

(2) The tax imposed by this section shall be an amount equal to 6 5 percent of the taxpayer's net income for the taxable year.

Section 2. Paragraphs (a) and (b) of subsection (1) of section 221.01, Florida Statutes, 1982 Supplement, are amended to read:

221.01 Emergency excise tax; generally.—

(1) The department shall charge and collect an emergency excise tax for each taxable year from every taxpayer liable for the tax imposed by, and required to file a return under, chapter 220, except for those taxpayers subject to s. 220.03(5)(c). The provisions of this chapter shall apply retroactively to all such taxpayers, effective to the effective date of s. 168 of the Internal Revenue Code of 1954, as amended.

(a) The amount of the tax shall be an amount equal to 2.4 2 percent of the deduction allowed, in computing adjusted federal income as defined in s. 220.13, under s. 168 of the Internal Revenue Code of 1954, as amended, exclusive of any deduction allowed under s. 168(b)(3) of the Internal Revenue Code of 1954, as amended, apportioned to this state under s. 220.15 for the taxable year for which the return required by chapter 220 is filed.

(b) If the taxpayer's net income, as defined in s. 220.12, for the taxable year for which the return required by chapter 220 is filed is a net operating loss under chapter 220, excluding any net operating loss carryovers and carrybacks, the amount of the tax shall be 2.4 2 percent of an amount equal to 2.5 times the remainder of:

1. Forty percent of the deduction allowed under s. 168 of the Internal Revenue Code of 1954, as amended, exclusive of any deduction allowed under s. 168(b)(3) of the Internal Revenue Code of 1954, as amended, apportioned to this state under s. 220.15 for the taxable year for which the return is required to be filed by chapter 220; minus

2. The net operating loss, as apportioned to this state under s. 220.15, excluding any net operating loss carryovers and carrybacks.

(Renumber subsequent section.)

#### Senator Hair presiding

Senator Rehm moved the following amendment to Amendment 7 which failed:

**Amendment 7A**—On page 1, lines 18 and 19, strike all of said lines and insert: equal to 5 percent of the taxpayer's net income for the taxable year, except for the 1983-1984 taxable year in which it shall be 6 percent

#### The President presiding

Amendment 7 failed. The vote was:

Yeas—14

Beard	Gersten	Margolis	Rehm
Childers, D.	Gordon	McPherson	Vogt
Dunn	Henderson	Myers	
Fox	Langley	Plummer	

Nays—23

Mr. President	Girardeau	Jennings	Neal
Carlucci	Grant	Johnston	Stuart
Castor	Grizzle	Kirkpatrick	Thomas
Childers, W. D.	Hair	Malchon	Thurman
Crawford	Hill	Mann	Weinstein
Frank	Jenne	Meek	

Further consideration of SB 3-C was deferred.

On motion by Senator Gersten, the Senate reconsidered the vote by which—

**SB 2-C**—A bill to be entitled An act relating to education; amending s. 232.246(6)(d), Florida Statutes, as amended; delaying the requirement of 1.5 cumulative grade point average for graduation; amending s. 232.425, Florida Statutes; delaying the effective date of student standards for participation in extracurricular student activities; amending s. 236.081(1)(h), Florida Statutes, relating to dual enrollment programs; providing that such instruction may be offered at community college or university sites under certain circumstances; amending s. 231.088, Florida Statutes; revising the membership of the Florida Quality Instruction Incentives Council; providing for appointment of an executive director and other personnel by the council and exempting such positions from the Career Service System; providing duties of the council; repealing s. 21 of Senate Bill 38-B, which created the Educational Reform Study Commission; amending s. 23 of Senate Bill 38-B; revising the effective date of said act; creating s. 236.1227, Florida Statutes; creating the Extended School Day and Quality Instruction Incentive Categorical Program; providing an appropriation; transferring an appropriation to the Department of Education for the council; repealing the contingency appropriation from the Working Capital Fund; repealing s. 3 of House Bill 38-B, which limits salary increases for state employees and certain other employees except under specified circumstances; providing for the application of House Bill 38-B; providing an appropriation to the Critical Teacher Shortage Trust Fund; providing an effective date.

—as amended passed this day.

On motion by Senator Gersten, the Senate reconsidered the vote by which SB 2-C was read the third time.

Senator Gersten moved the following amendments which were adopted:

**Amendment 5**—On page 7, between lines 28 and 29, insert a new Section 14:

Section 14. For those school districts with a full-time equivalent student enrollment in excess of 200,000 students, up to 0.3 mills of the 2.0 mills authorized by s. 236.25, Florida Statutes, shall be exempt from the provisions of s. 236.25(2)(a)2., Florida Statutes, for fiscal year 1983-84.

**Amendment 6**—In title, on page 2, line 7, after the semicolon (;) insert: providing for application of the 2-mill levy for school purposes in certain counties;

On motion by Senator Gersten, by two-thirds vote SB 2-C as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Rehm
Castor	Grant	Malchon	Scott
Childers, D.	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

The Senate resumed consideration of —

**SB 3-C**—A bill to be entitled An act relating to taxation; amending s. 214.71(3)(a), Florida Statutes, relating to determination of the base upon which the corporate income tax is apportioned; providing conditions

under which sales of tangible personal property are in this state; amending s. 220.03(1)(t), Florida Statutes, 1982 Supplement, and adding paragraphs (aa) and (bb); redefining "state" to include foreign countries; defining "unitary business group" and "nonbusiness income"; amending s. 220.13(1)(b), Florida Statutes, 1982 Supplement; disallowing specified deductions and changing provisions for subtracting certain amounts from taxable income in determining adjusted federal income; amending subsection (1) of s. 220.131, Florida Statutes, to conform provisions relating to affiliated groups; creating s. 220.135, Florida Statutes, providing that all members of a unitary business group must use the unitary reporting method, and providing requirements with respect thereto; amending s. 220.14(3), Florida Statutes; providing that only one exemption shall be allowed to a unitary business group or taxpayers filing a return; amending s. 220.15(3) and (4), Florida Statutes; redefining "everywhere" as used in computation of apportionment factor denominators; deleting provisions relating to a refund under specified circumstances; creating s. 220.16, Florida Statutes, relating to the allocation of nonbusiness income; amending s. 220.63(5), Florida Statutes; deleting a cross reference; amending s. 220.64, Florida Statutes, relating to unitary business groups and application to the franchise tax on banks and savings associations; providing for recomputation of estimated tax due by taxpayers whose tax year begins on or after September 1, 1982, to comply with this act; amending s. 563.05, Florida Statutes; increasing the excise tax on malt beverages. amending s. 563.07, Florida Statutes; reducing the beer distributors' collection credit; amending s. 564.06(1), (3) and (7), Florida Statutes; increasing the excise tax on certain beverages and wines and reducing the distributors' allowance; amending s. 565.12(1), Florida Statutes; increasing the excise tax on certain alcoholic beverages; amending s. 565.13, Florida Statutes; reducing the distributors' allowance; requiring manufacturers, distributors and vendors to inventory beverages subject to the increased taxes and pay the amount of tax due; providing for application of penalty and interest provisions; repealing s. 196.033, Florida Statutes, and s. 236.25(2)(b), Florida Statutes, 1982 Supplement; eliminating the School District Homestead Trust Fund, providing an appropriation to the Department of Revenue for establishment of a corporate income tax historical computer data base and computerized audit system; providing conditions; amending s. 193.1142(1), Florida Statutes, 1982 Supplement, relating to the date by which ad valorem tax assessment rolls are to be submitted to the Department of Revenue; declaring invalid an emergency rule of the Department of Revenue; making certain changes to the notice of proposed property taxes; providing effective dates.

Senator Thomas moved the following amendment which was adopted:

**Amendment 8**—On page 21, between lines 26 and 27, insert:

Section 24. There is hereby appropriated to the Department of Revenue from the General Revenue Fund the sum of \$200,000 for fiscal year 1983-84. The department is hereby authorized to establish 23 new full time positions for the purpose of administering the provisions of this act.

Senator Johnston moved the following amendments which were adopted:

**Amendment 9**—On page 16, strike all of line 10 and insert: parts I and III-VI of this code and ss. 220.12, 220.13, 220.135, and 220.16 shall apply to the

**Amendment 10**—In title, on page 3, line 10, after the semicolon (;) insert: amending subsection (1) of section 220.12, Florida Statutes; providing for inclusion of certain nonbusiness income in the calculation of net income;

On motion by Senator Johnston, the Senate reconsidered the vote by which Amendment 5 was adopted. The question recurred on Amendment 5 which failed.

Senator Thomas moved the following amendment which was adopted:

**Amendment 11**—In title, on page 3, line 10, after the semicolon (;) insert: providing an appropriation for the administration of this act;

Senator Johnston moved the following amendments which were adopted:

**Amendment 12**—On page 20, lines 9-12, strike all of said lines and insert: data base and a computerized audit system. The

**Amendment 13**—On page 20, line 21, after "Taxation." insert: If the Speaker of the House and President of the Senate object in writing,

the money shall not be spent unless the Administration Commission approves the expenditure by two-thirds affirmative vote of the members present with the Governor voting in the affirmative. Absent such affirmative vote the money shall not be spent.

On motion by Senator Johnston, by two-thirds vote SB 3-C as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—29

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

Nays—10

Beard	Jennings	Myers	Vogt
Grant	Langley	Rehm	
Henderson	Maxwell	Scott	

On motion by Senator Scott, the following remarks were published in the Journal:

**Senator Margolis:** It is not intended in this legislation to impose any additional tax on a corporation organized under section 25(a) of the Federal Reserve Act, an Edge Act Corporation or an International Banking Agency.

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

**SB 1-C**—A bill to be entitled An act making supplemental appropriations; providing moneys for the annual period beginning July 1, 1983 and ending June 30, 1984, to pay salaries, other expenses, and for other specified purposes of the various agencies of state government; supplementing specific appropriations appropriated by Chapter 83-300, Laws of Florida; providing an effective date.

—was read the second time by title.

The Committees on Appropriations and Finance, Taxation and Claims recommended the following amendment which was moved by Senator Maxwell and adopted:

**Amendment 1—**

Section 01, page 1	Strike:	Insert:
New item following Office of Deputy Commissioner for Educational Management		
Special Categories		
Community Hospital		
Education Program		
From General Revenue Fund		517,000

From the funds provided in Specific Appropriation 6-A, \$347,000 shall be used to establish a demonstration project at the University of South Florida Medical Center and \$170,000 shall be used by the Southeastern College of Osteopathic Medicine to increase the availability of physicians to underserved urban and rural areas. The demonstration project shall emphasize the onsite training in underserved urban and rural areas of medical students. Such onsite training shall be conducted in existing community medical facilities that serve medically indigent individuals, and shall include the use of physician extenders.

The Committee on Appropriations recommended the following amendment which was moved by Senator Grizzle and adopted:

**Amendment 2—**

Section 01, page 10	Strike:	Insert:
Following Item 19 add a new item		
Vocational Education, Division of Aid to Local Governments		
Center for Industrial Excellence		
From General Revenue Fund		178,500

The Committee on Appropriations recommended the following amendments which were moved by Senator Maxwell and adopted:

**Amendment 3—**

Section 01, page 10	Strike:	Insert:	
Following Item 20 add a new item			
20A Special Categories			
Cooperative Agreements Study			
From General Revenue Fund			35,000

**Amendment 4—**

Section 01, page 11	Strike:	Insert:	
Following Item 22 add a new item			
Lump Sum			
Archaeological Research -			
Windover and		7 positions	
Warm Mineral Springs - FSU			
From General Revenue Fund			331,415

From the funds in Specific Appropriation . . . , \$142,115 shall be used in part to contract with Brevard Community College for research activities at the Windover site.

The Committees on Appropriations and Finance, Taxation and Claims recommended the following amendments which were moved by Senator Maxwell and adopted:

**Amendment 5—**

Section 01, page 11	Strike:	Insert:	
New item following 22			
Lump Sum			
Department of Communications -			
UWF		2 positions	
From General Revenue			138,000

**Amendment 6—**

Section 01, page 11	Strike:	Insert:	
Following Item 22 add new item			
Lump Sum		7 positions	
New Program in Public Health-UCF			
From General Revenue Fund			238,000

**Amendment 7—**

Section 01, page 11	Strike:	Insert:	
Following Item 22 add new item			
22A Special Categories			
Florida Sea Grant - UF			
From General Revenue Fund			100,000

**Amendment 8—**

Section 01, page 11  
Item 22 Proviso language

In the proviso language following Item 22 add the following sentence:

These funds shall also be used to supplement the funds appropriated in Specific Appropriation 1 to insure that teachers in the University Demonstration Schools shall receive up to 5% salary increases.

**Senator Stuart presiding**

**Amendment 9—**

Section 01, page 11	Strike:	Insert:	
Following Item 23 add a new item			

23A Special Categories		2 positions
New Program in Hospitality		
Management-UCF		
From General Revenue Fund		87,000

**Amendment 10—**

Section 01, page 12	Strike:	Insert:	
Item 25			
University of South Florida			
Medical Center			
Lump Sum			
Quality Improvement Program			
From General Revenue Fund		260,000	125,000

and in proviso language following item 25 strike the last sentence and add the following: From funds in Specific Appropriation 496 in the Conference Report on Senate Bill 1-B, \$135,000 shall be used to purchase a cardiac patient simulator.

The Committees on Appropriations and Finance, Taxation and Claims recommended the following amendment which was moved by Senator Kirkpatrick and adopted:

**Amendment 11—**

Section 01, page 12	Strike:	Insert:	
Item 26			

In the proviso following Item 26 add the following sentence:  
The Health Center is authorized to establish a program of Public Health.

The Committees on Appropriations and Finance, Taxation and Claims recommended the following amendment which was moved by Senator Maxwell and adopted:

**Amendment 12—**

Section 01, page 12	Strike:	Insert:	
Item 26			
University of Florida Health			
Center - Educational and General			
Lump Sum			
Quality Improvement Program			
From General Revenue Fund		410,000	325,000

and in proviso language following Item 26 strike the last sentence and add the following: From funds in Specific Appropriation 520 in the Conference Report on Senate Bill 1-B, \$135,000 shall be used to purchase a cardiac patient simulator.

The Committees on Appropriations and Finance, Taxation and Claims recommended the following amendments which were moved by Senator Vogt and adopted:

**Amendment 13—**

Section 02	Strike:	Insert:	
Add new Item 26C:			
Fixed Capital Outlay			
Institutional Paving - Seminole			
Community College			
From Working Capital Trust Fund			250,000

**Amendment 14—**

Section 02	Strike:	Insert:	
Insert new item			
27A Fixed Capital Outlay			
Access Road Improvements-			
Corbett			
From General Revenue Fund			150,000

The Committee on Appropriations recommended the following amendment which was moved by Senator Gordon and adopted:

**Amendment 15—**

Section 01	Strike:	Insert:
Item 2		
2 Special Categories		
Paid Advertising and Promotion		
From General Revenue	375,000	875,000

The Committee on Appropriations recommended the following amendment which was moved by Senator Rehm and adopted:

**Amendment 16—**

Section 01	Strike:	Insert:
Department of State/ Div. of Library Services		
26B Aid to Local Governments		
Construction Grants		
From General Revenue Fund	175,000	400,000

Of the funds in Specific Appropriation 26B, \$200,000 shall be for Mandarin (Duval County) and \$200,000 shall be for Palm Harbour (Pinellas County).

Senator Maxwell moved the following amendment which was adopted:

**Amendment 17—**

Section 01, page 3  
Item 10

Strike all proviso language and insert new proviso language:

From the amount generated through the FEFP for vocational students in Specific Appropriation 10, districts shall spend no less than 2.78% of the total for the replacement, updating, and repair of vocational equipment.

The allocation of funds provided in Specific Appropriation 10 shall be consistent with the common definitions, uniform program structure, equitable procedures for charging fees, and comparable placement and follow-up information contained in "A Plan for A Uniform Coordinated System of Vocational Education."

The department's monthly distributions of FEFP funds provided in Specific Appropriation 10 shall be made in equal payments on the 10th and 23rd of each month.

The Department of Education shall have the authority to use funds provided in Specific Appropriation 10 for the operation of the Florida School for Boys at Okeechobee in Okeechobee County either directly or through grants or contractual agreements with other duly accredited education agencies.

Pursuant to s. 236.0811, F.S., districts shall develop inservice training plans which they shall submit to the Department. The Department shall review districts' master plans and annual updates of those plans to ensure they are consistent with the goals and objectives of the beginning teacher program, the Teacher Education Center Act, and the Management Training Act. To maintain ongoing inservice education activities, the department shall, from the funds provided in Specific Appropriation 10, including the funds provided in s. 236.081(3), F.S., allocate to each district that has submitted a satisfactory plan an amount equal to \$4.30 times the district's estimated 1983-84 FTE student count. To implement the beginning teacher program an additional \$1.70 per FTE will be allocated to each district.

Funds provided in Specific Appropriation 10 are based upon a base student allocation of \$1,512.01. An amount of \$145 in 1983-84 for each post-secondary vocational FTE shall be added to and made a part of the local required effort for each district. The required local effort tax rate for 1983-84 shall be 4.4 mills. No school district shall be required to levy a millage for required local effort that will produce more than 100% of the calculated FEFP for that district.

The funds provided in Specific Appropriation 10 are to be allocated by comparing the FTE's in 1983-84 to the FTE's of the prior year. In those districts where there is a decline in the FTE's, 50% of the decline is to be multiplied by the prior year calculated FEFP Program per WFTE and added to the allocation of that district. For this purpose the calculated FEFP Program is computed by multiplying the WFTE by the Base Student Allocation and then by the district cost differential. Eighty-five (85) percent of the FTE decline that results from the transfer of programs from school districts to other institutions shall not be counted in the calculation of a district's declining enrollment allocation.

Except as provided below, for fiscal year 1983-84 each district school board is authorized to levy a 1.1 millage tax rate in addition to the maximum nonvoted millage for operating purposes as set forth in Chapter 80-274, F.S. If for any district the sum of the 1983-84 net funded state FEFP exclusive of prior year adjustments plus local required and discretionary local effort exceeds 112% of the 1982-83 net funded state FEFP plus local required and discretionary effort plus homestead trust fund receipts, a millage equivalent of the excess amount shall be calculated. This millage equivalent shall be subtracted from 1.1 mills to determine districts' adjusted maximum discretionary local effort. The discretionary millage calculation shall be made on or before August 1, 1983. Changes in the FEFP made after August 1, 1983, are not intended to influence determination of the discretionary millage.

From the amount provided in Specific Appropriation 10, funds shall be provided as partial equalization of districts' discretionary levy. Equalization funds shall be calculated in the following manner. An amount shall be calculated that is the state average amount per FTE generated with a one mill levy. This average shall be the sum of the value of a one mill levy per FTE student for each district divided by the state total FTE. Each district's equalization entitlement shall be calculated by multiplying (A) one-half a mill by (B) the difference between the state average value of one mill per FTE student and the district value of one mill per FTE student, and by (C) the district's FTE student count. For purposes of calculating the equalization of district's discretionary levy, 1.1 mills shall be the assigned maximum potential discretionary levy.

Each school district in 1983-84 shall be guaranteed at 9.5% per FTE student increase in funding calculated in the following manner. Prior to adjustment of district's maximum potential discretionary levy, a dollar amount shall be calculated for each district for both the 1982-83 and 1983-84 fiscal year that is equal to the sum of the net funded state FEFP plus local required effort and discretionary local effort. The 1982-83 sum shall include homestead trust fund receipts. If the 1983-84 potential dollar amount divided by the 1983-84 unweighted FTE does not equal or exceed 109.5% of the 1982-83 dollar amount divided by the 1982-83 unweighted FTE, the district shall be entitled to receive from the funds appropriated in Specific Appropriation . . . an amount necessary to provide a 9.5% per FTE student increase in funding.

The State Board of Education shall use a maximum of \$10,000,000 from the Working Capital Fund to maintain the 9.5% per pupil funding guarantee and the base student allocation in 1983-84 if funds provided in Specific Appropriation 10 are insufficient to maintain this level when the insufficiency is caused by unexpected fluctuations in either enrollments or taxrolls. First priority use of working capital funds shall be maintenance of the 9.5% per FTE funding guarantee.

Students in public schools served with funds provided in Specific Appropriation 10 and for community colleges in Specific Appropriation . . . for the Adult Basic and High School Program shall be served in the following priority order:

1. Students without a high school diploma who demonstrate skills at or below the eighth grade level and are studying to achieve literacy;
2. Students earning credit required for a high school diploma or preparing for the General Education Development (GED) test;
3. Students who have a high school diploma but require additional specific literacy skills to obtain employment;
4. Students who have a high school diploma and are employed but desire to maintain or enhance their professional competencies;
5. Participants in non-credit courses and activities principally concerned with community problems in the areas of health, safety, human relations, government, child rearing, consumer economics and the environment;

6. Participants in recreation and leisure skill activities.

Priorities 1-4 shall be served with funds provided for the Adult Basic and High School Program; provided, however, that no individual in a lower priority shall be served by a district until all students in a higher priority have been served. No fees shall be charged to students served under priorities 1 or 2. An amount for each priority 3 and 4 FTE, equal to the minimum amount charged for postsecondary adult vocational students, shall be added to and made a part of the local required effort for each district. Priority 5 activities shall be supported with funds provided in Specific Appropriation 411 . . . . (NOTE . . . . 7/7/83 . . . . THIS No. 411 WAS IN SENATE BILL 1-B) . . . . for Community Instructional Services, and with fees that may be charged to participants; participants in priority 6 activities shall be charged fees sufficient to make the activities self-supporting.

The department shall collect from districts both a total FTE count for the Adult Basic and High School Program and subtotal counts that correspond to priorities 1-4. Participants in priorities 5 and 6 activities shall not be included in FTE counts reported for FEFP funding purposes.

Funds provided in Specific Appropriation 10 are based upon program cost factors for 1983-84 as follows:

- 1. Basic Programs
  - A. K-3 1.234
  - B. 4-8 1.000
  - C. 9-12 1.116
  - D. Educational Alternatives 1.763
  - E. K-3 Mainstream 2.352
  - F. 4-8 Mainstream 2.000
  - G. 9-12 Mainstream 2.232
  - H. Educational Alternatives Mainstream 3.526
- 2. Special Programs for Exceptional Students
  - A. Educable Mentally Retarded 2.154
  - B. Trainable Mentally Retarded 2.863
  - C. Physically Handicapped 3.539
  - D. Physical and Occupational Therapy Part-Time 7.045
  - E. Speech and Hearing Part-Time 6.795
  - F. Deaf 3.840
  - G. Visually Handicapped Part-Time 11.666
  - H. Visually Handicapped 4.316
  - I. Emotionally Disturbed Part-Time 4.922
  - J. Emotionally Disturbed 3.183
  - K. Specific Learning Disability Part-Time 4.309
  - L. Specific Learning Disability 2.294
  - M. Gifted Part-Time 2.371
  - N. Hospital and Homebound Part-Time 12.873
  - O. Profoundly Handicapped 5.330
- 3. K-12 Vocational Programs
  - A. Agriculture 1.989
  - B. Business and Office 1.470
  - C. Distributive 1.409
  - D. Diversified 1.386
  - E. Health 1.952
  - F. Public Service 2.052
  - G. Home Economics 1.582
  - H. Industrial 1.982
  - I. Exploratory 1.382
- 4. Adult Preparatory Vocational Programs
  - A. Agriculture 1.929
  - B. Business and Office 1.479
  - C. Distributive 1.467
  - D. Diversified 1.336
  - E. Health 1.975
  - F. Public Service 1.912
  - G. Home Economics 1.634
  - H. Industrial 1.785
- 5. Adult Supplemental Vocational Program
  - A. Agriculture 1.945
  - B. Business and Office 1.315
  - C. Distributive 1.183

- D. Health 1.393
- E. Public Health 1.472
- F. Home Economics 1.162
- G. Industrial 1.514

6. Adult Basic and High School 1.012

APPRO. TOTAL 1,994,073,530

In the administration of FEFP funds provided for agriculture job preparatory vocational technical programs in specific appropriation 10, the Department shall ensure that districts provide instruction and supervision for programs that include an annual production and marketing cycle; this supervision and instruction shall be maintained during all phases of the production and marketing cycle and shall, if necessary to complete the cycle, extend beyond 180 days.

No district shall receive funds provided in specific appropriation 10 for any postsecondary FTE's without the approval of the Regional Coordinating Council.

A student in grades kindergarten through grade 12 and pre-kindergarten exceptional students, excluding provisions of s. 236.013(2)(c)2a, Florida Statutes, may earn up to a maximum value of one full-time equivalent student membership for a school year or equivalent as defined in s. 228.041(16), Florida Statutes.

During 1983-84, the Department shall implement program cost review procedures described in the Department's program cost factor study report, which shall include school site cost reviews for selected programs. As part of its implementation of the program cost review procedure, the Department shall conduct program cost factor computation conferences with the Divisions of Public Schools and Vocational Education, the Executive Office of the Governor, House and Senate Appropriations and Education Committees. The conferences shall be presented appropriate data for the determination of program cost factors including, but not limited to: 1) data from the program cost report developed pursuant to s. 237.34, Florida Statutes, 2) school site cost data, 3) policy and priority analyses, and 4) staff and salary analyses. Conference participants shall review and evaluate available cost data and shall make a determination based on this review of the most appropriate set of cost factors to be used to calculate the subsequent year's FEFP. These recommendations shall be made available to the Executive Office of the Governor, and House and Senate Appropriations and Education Committees.

The Department shall review the current FEFP program cost factors to determine the feasibility and desirability of reducing the number of cost factors. The Department shall submit a report of its findings and recommendations to the Legislature on or before March 1, 1984.

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

**Amendment 18—**

Section 01  
 After Item 26A insert new item

26B Special Categories  
 Improvements of Recreational  
 Facilities  
 From Land Acquisition Trust Fund -0- 125,000

Senator D. Childers moved the following amendment which failed:

**Amendment 19—**

Section 01  
 Item 10

An amendment to Senator Maxwell's FEFP proviso amendment:  
 On the next to last line on page 2 of the amendment strike 112 and add 111

Senators Neal, Mann and Vogt offered the following amendment which was moved by Senator Neal and adopted:

**Amendment 20—**

Section 02



June 30, 1983

Dear Teacher:

*The overwhelming enthusiasm and strong support for adequate state funding of schools, demonstrated at the Coliseum June 28, is a tribute to the dedication and professionalism of our superb teachers. Through your leadership and involvement, we have presented an unequivocal and irrefutable message to the State Legislature that this community deeply cares about the future of its young people and that our legislators should do the same.*

*You can take great pride—as do I, the School Board, and the entire Jacksonville community—in the unprecedented accomplishments that have propelled our school district to the head of the class among this country's major school systems and have led to our designation as the nation's model urban school district. I stated in the Coliseum, and I have said it many times before, that there is not a more outstanding group of teachers anywhere in the nation.*

*That is why I consider the current funding situation—especially in regard to teacher salaries—as an utter travesty and a virtual slap in the face to you and this school district. There is something tragically wrong when a young college graduate can immediately step into an entry-level job in business and make more than the teachers who, more than four years earlier, provided him or her the educational foundation to obtain that job in the first place. There is just no excuse for this situation, and it is the attitudes and actions of those responsible for funding our schools that have allowed it to occur.*

*The resounding message expressed at the Coliseum June 28 can make a difference if each of us accepts the challenge and invitation to contact our legislators by phone, in writing, or face to face, and emphatically insist that they take positive and immediate action to remedy this unfair and deplorable situation. We have demonstrated here in Jacksonville the truth of the slogan on a recent Duval Teachers United billboard: "Good Things Happen When We Work Together." I am convinced that in this way we can continue to show others the road to excellence and success.*

Sincerely yours,  
Herb A. Sang  
Superintendent of Schools

Attached to the letter was a list of the members of the Duval Delegation. It stated at the top of the list "Duval County Legislative Delegation. (Those marked with an asterisk reportedly have not supported adequate school funding.)" The asterisks were by the names of: Senator Joe Carlucci, Senator Mattox S. Hair, Representative Bill Bankhead, Representative George A. Crady, Representative John W. Lewis, and Representative Carl Ogden.

I do not intend to go into the letter in detail. Its intent speaks for itself. It is also unsubstantiated.

My District Senate Office received about 300 or so contacts on this issue of funding education. A number of the contacts were by phone. During the time these calls were coming, we received an unusual number of harassing calls that seem to come with every flurry of calls on a heated issue. I also received some late night harassment calls at my home. The reason for this lengthy explanation of my vote is to record for history some of the problems that occur while we strive to make objective decisions.

It would be wonderful if we in the Legislature could make simple "yes" or "no" decisions without research and on an emotional basis whenever we want to. After all, most everyone loves kids, motherhood, dogs, cats, fishing, hunting, and all the other fun things. And we are all certainly against sharks, hoodlums and taxes.

The reality of life, though, is that we do have to consider matters before the Senate on an objective basis.

I cannot consider the needs in the area of mental health and ignore those of law enforcement. I cannot consider the needs of the environment and ignore the needs of commerce. I could go on and on but there is no need to. The point is that I have to consider everything and everyone as I vote to spend the public's money. Letters and activities such as those of Superintendent Herb A. Sang do nothing to help the legislative process. The only thing those things do is that they seriously damage his credibility with people.

The bottom line to this explanation is that despite the activities of School Superintendent Herb A. Sang, I have objectively considered the bills before us in this special session. My philosophy on the consideration of legislation is very basic. Every bill changes the status quo. While I do not advocate always maintaining the status quo, my vote on bills starts with a "no" until a "yes" is justified. Hence, as we moved toward this special session and the legislation to be considered, my vote was "no." I have voted for the Supplemental Appropriations Act because I believe it warrants my vote, based on its merits. I feel this bill will help improve education in Jacksonville and in Florida.

Joe Carlucci, 8th District

On motion by Senator Johnston, the rules were waived and staff of the Appropriations Committee was instructed to make necessary technical changes in SB 1-C.

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

By Senator Dunn—

**SB 8-C**—A bill to be entitled An act relating to workers' compensation; amending s. 440.20(13)(d), Florida Statutes, as amended, relating to payment of compensation, to clarify; amending s. 440.51, Florida Statutes, modifying the current method of deriving administrative costs; lowering the maximum assessment rate; providing for payment of supplemental benefits; providing for use of a statistical organization; creating s. 440.515, Florida Statutes, providing for confidentiality of certain records; reenacting s. 440.56(6), Florida Statutes, to incorporate the amendment to s. 440.51, Florida Statutes, in a reference thereto; providing an effective date.

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

On motions by Senator Dunn, by two-thirds vote SB 8-C was withdrawn from the Committee on Commerce and by unanimous consent taken up instanter.

On motions by Senator Dunn, by two-thirds vote SB 8-C 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—39

Mr. President	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Rehm
Castor	Grant	Malchon	Scott
Childers, D.	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

#### The President presiding

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

**PROCLAMATION**  
State of Florida  
Executive Department  
Tallahassee

(Second Amendment to Proclamation dated July 7, 1983)

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

WHEREAS, on the 7th day of July, 1983, a Proclamation of the Governor was issued convening a Special Session of the Florida Legislature commencing at 10:00 a.m., Tuesday, July 12, 1983, and extending through 5:00 p.m., Wednesday, July 13, 1983; and

WHEREAS, on the 12th day of July, 1983, a Proclamation of the Governor was issued amending the Proclamation in order to expand the call; and

WHEREAS, it is in the best interest of the citizens of the State of Florida to further amend the Proclamation of July 7, 1983, in order to expand the call of the Special Session so that the legislature may consider the additional business set forth below;

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

I. That Section two (2) of the Proclamation of the Governor dated July 7, 1983, as amended, is hereby amended to read:

Section 2.

That the Legislature of the State of Florida is convened for the sole and exclusive purpose of considering the following legislation:

- (a) Enactment of an appropriations bill to adequately fund public education.
- (b) Legislation relating to the reform of public education.
- (c) Amendment of Chapters 214 and 220 eliminating tax exemption on corporate income from foreign transactions and related implementing legislation.
- (d) Amendment of Chapters 563, 564 and 565 increasing the taxes on beer, wine and liquors.
- (e) Legislation authorizing state employee salary increases.
- (f) A bill authorizing a convention development tax in counties defined by s. 125.011(1).

II. Except as amended by this Proclamation, the Proclamation of the Governor dated July 7, 1983, as amended, is ratified and confirmed.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed to this proclamation at the Capitol, this 12th day of July, 1983.

Bob Graham  
GOVERNOR

ATTEST:  
George Firestone  
SECRETARY OF STATE

By Senators Gordon and Margolis—

**SB 9-C**—A bill to be entitled An act relating to taxation; creating s. 212.057, Florida Statutes; authorizing certain counties to levy a convention development tax on certain rentals or leases; providing for uses of tax revenues; authorizing certain municipalities to prohibit the tax under certain circumstances; requiring certain municipalities to appoint an authority to administer proceeds from the tax; providing an effective date.

—was read the first time by title and referred to the Committee on Finance, Taxation and Claims.

On motions by Senator Gordon, by two-thirds vote SB 9-C was withdrawn from the Committee on Finance, Taxation and Claims and by unanimous consent taken up instanter.

On motions by Senator Gordon, by two-thirds vote SB 9-C 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—39

Mr. President	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Rehm
Castor	Grant	Malchon	Scott
Childers, D.	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 Neal, by the required two-thirds vote of the Senate the following bill was admitted for introduction:

By Senators Girardeau, Hair, Carlucci, Neal and Mann—

**SB 10-C**—A bill to be entitled An act relating to protection of natural resources; providing a short title; providing legislative findings and intent; providing for issuance of certain permits, providing for a study to be conducted by the Department of Health and Rehabilitative Services; providing for pending applications for certain permits; providing a retroactive effective date.

—which was read the first time by title and referred to the Committee on Natural Resources and Conservation.

On motion by Senator Neal, the rules were waived and the Committee on Natural Resources and Conservation was granted permission to meet immediately upon recess to consider SB 10-C.

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

By Senator Henderson—

**SB 11-C**—A bill to be entitled An act relating to the tax on sales, use and other transactions; creating s. 212.058, Florida Statutes; providing a short title; authorizing counties to levy a discretionary additional 1 percent tax for 1 year; creating a trust fund for deposit of proceeds; specifying that the proceeds be used for acquisition, construction, or improvement of local criminal justice facilities; specifying applicability to purchases made in jurisdictions not levying such a tax under certain circumstances; providing method of taxing certain services billed on a monthly cycle; providing for refund of additional tax paid by certain contractors; providing penalties; requiring that counties certify to the Department of Revenue that they have entered into contracts for such purposes; providing for the use of the proceeds for property tax relief and certain other specified tax relief if such certification is not made; providing applicable tax brackets; providing that excess proceeds be used for such tax relief; requiring referendum approval; providing for administration, collection, and enforcement; providing an effective date.

—which was read the first time by title and referred to the Committee on Governmental Operations.

On motions by Senator Henderson, by two-thirds vote SB 11-C was withdrawn from the Committee on Governmental Operations and by unanimous consent taken up instanter.

On motion by Senator Henderson, by two-thirds vote SB 11-C was read the second time by title.

Senator Henderson moved the following amendment which was adopted:

**Amendment 1**—On page 2, line 9, before the period insert: , except that the sales amount above \$1,000 on any one transaction shall not be subject to the tax imposed by this section

On motion by Senator Henderson, by two-thirds vote SB 11-C as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gersten	Johnston	Neal
Beard	Girardeau	Kirkpatrick	Plummer
Carlucci	Gordon	Langley	Rehm
Castor	Grant	Malchon	Scott
Childers, D.	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 Scott, the Senate recessed at 6:41 p.m. to reconvene at 8:45 p.m. or upon call of the President.

The Senate was called to order by the President at 11:12 p.m. A

quorum present—38:

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

#### REPORTS OF COMMITTEES

The Committee on Natural Resources and Conservation recommends the following pass: SB 10-C

**The bill was placed on the calendar.**

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

By Senators Hair, Carlucci and Girardeau—

**SB 12-C**—A bill to be entitled An act relating to taxation; authorizing certain counties to levy a convention development tax on certain rentals or leases; providing for uses of tax revenues; authorizing counties to appoint an authority to administer proceeds from the tax; providing an effective date.

—which was read the first time by title and referred to the Committee on Finance, Taxation and Claims.

On motions by Senator Hair, by two-thirds vote SB 12-C was withdrawn from the Committee on Finance, Taxation and Claims and by unanimous consent taken up instanter.

On motions by Senator Hair, by two-thirds vote SB 12-C 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—34

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

Nays—2

Langley            Mann

Vote after roll call:

Yea—Gersten

Senator Myers moved that SB 13-C, a bill relating to alcohol, drug abuse and mental health services, which was not within the purview of the Proclamation of the Governor, be admitted for introduction. The motion failed.

#### 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 with amendments—

**SB 2-C**—A bill to be entitled An act relating to education; amending s. 232.246(6)(d), Florida Statutes, as amended; delaying the requirement of 1.5 cumulative grade point average for graduation; amending s. 232.425, Florida Statutes; delaying the effective date of student standards for participation in extracurricular student activities; amending s. 236.081(1)(h), Florida Statutes, relating to dual enrollment programs; providing that such instruction may be offered at community college or university sites under certain circumstances; amending s. 231.088, Florida Statutes; revising the membership of the Florida Quality Instruction Incentives Council; providing for appointment of an executive director

and other personnel by the council and exempting such positions from the Career Service System; providing duties of the council; repealing s. 21 of Senate Bill 38-B, which created the Educational Reform Study Commission; amending s. 23 of Senate Bill 38-B; revising the effective date of said act; creating s. 236.1227, Florida Statutes; creating the Extended School Day and Quality Instruction Incentive Categorical Program; providing an appropriation; transferring an appropriation to the Department of Education for the council; repealing the contingency appropriation from the Working Capital Fund; repealing s. 3 of House Bill 38-B, which limits salary increases for state employees and certain other employees except under specified circumstances; providing for the application of House Bill 38-B; providing an appropriation to the Critical Teacher Shortage Trust Fund; providing an appropriation for planning a joint-use facility at Polk Community College; providing for application of the 2-mill levy for school purposes in certain counties; providing an effective date.

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

**Amendment 1**—On page 7, between lines 19 and 20 insert: Section 13. The provisions of ss. 236.25(1) and 236.081(4), Florida Statutes, shall not apply for fiscal year 1983-1984 and the required local millage and discretionary millage for school districts shall be established in the Supplemental Appropriations Act passed during the 1983 Special Session C.

(Renumber subsequent sections.)

**Amendment 2**—In title, on page 2, line 4, after the semi-colon insert: providing for the required local and discretionary millage for 1983-1984;

**Amendment 3**—Strike "Section 14. For those school districts with a full-time equivalent student enrollment in excess of 200,000 students, up to 0.3 mills of the 2.0 mills authorized by s. 236.25, Florida Statutes, shall be exempt from the provisions of s. 236.25(2)(a)2., Florida Statutes, for fiscal year 1983-84." and insert: Section 14. For those school districts with a full-time equivalent student enrollment in excess of 200,000 students, up to 0.3 mills of the 2.0 mills authorized by s. 236.25(2), Florida Statutes, shall be exempt from the provisions of s. 236.25(2)(a)2. that prohibit the supplanting of current expenditures from operating revenues for maintenance, renovation, and repair for fiscal year 1983-1984.

(Renumber subsequent sections.)

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

SB 2-C passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

The bill was ordered engrossed and then enrolled.

*The Honorable Curtis Peterson, President*

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Constitutional two-thirds vote of the membership and passed with amendments—

**SB 6-C**—A bill to be entitled An act relating to the protection of natural resources; amending s. 376.11(5), Florida Statutes, as amended by ch. 83-310, Laws of Florida; authorizing money in the Florida Coastal Protection Trust Fund to be used for certain expenses of the department; creating s. 376.185, Florida Statutes; reenacting the provisions of s. 376.18, Florida Statutes, which was repealed by ch. 83-310, Laws of Florida; repealing ss. 208.001-208.005, Florida Statutes, relating to an excise tax on the generation of hazardous wastes; providing a retroactive effective date.

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

Amendment 1—On page 1, line 27, following 376.185, insert: , until July 1, 1984

Amendment 2—On page 2, line 30 insert a new Section 3 as follows:

Section 3. Section 376.60(3)(d), as created by Chapter 83-310, Laws of Florida, is amended to read:

(d) A one-time transfer of \$11 million from the Florida Coastal Protection Trust Fund pursuant to s. 376.11(5)(c). This transfer shall not be subject to the General Revenue Fund deduction authorized in s. 215.20 and s. 215.22.

(Renumber subsequent sections.)

Amendment 3—In title, on page 1, line 11 insert, following the comma: amending s. 376.60(3)(a), as created by Chapter 83-310, Laws of Florida;

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

SB 6-C passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—36

Table with 4 columns: Name, Name, Name, Name. Lists names of Senators and Representatives who voted in favor.

Nays—None

Vote after roll call:

Yea—Carlucci, Girardeau, Hair

The bill was ordered engrossed and then enrolled.

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed SB 9-C and SB 4-C.

Allen Morris, Clerk

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Constitutional two-thirds vote of the membership and passed SB 11-C and SB 5-C.

Allen Morris, Clerk

The bills contained in the foregoing messages were ordered enrolled.

The Honorable Curtis Peterson, President

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

SB 1-C—A bill to be entitled An act making supplemental appropriations; providing moneys for the annual period beginning July 1, 1983 and ending June 30, 1984, to pay salaries, other expenses, and for other specified purposes of the various agencies of state government; supplementing specific appropriations appropriated by Chapter 83-300, Laws of Florida; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

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

Section 1. The moneys in the following specific appropriations are appropriated from the named funds for the fiscal year 1983-84 to the state agency indicated, to be used to supplement the appropriations made in Section 1 of Chapter 83-300, Laws of Florida, as supplemental amounts to be used to pay the salaries and other expenditures of the named agencies.

Administered Funds

Table with 2 columns: Description, Amount. Shows Lump Sum, Salary Increases, and other fund allocations.

Commerce, Department of

Economic Development, Division of

Table with 2 columns: Description, Amount. Shows Special Categories, Miami Grand Prix, and other fund allocations.

Funds in Specific Appropriation 1A are appropriated to Metropolitan Dade County, Florida for promotion and/or facilitation of motor sporting events in Dade County as the County Commission deems appropriate.

Table with 2 columns: Description, Amount. Shows Special Categories, Paid Advertising and Promotion, and other fund allocations.

Education, Department of, and Commissioner of Education

Office of Deputy Commissioner for Educational Management

From the funds provided in Specific Appropriation 308 of Chapter 83-300, Laws of Florida, \$347,000 shall be used to establish a demonstration project at the University of South Florida Medical Center and \$170,000 shall be used by the Southeastern College of Osteopathic Medicine to increase the availability of physicians to underserved urban and rural areas. The demonstration project shall emphasize the onsite training of medical students in



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districts with 14,000 or fewer full time equivalent students shall be eligible to receive funds provided in Specific Appropriation 9.

10	Aid to Local Governments		
	Florida Educational Finance Program		
	From General Revenue Fund . . . . .	2094,894	985
	From Principal State School Trust Fund . .		8,000,000

From the amount generated through the FEFP for vocational students in Specific Appropriation 10, districts shall spend no less than 2.78% of the total for the replacement, updating, and repair of vocational equipment.

The allocation of funds provided in Specific Appropriation 10 shall be consistent with the common definitions, uniform program structure, equitable procedures for charging fees, and comparable placement and follow-up information contained in -A Plan, for A Uniform Coordinated System of Vocational Education.

The department's monthly distributions of FEFP funds provided in Specific Appropriation 10 shall be made in equal payments on the 10th and 23rd of each month.

The Department of Education shall have the authority to use funds provided in Specific Appropriation 10 for the operation of the Florida School for Boys at Okeechobee in Okeechobee County either directly or through grants or contractual agreements with other duly accredited education agencies.

Pursuant to s. 236.0811, F.S., districts shall develop inservice training plans which they shall submit to the department. The department shall review districts' master plans and annual updates of those plans to ensure they are consistent with the goals and objectives of the beginning teacher program, the Teacher Education Center Act, and the Management Training Act. To maintain ongoing inservice education activities, the department shall, from the funds provided in Specific Appropriation 10, including the funds provided in s. 236.081(3), F.S., allocate to each district that has submitted a satisfactory plan an amount equal to \$4.30 times the district's estimated 1983-84 FTE student count. To implement the beginning teacher program an additional \$1.70 per FTE will be allocated to each district.

Funds provided in Specific Appropriation 10 are based upon a base student allocation of \$1,510.34, a required local effort of 4.4 mills in ad valorem tax and an amount of \$145 in 1983-84 for each postsecondary vocational FTE to be added to and made a part of the local required effort for each district. No school district shall be required to levy a millage for required local effort that will

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produce more than 100% of the calculated FEFP for that district.

The funds provided in Specific Appropriation 10 are to be allocated by comparing the FTE's in 1983-84 to the FTE's of the prior year. In those districts where there is a decline in the FTE's, 50% of the decline is to be multiplied by the prior year calculated FEFP Program per WFTE and added to the allocation of that district. For this purpose the calculated FEFP Program is computed by multiplying the WFTE by the Base Student Allocation and then by the district cost differential. Eighty-five (85) percent of the FTE decline that results from the transfer of programs from school districts to other institutions shall not be counted in the calculation of a district's declining enrollment allocation.

For fiscal year 1983-84 in addition to the limitation on non-voted millage for operating purposes as set forth in Chapter 80-274, Laws of Florida, an additional limitation shall apply and be calculated as follows: (a) Divide the sum of the 1982-83 calculated program, actual discretionary millage and homestead exemption payback for each district by their 1982-83 FTE. (B) Divide the sum of the 1983-84 calculated program and 1.1 mills discretionary millage for each district by their 1983-84 FTE. (C) Determine the percent increase per FTE for each district based on (A) and (B) above. (D) For those districts who are both over the statewide average dollar amount per FTE and who are over a 12% increase, the allowable discretionary millage shall be decreased from 1.1 mills to such a level that they will have a 12% increase per FTE. The discretionary millage calculation shall be made on or before August 1, 1983. Changes made after August 1, 1983, are not intended to influence the discretionary millage.

Districts in 1983-84 shall be guaranteed a 9.5% per FTE increase in funding from the funds provided in Specific Appropriation 10. The determination of the percent increase shall be that one used in the above 12% cap.

From the amount provided in Specific Appropriation 10, funds shall be provided as partial equalization of districts' discretionary levy. Equalization funds shall be calculated in the following manner. An amount shall be calculated that is the state average amount per FTE generated with a one mill levy. This average shall be the sum of the value of a one mill levy per FTE student for each district divided by the state total FTE. Each district's equalization entitlement shall be calculated by multiplying (A) the amount of the actual discretionary millage levied by the district that is in the last .5 mill allowable discretionary millage, (B) the difference between the state average value of one mill per FTE student and the district value

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of one mill per FTE student, and by (C) the district's FTE student count.

The State Board of Education shall use a maximum of \$20,000,000 from the Working Capital Fund to maintain the base student allocation in 1983-84 if funds provided in Specific Appropriation 10 are insufficient to maintain this level when the insufficiency is caused by unexpected fluctuations in either enrollments or taxrolls. No more than \$10,000,000 of this sum shall be released before the recalculation of the FEFP based on the February 1984 FTE count is completed.

Students in public schools served with funds provided in Specific Appropriation 10 and for community colleges in Specific Appropriation 423 in Chapter 83-300, Laws of Florida, for the Adult Basic and High School Program shall be served in the following priority order:

1. Students without a high school diploma who demonstrate skills at or below the eighth grade level and are studying to achieve literacy;

2. Students earning credit required for a high school diploma or preparing for the General Education Development (GED) test;

3. Students who have a high school diploma but require additional specific literacy skills to obtain employment;

4. Students who have a high school diploma and are employed but desire to maintain or enhance their professional competencies;

5. Participants in non-credit courses and activities principally concerned with community problems in the areas of health, safety, human relations, government, child rearing, consumer economics and the environment;

6. Participants in recreation and leisure skill activities.

Priorities 1-4 shall be served with funds provided for the Adult Basic and High School Program; provided, however, that no individual in a lower priority shall be served by a district until all students in a higher priority have been served. No fees shall be charged to students served under priorities 1 or 2. An amount for each priority 3 and 4 FTE, equal to the minimum amount charged for postsecondary adult vocational students, shall be added to and made a part of the local required effort for each district. Priority 5 activities shall be supported with funds provided in Specific Appropriation 411 in Chapter 83-300, Laws of Florida, for Community Instructional Services, and with fees that may be charged to participants;

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participants in priority 6 activities shall be charged fees sufficient to make the activities self-supporting.

The department shall collect from districts both a total FTE count for the Adult Basic and High School Program and subtotal counts that correspond to priorities 1-4. Participants in priorities 5 and 6 activities shall not be included in FTE counts reported for FEFP funding purposes.

Funds provided in Specific Appropriation 10 are based upon program cost factors for 1983-84 as follows:

1. Basic Programs	
A. K-3	1.234
B. 4-8	1.000
C. 9-12	1.116
D. Educational Alternatives	1.763
E. K-3 Mainstream	2.352
F. 4-8 Mainstream	2.000
G. 9-12 Mainstream	2.232
H. Educational Alternatives Mainstream	3.526
2. Special Programs for Exceptional Students	
A. Educable Mentally Retarded	2.154
B. Trainable Mentally Retarded	2.863
C. Physically Handicapped	3.539
D. Physical and Occupational Therapy Part-Time	7.045
E. Speech and Hearing Part-Time	6.795
F. Deaf	3.840
G. Visually Handicapped Part-Time	11.666
H. Visually Handicapped	4.316
I. Emotionally Disturbed Part-Time	4.922
J. Emotionally Disturbed	3.183
K. Specific Learning Disability Part-Time	4.309
L. Specific Learning Disability	2.294
M. Gifted Part-Time	2.371
N. Hospital and Homebound Part-Time	12.873
O. Profoundly Handicapped	5.330
3. K-12 Vocational Programs	
A. Agriculture	1.989
B. Business and Office	1.470
C. Distributive	1.409
D. Diversified	1.386
E. Health	1.952
F. Public Service	2.052
G. Home Economics	1.582
H. Industrial	1.982
I. Exploratory	1.382
4. Adult Preparatory Vocational Programs	
A. Agriculture	1.929
B. Business and Office	1.479
C. Distributive	1.467
D. Diversified	1.336
E. Health	1.975
F. Public Service	1.912
G. Home Economics	1.634

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H. Industrial	1.785
5. Adult Supplemental Vocational Program	
A. Agriculture	1.945
B. Business and Office	1.315
C. Distributive	1.183
D. Health	1.393
E. Public Health	1.472
F. Home Economics	1.162
G. Industrial	1.514
6. Adult Basic and High School	1.012

In the administration of FEFP funds provided for agriculture job preparatory vocational technical programs in Specific Appropriation 10, the department shall ensure that districts provide instruction and supervision for programs that include an annual production and marketing cycle; this supervision and instruction shall be maintained during all phases of the production and marketing cycle and shall, if necessary to complete the cycle, extend beyond 180 days.

No district shall receive funds provided in Specific Appropriation 10 for any postsecondary FTE's without the approval of the Regional Coordinating Council.

A student in grades kindergarten through grade 12 and pre-kindergarten exceptional students, excluding provisions of s. 236.013(2)(c)2a, F.S., may earn up to a maximum value of one full-time equivalent student membership for a school year or equivalent as defined in s. 228.041(16), F.S.

During 1983-84, the department shall implement program cost review procedures described in the department's program cost factor study report, which shall include school site cost reviews for selected programs. As part of its implementation of the program cost review procedure, the department shall conduct program cost factor computation conferences with the Divisions of Public Schools and Vocational Education, the Executive Office of the Governor, House and Senate Appropriations and Education Committees. The conferences shall be presented appropriate data for the determination of program cost factors including, but not limited to: 1) data from the program cost report developed pursuant to s. 237.34, F.S., 2) school site cost data, 3) policy and priority analyses, and 4) staff and salary analyses. Conference participants shall review and evaluate available cost data and shall make a determination based on this review of the most appropriate set of cost factors to be used to calculate the subsequent year's FEFP. These recommendations shall be made available to the Executive Office of the Governor, and House and Senate Appropriations and Education Committees.

The department shall review the current FEFP program cost factors to determine the feasibility and desirability of reducing the number of cost factors.

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The department shall submit a report of its findings and recommendations to the Legislature on or before March 1, 1984.

11 Aid to Local Governments	
Mathematics and Computer Laboratories	
From General Revenue Fund . . . . .	10,000,000

Funds appropriated in Specific Appropriation 11 shall be used to provide additional computer hardware and software for the purposes of computer-assisted instruction in mathematics and computer literacy. These funds shall be allocated to school districts on the basis of unweighted full-time equivalent students in Grades K-12.

12 Aid to Local Governments	
Science Laboratories	
From General Revenue Fund . . . . .	10,000,000

Specific Appropriation 12 shall be allocated to school boards of the 67 school districts for improvements to public school science facilities. Funds in Specific Appropriation 12 shall be distributed according to the number of unweighted full-time equivalent students in Grades 7-12 for the purposes authorized by s. 235.435, F.S. However, prior to the issuance of encumbrance authorizations for projects qualifying pursuant to the provisions of s. 235.435(3)(b), F.S., each school board shall submit to the commissioner a school-by-school plan which identifies facility deficiencies, corrections required, cost estimates, and methods of financing.

13 Aid to Local Governments	
Safe Schools	
From General Revenue Fund . . . . .	2,000,000

The funds provided in Specific Appropriation 13 shall be added to and become part of Specific Appropriation 385A in Chapter 83-300, Laws of Florida.

14 Special Categories	
Assessment Program Upgrade	
From General Revenue Fund . . . . .	15,000

Funds provided in Specific Appropriation 14 shall be used by the Commissioner of Education to conduct an analysis of the state's minimum competency program, including the state minimum student performance standards required by s. 229.565, F.S., and the state student assessment testing program, required by s. 229.57, F.S. This analysis shall include at least the following:

1. A description of activities undertaken since the enabling legislation was enacted.
2. Changes in the program proposed by the department to increase future levels of student

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performance and to enhance the quality of education within the public schools. This analysis shall be submitted to the State Board of Education for review. Based upon this review, the State Board shall make any recommendations deemed necessary to improve the state's minimum competency program. These recommendations shall be made to the Legislature by March 1, 1984.

3. On or before January 1, 1984, the State Board of Education shall make recommendations to the Legislature concerning the feasibility and desirability of administering the state student assessment tests in the spring of each year and on the use of such tests as a condition of promotion.

- 15 Special Categories Curriculum Framework Development From General Revenue Fund . . . . . 20,000

From the funds provided in Specific Appropriation 15, the Department of Education shall develop, maintain, and revise curriculum frameworks for the purpose of insuring a degree of instructional consistency within academic disciplines among Florida's high schools. A curriculum framework is a set of broad guidelines which aids educational personnel to produce specific instructional plans for a given subject or area of study. First priority shall be given to mathematics, science, foreign languages, and social studies. Each curriculum framework developed by the department shall be approved by the State Board.

- 16 Special Categories Visiting School Scholars From General Revenue Fund . . . . . 500,000

- 17 Special Categories Summer Camps From General Revenue Fund . . . . . 1,000,000

Funds appropriated in Specific Appropriation 17 shall be expended according to the provisions of Senate Bill 38-B, 1983 Special Session B. Up to 2.5% of these funds may be expended by the Department of Education for administration of this program.

- 18 Special Categories Mathematics and Science Seventh Period From General Revenue Fund . . . . . 27,000,000

Funds appropriated in Specific Appropriation 18, shall be used to provide a seventh period of instruction in mathematics and science. These funds are provided to assist school districts in meeting the 1984-85 high school graduation requirements provided for in Senate Bill 6-B, 1983 Special Session B. These funds shall be allocated according to unweighted full-time equivalent students in

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Grades 11-12. School districts may offer this seventh period before or after the regular school day or at any alternative time.

- 19 Special Categories Student Performance Standards and Standards of Excellence From General Revenue Fund . . . . . 200,000

Funds appropriated in Specific Appropriation 19 shall be expended according to the provisions of Senate Bill 38-B, 1983 Special Session B.

Community Colleges, Division of

- 20 Aid to Local Governments Community Colleges Program Fund From General Revenue Fund . . . . . 5,500,000

Funds in Specific Appropriation 20 are allocated to community colleges as follows:

Table listing county allocations: Brevard (\$266,200), Broward (386,650), Central Florida (101,200), Chipola (48,950), Daytona (237,050), Edison (95,150), Florida JC-Jacksonville (510,400), Florida Keys (44,000), Gulf Coast (85,800), Hillsborough (245,850), Indian River (157,850), Lake City (79,200), Lake Sumter (47,300), Manatee (116,050), Miami (1,080,200), North Florida (33,000), Okaloosa (88,000), Palm Beach (224,950), Pasco (68,200), Pensacola (301,400), Polk (104,500), St. Johns (41,250), St. Petersburg (345,400), Santa Fe (226,600), Seminole (176,550), South Florida (44,000), Tallahassee (96,250), Valencia (248,050).

Florida School for the Deaf and the Blind

- 21 Salaries and Benefits From General Revenue Fund . . . . . 154,826 From Grants and Donations Trust Fund . . . . . 23,134

Funds in Specific Appropriation 21 are for salary increases for employees in the Board of Trustees Pay Plan.

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Universities, Division of Educational and General Activities

22	Salaries and Benefits		
	From General Revenue Fund . . . . .	12,300,000	
	From Engineering Industrial Experiment Station Trust Fund . . . . .		156,000
	From General Trust Fund . . . . .		860,000

Funds in Specific Appropriation 22 shall be used to provide salary increases for faculty subject to collective bargaining. All salary increases pursuant to this item shall not increase the average annual rate by more than \$13,530,836 and shall not become effective prior to September 1, 1983. These salary increases shall not apply to any faculty member who began employment subsequent to January 31, 1983.

23	Lump Sum		
	Law School Quality Improvement Program		
	From General Revenue Fund . . . . .	1,000,000	

Funds in Specific Appropriation 23 are for the enhancement of law education at FSU and UF Colleges of Law. Up to 20 positions may be established with these funds.

23A	Special Categories		
	New Program Development - Hospitality - UCF		
		POSITIONS	2
	From General Revenue Fund . . . . .		87,000

23B	Special Categories		
	Department of Communications Equipment - UWF		
	From General Revenue Fund . . . . .	110,000	

Institute of Food and Agricultural Sciences

24	Lump Sum		
	Quality Improvement Program		
	From General Revenue Fund . . . . .	600,000	

Up to 15 positions may be established from funds provided in Specific Appropriation 24. Two of these positions and \$200,000 shall be used to initiate a joint FIU-FAU-IFAS Educational Program in ornamental horticulture and turf.

University of South Florida Medical Center

25	Lump Sum		
	Quality Improvement Program		
	From General Revenue Fund . . . . .	125,000	

From funds provided in Specific Appropriation 25, up to 2 positions may be established.

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University of Florida Health Center - Educational and General

26	Lump Sum		
	Quality Improvement Program		
	From General Revenue Fund . . . . .	275,000	

From funds provided in Specific Appropriation 26, up to 6 positions may be established.

The reduction in administrative costs included in Specific Appropriations 515 through 517 in Chapter 83-300, Laws of Florida, may be implemented on a proportional basis among all program components in the Health Center budget.

State, Department of, and Secretary of State

Library Services, Division of

26A	Aid to Local Governments		
	Construction Grants - Mandarin Library - Jacksonville		
	From General Revenue Fund . . . . .	175,000	

TOTAL OF SECTION 01 5

FROM GENERAL FUNDS. . . . . 2210,631,811

FROM TRUST FUNDS. . . . . 22,289,134

TOTAL ALL FUNDS . . . . . 2232,920,945

Section 2. The moneys in the following specific appropriations are appropriated from the named funds for the 1983-84 Fiscal Year to the state agencies indicated, as amounts for fixed capital outlay.

Health and Rehabilitative Services, Department of

Office of the Assistant Secretary for Administrative Services

27	Fixed Capital Outlay		
	Centrally Managed Facilities Maintenance and Repair		
	From General Revenue Fund . . . . .	200,000	

TOTAL OF SECTION 02

FROM GENERAL FUNDS. . . . . 200,000

TOTAL ALL FUNDS . . . . . 200,000

Section 3. Salaries and Benefits

(1) Statement of Purpose

This section provides instructions for implementing salary and benefit increases appropriated within Specific Appropriation 1. All allocations and distributions of these adjustments are to be made in strict accordance with the provisions of this act. Except as

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specifically provided in this section or in other sections of this act, all state employees shall receive effective October 1, 1983, a 2.71% across-the-board salary increase plus associated benefit costs, based on their September 30, 1983 base rate of pay.

(2) Elected Officers

The salaries of the following officers shall be paid during fiscal year 1983-84 at the annual rates shown below; however, in the event of a revenue shortfall as defined in s. 216.221, F.S., these salaries may be reduced on a voluntary basis:

Table with 2 columns: Position and Salary. Rows include Governor, Lieutenant Governor, Secretary of State, Comptroller, Treasurer, Attorney General, Education Commissioner, Agriculture Commissioner, Supreme Court Justice, Judges--District Courts of Appeal, Judges--Circuit Courts, Commissioner--Public Service Commission, Public Employee Relations Commission-Chairman, Public Employee Relations Commission-Commissioners, and Judges--County Courts.

A county court judge assigned to active judicial service in any of the courts created by Article V of the State Constitution shall be paid as additional compensation for such service, the difference between his normal salary and the salary then currently paid to a judge of the court to which he is assigned. The amount of such differential shall be computed on the basis of an eight-hour day, or major fraction thereof, and certified by the chief judge to the Judicial Administrative Commission on a monthly basis.

State Attorneys:

Table with 2 columns: Population and Salary. Rows: Circuits with 1,000,000 population or less (56,710 / 58,247) and Circuits over 1,000,000 (59,385 / 60,994).

Public Defenders:

Table with 2 columns: Population and Salary. Row: Circuits with 1,000,000 population or less (53,500 / 54,950).

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Table with 2 columns: Population and Salary. Row: Circuits over 1,000,000 (56,175 / 57,697).

All population figures relating to state attorneys' and public defenders' salaries shall be based on the most recent population estimates prepared pursuant to the provisions of S. 23.019, F.S. These population estimates shall become effective as of July 1, 1983, for fiscal year 1983-84 and shall not be adjusted subsequently.

(3) Professional Health Care

Based on the Collective Bargaining Agreement between the Governor and the Florida Nurses Association, these employees shall receive a 10% salary increase based on the statewide minimum of each pay grade, effective October 1, 1983.

(4) Law Enforcement

Based on the Collective Bargaining Agreement between the Governor and the Florida Police Benevolent Association, these employees shall receive a 5% increase in their September 30, 1983 base rate of pay, (excluding any payment being received for leadworker pay, hazardous-duty pay, shift differential pay, on-call fees or law enforcement incentive pay which are salary additives rather than a part of the base rate of pay of an employee), effective October 1, 1983.

Section 4. This act shall take effect July 1, 1983, or upon becoming law, whichever occurs later; however, if this act becomes law after July 1, 1983, then it shall operate retroactively to July 1, 1983.

Summary table showing TOTAL THIS GENERAL APPROPRIATION ACT POSITIONS (5), FROM GENERAL FUNDS (2210,831,811), FROM TRUST FUNDS (22,289,134), and TOTAL ALL FUNDS (2233,120,945).

Senator Johnston moved the following amendment which was adopted:

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

Section 1. The moneys in the following specific appropriations are appropriated from the named funds for the Fiscal Year 1983-84 to the state agency indicated, to be used to supplement the appropriations made in Section 1 of Chapter 83-300, Laws of Florida, as supplemental amounts to be used to pay the salaries and other expenditures of the named agencies

Administered Funds

1 Lump Sum		
Salary Increases		
From General Revenue Fund . . . . .	29,750,000	
From Trust Funds . . . . .		12,750,000

Commerce, Department of

Economic Development, Division of

1A Special Categories		
Miami Grand Prix		
From General Revenue Fund . . . . .	500,000	

Funds in Specific Appropriation 1A are appropriated to Metropolitan Dade County, Florida for promotion and/or facilitation of motor sporting events in Dade County as the County Commission deems appropriate

2 Special Categories		
Paid Advertising and Promotion		
From General Revenue Fund . . . . .	375,000	

Education, Department of, and Commissioner of Education

Office of Deputy Commissioner for Educational Management

From the funds provided in Specific Appropriation 3A, \$347,000 shall be used to establish a demonstration project at the University of South Florida Medical Center and \$170,000 shall be used by the Southeastern College of Osteopathic Medicine to increase the availability of physicians to underserved urban and rural areas. The demonstration project shall emphasize the onsite

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training of medical students in underserved urban and rural areas. Such onsite training shall be conducted in existing community medical facilities that serve medically indigent individuals, and shall include the use of physician extenders.

3 Lump Sum		
Florida Quality Instruction Incentives Council		
		POSITIONS 3
From General Revenue Fund . . . . .		750,000

3A Special Categories		
Community Hospital Education Program		
From General Revenue Fund . . . . .		517,000

4 Special Categories		
Postsecondary Programs of Excellence		
From General Revenue Fund . . . . .		2,500,000

From the funds appropriated in Specific Appropriation 4, \$2,000,000 shall be allocated by the department to establish postsecondary education programs of excellence in mathematics, science and computer education as provided for in SB 38-B, 1983 Special Session B. The remaining \$500,000 shall be used to improve the internship component of approved teacher preparation programs in public institutions, according to guidelines to be established by the Department of Education, Office of Teacher Education; provided, however, that these funds shall not be used to supplant funds from any other source currently used to support internship programs

5 Special Categories		
Regional Centers of Excellence		
From General Revenue Fund . . . . .		200,000

The funds appropriated in Specific Appropriation 5 shall be used to establish regional centers of excellence in mathematics, science, computers and technology, as provided for in SB 38-B, 1983 Special Session B, at Florida Atlantic University and the University of South Florida.

6 Special Categories		
School Principals Inservice Training		
From General Revenue Fund . . . . .		1,000,000

Funds appropriated in Specific Appropriation 6 shall only be expended for those principal training programs approved by the Florida Quality Instruction Incentives Council provided for in SB 38-B, 1983 Special Session B. Attendance is required of all school principals, however, school boards may receive attendance exemption requests from principals but shall grant exemptions only if the board finds the request to be fully warranted. All exemptions must be reported to the Commissioner of Education one month prior to the seminar which the exempted principal is scheduled to attend

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Office of Deputy Commissioner for Special Programs

- 7 Special Categories
  - Summer Inservice Institutes
    - From General Revenue Fund . . . . . 4,600,000

Funds provided in Specific Appropriation 7 shall be used to pay the cost of salaries and employee benefits to teacher-participants and to pay the cost of instruction for an intensive subject matter content summer in-service training program for classroom teachers and for summer camps as provided for in Senate Bill 6-B, 1983 Special Session B. Each school district shall include in its master plan for in-service staff development submitted to the Department of Education pursuant to s. 236.0811, F.S., provisions for an intensive subject matter content summer in-service training program, the emphasis of which for the summer of 1984 shall be math and science content instruction for elementary and secondary teachers, especially for those who are out-of-field math and science teachers. School districts which use university faculty for the summer in-service institutes shall give first consideration to faculty in colleges of arts and sciences to provide instruction in intensive subject matter content. The department shall establish an equitable method to determine the distribution of these funds based on the number of full-time equivalent classroom teachers participating in the districts' approved subject matter content summer in-service training programs. For 1983-84, districts may use a maximum of five percent of the total amount of their allocation for summer in-service planning activities.

- 8 Financial Assistance Payments
  - Critical Teacher Shortage
    - From General Revenue Fund . . . . . 500,000
    - From Critical Teacher Shortage Trust Fund . . . . . 500,000

Funds provided in Specific Appropriation 8 shall be expended through the Critical Teacher Shortage Trust Fund. These funds shall be expended according to Sections 10, 11, and 12 of Senate Bill 38-B passed in the 1983 Special Legislative Session B. These funds shall not revert to the General Revenue Fund at the end of the fiscal year.

Public Schools, Division of

- 9 Aid to Local Governments
  - District Sparsity Supplement
    - From General Revenue Fund . . . . . 4,500,000

If the number of dollars generated by using the formula as provided in s. 236.081(f)(1) and (2), F.S., exceeds the funds provided in Specific Appropriation 9, the department shall prorate each district's share of the appropriation. Only

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districts with 14,000 or fewer full time equivalent students shall be eligible to receive funds provided in Specific Appropriation 9.

- 10 Aid to Local Governments
  - Florida Educational Finance Program
    - From General Revenue Fund . . . . . 2,094,894,985
    - From Principal State School Trust Fund . . . . . 8,000,000

From the amount generated through the FEFP for vocational students in Specific Appropriation 10, districts shall spend no less than 2.78% of the total for the replacement, updating, and repair of vocational equipment.

The allocation of funds provided in Specific Appropriation 10 shall be consistent with the common definitions, uniform program structure, equitable procedures for charging fees, and comparable placement and follow-up information contained in -A Plan for A Uniform Coordinated System of Vocational Education.-

The department's monthly distributions of FEFP funds provided in Specific Appropriation 10 shall be made in equal payments on the 10th and 23rd of each month.

The Department of Education shall have the authority to use funds provided in Specific Appropriation 10 for the operation of the Florida School for Boys at Okeechobee in Okeechobee County either directly or through grants or contractual agreements with other duly accredited education agencies.

Pursuant to s. 236.0811, F.S., districts shall develop inservice training plans which they shall submit to the department. The department shall review districts' master plans and annual updates of those plans to ensure they are consistent with the goals and objectives of the beginning teacher program, the Teacher Education Center Act, and the Management Training Act. To maintain ongoing inservice education activities, the department shall, from the funds provided in Specific Appropriation 10, including the funds provided in s. 236.081(3), F.S., allocate to each district that has submitted a satisfactory plan an amount equal to \$4.30 times the district's estimated 1983-84 FTE student count. To implement the beginning teacher program an additional \$1.70 per FTE will be allocated to each district.

Funds provided in Specific Appropriation 10 are based upon a base student allocation of \$1,510.34, a required local effort of 4.4 mills in ad valorem tax and an amount of \$145 in 1983-84 for each postsecondary vocational FTE to be added to and made a part of the local required effort for each district. No school district shall be required to levy a millage for required local effort that will

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produce more than 100% of the calculated FEFP for that district.

The funds provided in Specific Appropriation 10 are to be allocated by comparing the FTE's in 1983-84 to the FTE's of the prior year. In those districts where there is a decline in the FTE's, 50% of the decline is to be multiplied by the prior year calculated FEFP Program per WFTE and added to the allocation of that district. For this purpose the calculated FEFP Program is computed by multiplying the WFTE by the Base Student Allocation and then by the district cost differential. Eighty-five (85) percent of the FTE decline that results from the transfer of programs from school districts to other institutions shall not be counted in the calculation of a district's declining enrollment allocation.

For fiscal year 1983-84 in addition to the limitation on non-voted millage for operating purposes as set forth in Chapter 80-274, Laws of Florida, an additional limitation shall apply and be calculated as follows: (A) Divide the sum of the 1982-83 calculated FEFP program, actual discretionary millage and homestead exemption payback for each district by their 1982-83 FTE. (B) Divide the sum of the 1983-84 calculated FEFP program and 1.1 mills discretionary millage for each district by their 1983-84 FTE. (C) Determine the percent increase per FTE for each district based on (A) and (B) above. (D) For those districts who are both over the statewide average dollar amount per FTE in 1983-84 and who are over a 12% increase, the allowable discretionary millage shall be decreased from 1.1 mills to such a level that they will have a 12% increase per FTE. The discretionary millage calculation shall be made on or before August 1, 1983. Changes made after August 1, 1983, are not intended to influence the discretionary millage.

Districts in 1983-84 shall be guaranteed a 9.5% per FTE increase in funding from the funds provided in Specific Appropriation 10. The determination of the percent increase shall be that one used in the above 12% cap.

From the amount provided in Specific Appropriation 10, funds shall be provided as partial equalization of districts' discretionary levy. Equalization funds shall be calculated in the following manner. An amount shall be calculated that is the state average amount per FTE generated with a one mill levy. This average shall be the sum of the value of a one mill levy per FTE student for each district divided by the state total FTE. Each district's equalization entitlement shall be calculated by multiplying (A) the amount of the actual discretionary millage levied by the district that is in the last .5 mill allowable discretionary millage, (B) the difference between the state average value of one mill per FTE student and the district value

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of one mill per FTE student, and by (C) the district's FTE student count.

The State Board of Education shall use a maximum of \$20,000,000 from the Working Capital Fund to maintain the base student allocation in 1983-84 if funds provided in Specific Appropriation 10 are insufficient to maintain this level when the insufficiency is caused by unexpected fluctuations in either enrollments or taxrolls. No more than \$10,000,000 of this sum shall be released before the recalculation of the FEFP based on the February 1984 FTE count is completed.

Students in public schools served with funds provided in Specific Appropriation 10 and for community colleges in Specific Appropriation 423 in Chapter 83-300, Laws of Florida, for the Adult Basic and High School Program shall be served in the following priority order:

1. Students without a high school diploma who demonstrate skills at or below the eighth grade level and are studying to achieve literacy;
2. Students earning credit required for a high school diploma or preparing for the General Education Development (GED) test;
3. Students who have a high school diploma but require additional specific literacy skills to obtain employment;
4. Students who have a high school diploma and are employed but desire to maintain or enhance their professional competencies;
5. Participants in non-credit courses and activities principally concerned with community problems in the areas of health, safety, human relations, government, child rearing, consumer economics and the environment;
6. Participants in recreation and leisure skill activities.

Priorities 1-4 shall be served with funds provided for the Adult Basic and High School Program; provided, however, that no individual in a lower priority shall be served by a district until all students in a higher priority have been served. No fees shall be charged to students served under priorities 1 or 2. An amount for each priority 3 and 4 FTE, equal to the minimum amount charged for postsecondary adult vocational students, shall be added to and made a part of the local required effort for each district. Priority 5 activities shall be supported with funds provided in Specific Appropriation 411 in Chapter 83-300, Laws of Florida, for Community Instructional Services, and with fees that may be charged to participants;

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participants in priority 6 activities shall be charged fees sufficient to make the activities self-supporting.

The department shall collect from districts both a total FTE count for the Adult Basic and High School Program and subtotal counts that correspond to priorities 1-4. Participants in priorities 5 and 6 activities shall not be included in FTE counts reported for FEFP funding purposes.

Funds provided in Specific Appropriation 10 are based upon program cost factors for 1983-84 as follows:

1. Basic Programs	
A. K-3	1.234
B. 4-8	1.000
C. 9-12	1.116
D. Educational Alternatives	1.763
E. K-3 Mainstream	2.352
F. 4-8 Mainstream	2.000
G. 9-12 Mainstream	2.232
H. Educational Alternatives Mainstream	3.526
2. Special Programs for Exceptional Students	
A. Educable Mentally Retarded	2.154
B. Trainable Mentally Retarded	2.863
C. Physically Handicapped	3.539
D. Physical and Occupational Therapy Part-Time	7.045
E. Speech and Hearing Part-Time	6.795
F. Deaf	3.840
G. Visually Handicapped Part-Time	11.666
H. Visually Handicapped	4.316
I. Emotionally Disturbed Part-Time	4.922
J. Emotionally Disturbed	3.183
K. Specific Learning Disability Part-Time	4.309
L. Specific Learning Disability	2.294
M. Gifted Part-Time	2.371
N. Hospital and Homebound Part-Time	12.873
O. Profoundly Handicapped	5.330
3. K-12 Vocational Programs	
A. Agriculture	1.989
B. Business and Office	1.470
C. Distributive	1.409
D. Diversified	1.386
E. Health	1.952
F. Public Service	2.052
G. Home Economics	1.582
H. Industrial	1.982
I. Exploratory	1.382
4. Adult Preparatory Vocational Programs	
A. Agriculture	1.929
B. Business and Office	1.479
C. Distributive	1.467
D. Diversified	1.336
E. Health	1.975
F. Public Service	1.912
G. Home Economics	1.634

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H. Industrial	1.785
5. Adult Supplemental Vocational Program	
A. Agriculture	1.945
B. Business and Office	1.315
C. Distributive	1.183
D. Health	1.393
E. Public Health	1.472
F. Home Economics	1.162
G. Industrial	1.514
6. Adult Basic and High School	1.012

In the administration of FEFP funds provided for agriculture job preparatory vocational technical programs in Specific Appropriation 10, the department shall ensure that districts provide instruction and supervision for programs that include an annual production and marketing cycle; this supervision and instruction shall be maintained during all phases of the production and marketing cycle and shall, if necessary to complete the cycle, extend beyond 180 days.

No district shall receive funds provided in Specific Appropriation 10 for any postsecondary FTE's without the approval of the Regional Coordinating Council.

A student in grades kindergarten through grade 12 and pre-kindergarten exceptional students, excluding provisions of s. 236.013(2)(c)2a, F.S., may earn up to a maximum value of one full-time equivalent student membership for a school year or equivalent as defined in s. 228.041(16), F.S.

During 1983-84, the department shall implement program cost review procedures described in the department's program cost factor study report, which shall include school site cost reviews for selected programs. As part of its implementation of the program cost review procedure, the department shall conduct program cost factor computation conferences with the Divisions of Public Schools and Vocational Education, the Executive Office of the Governor, House and Senate Appropriations and Education Committees. The conferences shall be presented appropriate data for the determination of program cost factors including, but not limited to: 1) data from the program cost report developed pursuant to s. 237.34, F.S., 2) school site cost data, 3) policy and priority analyses, and 4) staff and salary analyses. Conference participants shall review and evaluate available cost data and shall make a determination based on this review of the most appropriate set of cost factors to be used to calculate the subsequent year's FEFP. These recommendations shall be made available to the Executive Office of the Governor, and House and Senate Appropriations and Education Committees.

The department shall review the current FEFP program cost factors to determine the feasibility and desirability of reducing the number of cost factors.

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The department shall submit a report of its findings and recommendations to the Legislature on or before March 1, 1984.

- 11 Aid to Local Governments
  - Mathematics and Computer Laboratories
    - From General Revenue Fund . . . . . 10,000,000

Funds appropriated in Specific Appropriation 11 shall be used to provide additional computer hardware and software for the purposes of computer-assisted instruction in mathematics and computer literacy. These funds shall be allocated to school districts on the basis of unweighted full-time equivalent students in Grades K-12.

- 12 Aid to Local Governments
  - Science Laboratories
    - From General Revenue Fund . . . . . 10,000,000

Specific Appropriation 12 shall be allocated to school boards of the 67 school districts for improvements to public school science facilities. Funds in Specific Appropriation 12 shall be distributed according to the number of unweighted full-time equivalent students in Grades 7-12 for the purposes authorized by s. 235.435, F.S. However, prior to the issuance of encumbrance authorizations for projects qualifying pursuant to the provisions of s. 235.435(3)(b), F.S., each school board shall submit to the commissioner a school-by-school plan which identifies facility deficiencies, corrections required, cost estimates, and methods of financing.

- 13 Aid to Local Governments
  - Safe Schools
    - From General Revenue Fund . . . . . 2,000,000

The funds provided in Specific Appropriation 13 shall be added to and become part of Specific Appropriation 385A in Chapter 83-300, Laws of Florida.

- 14 Special Categories
  - Assessment Program Upgrade
    - From General Revenue Fund . . . . . 15,000

Funds provided in Specific Appropriation 14 shall be used by the Commissioner of Education to conduct an analysis of the state's minimum competency program, including the state minimum student performance standards required by s. 229.565, F.S., and the state student assessment testing program, required by s. 229.57, F.S. This analysis shall include at least the following:

1. A description of activities undertaken since the enabling legislation was enacted.
2. Changes in the program proposed by the department to increase future levels of student

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performance and to enhance the quality of education within the public schools. This analysis shall be submitted to the State Board of Education for review. Based upon this review, the State Board shall make any recommendations deemed necessary to improve the state's minimum competency program. These recommendations shall be made to the Legislature by March 1, 1984.

3. On or before January 1, 1984, the State Board of Education shall make recommendations to the Legislature concerning the feasibility and desirability of administering the state student assessment tests in the spring of each year and on the use of such tests as a condition of promotion.

- 15 Special Categories
  - Curriculum Framework Development
    - From General Revenue Fund . . . . . 20,000

From the funds provided in Specific Appropriation 15, the department of Education shall develop, maintain, and revise curriculum frameworks for the purpose of insuring a degree of instructional consistency within academic disciplines among Florida's high schools. A curriculum framework is a set of broad guidelines which aids educational personnel to produce specific instructional plans for a given subject or area of study. First priority shall be given to mathematics, science, foreign languages, and social studies. Each curriculum framework developed by the department shall be approved by the State Board.

- 16 Special Categories
  - Visiting School Scholars
    - From General Revenue Fund . . . . . 500,000

- 17 Special Categories
  - Summer Camps
    - From General Revenue Fund . . . . . 1,000,000

Funds appropriated in Specific Appropriation 17 shall be expended according to the provisions of Senate Bill 38-B, 1983 Special Session B. Up to 2.5% of these funds may be expended by the Department of Education for administration of this program.

- 18 Special Categories
  - Mathematics and Science Seventh Period
    - From General Revenue Fund . . . . . 27,000,000

Funds appropriated in Specific Appropriation 18, shall be used to provide a seventh period of instruction in mathematics and science. These funds are provided to assist school districts in meeting the 1984-85 high school graduation requirements provided for in Senate Bill 6-B, 1983 Special Session B. These funds shall be allocated according to unweighted full-time equivalent students in

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Grades 11-12. School districts may offer this seventh period before or after the regular school day or at any alternative time.

- 19 Special Categories
  - Student Performance Standards and Standards of Excellence
    - From General Revenue Fund . . . . . 200,000

Funds appropriated in Specific Appropriation 19 shall be expended according to the provisions of Senate Bill 38-B, 1983 Special Session B.

Vocational Education, Division of

- 19A Aid to Local Governments
  - Center for Industrial Excellence
    - From General Revenue Fund . . . . . 178,500

Community Colleges, Division of

- 20 Aid to Local Governments
  - Community Colleges Program Fund
    - From General Revenue Fund . . . . . 5,500,000

Funds in Specific Appropriation 20 are allocated to community colleges as follows:

Brevard.....	\$ 266,200
Broward.....	386,650
Central Florida.....	101,200
Chipola.....	48,950
Daytona.....	237,050
Edison.....	95,150
Florida JC-Jacksonville..	510,400
Florida Keys.....	44,000
Gulf Coast.....	85,800
Hillsborough.....	245,850
Indian River.....	157,850
Lake City.....	79,200
Lake Sumter.....	47,300
Manatee.....	116,050
Miami.....	1,080,200
North Florida.....	33,000
Okaloosa.....	88,000
Palm Beach.....	224,950
Pasco.....	68,200
Pensacola.....	301,400
Polk.....	104,500
St. Johns.....	41,250
St. Petersburg.....	345,400
Santa Fe.....	226,600
Seminole.....	176,550
South Florida.....	44,000
Tallahassee.....	96,250
Valencia.....	248,050

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- 20A Special Categories
  - Cooperative Agreements Study
    - From General Revenue Fund . . . . . 35,000

Florida School for the Deaf and the Blind

- 21 Salaries and Benefits
  - From General Revenue Fund . . . . . 154,826
  - From Grants and Donations Trust Fund . . . . . 23,134

Funds in Specific Appropriation 21 are for salary increases for employees in the Board of Trustees Pay Plan.

Universities, Division of

Educational and General Activities

- 22 Salaries and Benefits
  - From General Revenue Fund . . . . . 12,300,000
  - From Engineering Industrial Experiment Station Trust Fund . . . . . 156,000
  - From General Trust Fund . . . . . 860,000

Funds in Specific Appropriation 22 shall be used to provide salary increases for faculty. Salary increases for bargaining unit faculty shall be subject to collective bargaining. All salary increases pursuant to this item shall not increase the average annual rate by more than \$13,530,836 and shall not become effective prior to September 1, 1983. These salary increases shall not apply to any faculty member who began employment subsequent to January 31, 1983. These funds shall also be used to supplement the funds appropriated in Specific Appropriation 1 to insure that teachers in the University Demonstration Schools shall receive up to 5% salary increases.

- 23 Lump Sum
  - Law School Quality Improvement Program
    - From General Revenue Fund . . . . . 1,000,000

Funds in Specific Appropriation 23 are for the enhancement of law education at FSU and UF Colleges of Law. Up to 20 positions may be established with these funds.

- 23A Special Categories
  - Florida Sea Grant - UF
    - From General Revenue Fund . . . . . 100,000

- 23B Special Categories
  - New Program Development - Hospitality - UCF
    - POSITIONS 2
    - From General Revenue Fund . . . . . 87,000

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23C Special Categories
Department of Communications Equipment - UWF
From General Revenue Fund . . . . . 110,000

Institute of Food and Agricultural Sciences

24 Lump Sum
Quality Improvement Program
From General Revenue Fund . . . . . 600 000

Up to 15 positions may be established from funds provided in Specific Appropriation 24. Two of these positions and \$200,000 shall be used to initiate a joint FIU-FAU-IFAS Educational Program in ornamental horticulture and turf.

University of South Florida Medical Center

25 Lump Sum
Quality Improvement Program
From General Revenue Fund . . . . . 125,000

From funds provided in Specific Appropriation 25, up to 2 positions may be established. From funds in Specific Appropriation 496 in the Conference Report on SB 1-B, \$135,000 shall be used to purchase a cardiac patient simulator.

University of Florida Health Center - Educational and General

26 Lump Sum
Quality Improvement Program
From General Revenue Fund . . . . . 275,000

From funds provided in Specific Appropriation 26, up to 6 positions may be established. From funds in Specific Appropriation 520 in the Conference Report on SB 1-B, \$135,000 shall be used to purchase a cardiac patient simulator. The health center is authorized to establish a program of public health.

The reduction in administrative costs included in Specific Appropriations 515 thru 517 in Chapter 83-300, Laws of Florida, may be implemented on a proportional basis among all program components in the Health Center budget.

State, Department of, and Secretary of State

Library Services, Division of

26A Aid to Local Governments
Construction Grants - Mandarin Library - Jacksonville
From General Revenue Fund . . . . . 200,000

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Table with 2 columns: Description and Amount. Rows include: TOTAL OF SECTION 01 (5), FROM GENERAL FUNDS (2211,487,311), FROM TRUST FUNDS (22,289,134), TOTAL ALL FUNDS (2233,776,445).

Section 2. The moneys in the following specific appropriations are appropriated from the named funds for the 1983-84 Fiscal Year to the state agencies indicated, as amounts for fixed capital outlay.

Game and Fresh Water Fish Commission, Florida

Wildlife, Division of

26B Fixed Capital Outlay
Access Road Improvements - Corbett
From General Revenue Fund . . . . . 150,000

Provided that any revenues earned by the state from the sale of any spoil material conveyed to the Florida Game and Fresh Water Fish Commission from the Indian Trail Water Control District in association with this road improvement project shall be deposited in the Florida Panther Research and Management Trust Fund.

Health and Rehabilitative Services, Department of

Office of the Assistant Secretary for Administrative Services

27 Fixed Capital Outlay
Centrally Managed Facilities Maintenance and Repair
From General Revenue Fund . . . . . 200,000

Transportation, Department of

Construction, Division of

27A Fixed Capital Outlay
Institutional Paving/Seminole Community College
From Working Capital Trust Fund . . . . . 250,000

Table with 2 columns: Description and Amount. Rows include: TOTAL OF SECTION 02, FROM GENERAL FUNDS (350,000), FROM TRUST FUNDS (250,000), TOTAL ALL FUNDS (600,000).

Section 3. Salaries and Benefits

(1) Statement of Purpose

This section provides instructions for implementing salary and benefit increases appropriated within Specific Appropriation 1. All

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allocations and distributions of these adjustments are to be made in strict accordance with the provisions of this act. Except as specifically provided in this section or in other sections of this act, funds are provided for an overall average 2.71% increase in base salaries plus associated benefit costs, effective October 1, 1983.

(2) Elected Officers

The salaries of the following officers shall be paid during fiscal year 1983-84 at the annual rates shown below; however, in the event of a revenue shortfall as defined in s. 216.221, F.S., these salaries may be reduced on a voluntary basis:

	7-1-83	10-1-83
Governor.....	\$69,550	\$71,435
Lieutenant Governor.....	60,455	62,093
Secretary of State.....	59,385	60,994
Comptroller.....	59,385	60,994
Treasurer.....	59,385	60,994
Attorney General.....	59,385	60,994
Education, Commissioner of.....	59,385	60,994
Agriculture, Commissioner of.....	59,385	60,994
Supreme Court Justice.....	65,805	67,588
Judges--District Courts of Appeal.....	59,385	60,994
Judges--Circuit Courts.....	56,710	58,247
Commissioner--Public Service Commission.....	56,710	58,247
Public Employee Relations Commission-Chairman.....	49,755	51,103
Public Employee Relations Commission-Commissioners..	47,080	48,356
Judges--County Courts.....	52,430	53,851

A county court judge assigned to active judicial service in any of the courts created by Article V of the State Constitution shall be paid as additional compensation for such service, the difference between his normal salary and the salary then currently paid to a judge of the court to which he is assigned. The amount of such differential shall be computed on the basis of an eight-hour day, or major fraction thereof, and certified by the chief judge to the Judicial Administrative Commission on a monthly basis.

State Attorneys:

Circuits with 1,000,000 population or less.....	56,710	58,247
Circuits over 1,000,000.....	59,385	60,994

Public Defenders:

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Circuits with 1,000,000 population or less.....	53,500	54,950
Circuits over 1,000,000.....	56,175	57,697

All population figures relating to state attorneys' and public defenders' salaries shall be based on the most recent population estimates prepared pursuant to the provisions of S. 23.019, F.S. These population estimates shall become effective as of July 1, 1983, for fiscal year 1983-84 and shall not be adjusted subsequently.

(3) Professional Health Care

Based on the Collective Bargaining Agreement between the Governor and the Florida Nurses Association, those employees represented by the Florida Nurses Association shall receive a 10% salary increase based on the statewide minimum of each pay grade, effective October 1, 1983.

(4) Law Enforcement

Based on the Collective Bargaining Agreement between the Governor and the Florida Police Benevolent Association, those employees represented by the Police Benevolent Association shall receive a 5% increase in their September 30, 1983 base rate of pay, (excluding any payment being received for leadworker pay, hazardous-duty pay, shift differential pay, on-call fees or law enforcement incentive pay which are salary additives rather than a part of the base rate of pay of an employee), effective October 1, 1983.

(5) Administrative and Clerical, Operational Services, Human Services, and Professional

These employees shall receive a 2.71% across-the-board salary increase based on their September 30, 1983 base rate of pay.

Section 4. Notwithstanding the proviso language to Item 198A of Chapter 81-206, Laws of Florida, and the agreement of October 12, 1981, entered into, pursuant to such proviso language, by the Division of Economic Development of the Department of Commerce, the County of Escambia, and the Pensacola-Escambia Promotion and Development Commission, said Commission is hereby authorized to retain up to 25 percent of the proceeds of the resale of lands identified as a part of Ellyson Field to be used for the purpose of developing the Ellyson Industrial Park. The remaining proceeds, i.e., no less than 75 percent, shall continue to be returned to the State Treasury until the amount of \$2,500,000 has been returned in accordance with said proviso language and said agreement. However, the initial \$200,000 of such proceeds which are realized subsequent to the effective date of this section shall be retained in its entirety by the commission and shall be used for the rebuilding and four-laning of roads and entrances to Ellyson Industrial Park.

Section 5. This act shall take effect July 1, 1983, or upon becoming law, whichever occurs later; however, if this act becomes law after July 1, 1983, then it shall operate retroactively to July 1, 1983.

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TOTAL THIS GENERAL APPROPRIATION ACT POSITIONS	5
FROM GENERAL FUNDS . . . . .	2211,837,311
FROM TRUST FUNDS . . . . .	22,539,134
TOTAL ALL FUNDS . . . . .	2234,376,445

On motions by Senator Johnston, the rules were waived and the following title amendment was considered and adopted:

**Amendment 26**—In title, on page 1, strike everything before the enacting clause and insert: A bill to be entitled An act making supplemental appropriations; providing moneys for the annual period beginning July 1, 1983 and ending June 30, 1984, to pay salaries, other expenses, capital outlay-buildings and improvements, and for other specified purposes of the various agencies of state government; supplementing specific appropriations appropriated by Chapter 83-300, Laws of Florida; providing an effective date.

On motion by Senator Johnston, the Senate concurred in the House amendment as amended and the House was requested to concur in the Senate amendments.

SB 1-C passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—36

Mr. President	Castor	Childers, W. D.	Dunn
Carlucci	Childers, D.	Crawford	Fox

Frank	Hill	Margolis	Rehm
Gersten	Jenne	Maxwell	Scott
Girardeau	Jennings	McPherson	Stuart
Gordon	Johnston	Meek	Thomas
Grizzle	Kirkpatrick	Myers	Thurman
Hair	Malchon	Neal	Vogt
Henderson	Mann	Plummer	Weinstein

Nays—3

Beard Grant Langley

*The Honorable Curtis Peterson, President*

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 1 to House Amendment 1, has concurred in Senate Amendment 26, and passed SB 1-C, as further amended.

*Allen Morris, Clerk*

The bill was ordered engrossed and then enrolled.

*The Honorable Curtis Peterson, President*

I am directed to inform the Senate that the House of Representatives has passed SB 3-C.

*Allen Morris, Clerk*

*The Honorable Curtis Peterson, President*

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

*Allen Morris, Clerk*

The bills contained in the foregoing messages were ordered enrolled.

On motion by Senator Scott, the Senate in special session adjourned sine die at 12:30 a.m., July 13, 1983.