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REPORTS OF COMMITTEES

The Committee on Commerce recommends the following pass: SB 185, SB 384 with 1 amendment, SB 439

The Committee on Corrections, Probation and Parole recommends the following pass: SB 221 with 2 amendments, SB 360 with 3 amendments

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 311

The Committee on Governmental Operations recommends the following pass: SB 373, SB 379

The Committee on Health and Rehabilitative Services recommends the following pass: SB 276

The Committee on Judiciary-Civil recommends the following pass: SB 391 with 1 amendment, SB 551

The Committee on Judiciary-Criminal recommends the following pass: SB 361 with 1 amendment

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 281, SB 325, SB 486

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

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 96 with 2 amendments

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

The Committee on Governmental Operations recommends the following pass: SB 227 with 1 amendment

The bill was referred to the Committee on Economic, Community and Consumer Affairs under the original reference.

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 171

The bill was referred to the Committee on Finance, Taxation and Claims under the original reference.

The Committee on Judiciary-Civil recommends the following pass: SB 438

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

The Committee on Governmental Operations recommends the following pass: SB 541

The Committee on Health and Rehabilitative Services recommends the following pass: SB 331 with 1 amendment

The Committee on Judiciary-Criminal recommends the following pass: SB 206

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

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 388, SJR 363

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

The Committee on Commerce recommends the following pass: SB 78, SB 128, SB 473, SB 524

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 162, SB 418

The Committee on Governmental Operations recommends the following pass: SB 131 with 2 amendments, SB 478 with 3 amendments, SB 575

The Committee on Judiciary-Civil recommends the following pass: SB 458, SB 522

The Committee on Judiciary-Criminal recommends the following pass: SB 355, SB 404

The Committee on Transportation recommends the following pass: SB 235

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

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 223, SB 251

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

The Committee on Commerce recommends a committee substitute for the following: SB 262

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 70

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

The Committee on Commerce recommends a committee substitute for the following: SB 422

The bill with committee substitute attached was referred to the Committee on Health and Rehabilitative Services under the original reference.

The Committee on Judiciary-Criminal recommends committee substitutes for the following: SB 424, SB 425

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

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 228

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

The Committee on Economic, Community and Consumer Affairs recommends committee substitutes for the following: SB 274, SB 365, SB 356

The bills with committee substitutes attached were placed on the calendar.

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator Grant—

SB 668—A bill to be entitled An act relating to economic development; amending s. 288.063, F. S.; providing that any governmental body contracting for construction of transportation projects with the Department of Commerce provide the Division of Economic Development with quarterly program reports and maintain specific records subject to audit; amending s. 288.39, F.S.; requiring the Division of Economic Development to provide information to small businesses on enterprise zone incentives and programs and their use; requiring the division's annual report on assistance to small business to detail assistance provided to small business regarding enterprise zone incentives and programs; requiring said report contain information on the activity of the statewide certified development corporation receiving assistance from the division; authorizing the division to enter contracts with nonprofit statewide certified development corporations for provision of administrative and technical staff assistance and support; providing for reimbursement for such assistance; providing for termination of such assistance; requiring such contracts to allow for audit of the development corporation by the division and auditor general for certain purposes; providing an effective date.

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

By Senator Grant—

SB 669—A bill to be entitled An act relating to education; amending s. 232.01, F.S.; establishing the effective date of requirements for admittance or promotion to the first grade; revising provisions relating to admittance; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Langley—

SB 670—A bill to be entitled An act relating to citrus; amending s. 601.02, F.S.; prescribing the purposes of the Florida Citrus Code; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Langley—

SB 671—A bill to be entitled An act relating to the citrus industry; creating s. 601.635, F.S.; requiring citrus fruit dealers, upon request, to pay grower association dues of a producer from moneys due the producer; authorizing the Department of Citrus to adopt rules; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Myers—

SB 672—A bill to be entitled An act relating to prescription of drugs; amending s. 465.025, F.S., which authorizes substitution of generically equivalent for brand name drugs; specifying certain preparations to be included in the formulary of drugs which may not be substituted; providing an effective date.

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

By Senator Myers—

SB 673—A bill to be entitled An act relating to the Florida Resource Recovery and Management Act; amending s. 403.707, F.S.; specifying conditions under which a permit for a sanitary landfill or resource recovery and management facility shall not be issued; providing an effective date.

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

By Senator Myers—

SB 674—A bill to be entitled An act creating an audit committee to assist the Department of Transportation; providing for appointment of members; providing for frequency of meetings; providing for necessary support from the department; providing for committee authority; providing for future repeal and review; providing an effective date.

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

By Senator Jenne—

SB 675—A bill to be entitled An act relating to juvenile proceedings; amending s. 39.33, F.S., relating to purpose, to provide legislative intent; amending s. 39.331, F.S., requiring establishment of community arbitration programs in each judicial circuit; specifying diversionary services to be included; declaring eligibility for referral; amending s. 39.332, F.S., providing for community juvenile arbitrators and specifying qualifications thereof; amending s. 39.333, F.S., setting forth procedure for initiating cases for arbitration; amending s. 39.334, F.S., providing for arbitration hearings; amending s. 39.335, F.S., providing for disposition of cases; providing for periodic reporting of progress; providing for reversion to formal juvenile proceedings under certain circumstances; amending s. 39.336, F.S., providing for review; amending s. 39.337, F.S., providing for funding; creating s. 39.338, F.S., providing for establishment of selection committees; amending s. 39.10, F.S., relating to adjudication in cases involving a petition for delinquency, to authorize the court to refer a child to a diversionary program and to resume delinquency proceedings if the child does not fulfill his obligations under such program; providing effective dates.

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

By Senator Jenne—

SB 676—A bill to be entitled An act relating to veterans' guardianship; amending chapters 293 and 294, F.S.; reorganizing and transferring provisions relating to veterans' guardianship to chapter 744, F.S., relating to guardianship; providing scope of the act and definitions; changing procedures for the appointment of guardians; authorizing dependents of wards to petition for support from the guardian; exempting benefits from claims of creditors; increasing certain fees; amending s. 394.467, F.S.; transferring to the "Florida Mental Health Act" provisions relating to commitment of veterans; amending s. 694.14, F.S., to correct a cross-reference; creating s. 192.123, F.S.; requiring certain ad valorem tax related notification to guardians; repealing ss. 293.04, 293.19, and 294.01, F.S., to remove restrictions upon the number of wards for whom a guardian may act and provisions which limit court costs for small estates; creating s. 744.610, F.S.; providing procedure for commitment to Veterans Administration hospital; directing that part VIII of chapter 744, F.S., be created; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senators Jenne and Carlucci—

SB 677—A bill to be entitled An act relating to education; amending s. 231.17, F.S., requiring fingerprinting for teacher certification; amending s. 231.28, F.S., relating to the Education Practices Commission, to require superintendents to report persons convicted of certain offenses; providing an effective date.

—was referred to the Committee on Education.

By Senator Jenne—

SB 678—A bill to be entitled An act relating to retail theft; creating s. 812.0155, F.S.; authorizing use of certain photographic evidence in retail theft prosecutions; providing for the return of property to the merchant; providing exceptions; providing an effective date.

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

By Senator Langley—

SB 679—A bill to be entitled An act relating to the Florida Citrus Commission; amending s. 601.04, F.S.; prescribing qualifications for membership on the commission; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Frank—

SB 680—A bill to be entitled An act relating to civil liability; amending s. 768.13, F.S., exempting certain physicians from certain liability for rendering care or treatment on a volunteer basis in a facility operated by a not for profit corporation or charitable organization; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Weinstein—

SB 681—A bill to be entitled An act relating to education; creating s. 232.257, Florida Statutes, the "Safe Schools Act"; establishing a trust fund, providing for school district eligibility for funding, and providing a funding formula; requiring school safety program plans and reports; providing for rules; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Johnston—

SB 682—A bill to be entitled An act relating to health insurance; amending ss. 627.641 and 627.6575, F.S., expanding mandated coverage for newborn children in individual, group, blanket, and franchise health insurance policies; reenacting s. 627.6515(2), F.S., to incorporate the amendment to s. 627.6575, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Malchon—

SB 683—A bill to be entitled An act relating to victims and witnesses of crime; creating s. 960.31, F.S., imposing a penalty assessment upon all crimes; providing for use of funds; authorizing the creation of comprehensive victims and witnesses assistance programs by state attorneys; providing penalties for failure to pay assessments; providing an effective date.

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

By Senator Malchon—

SB 684—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.13, F.S., providing that the court, in a dissolution proceeding, shall consider evidence of spouse abuse as prima facie evidence of detriment to the child, thereby prohibiting shared parental responsibility for the child; providing for custody in the event of spouse abuse; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Malchon—

SB 685—A bill to be entitled An act relating to wages; providing definitions; providing criteria for payment of wages by employers to employees separated from employment; providing for the unconditional payment of wages; providing that prime contractors are responsible for certain wage payments; providing for wage payments with respect to deceased employees; providing for the withholding of wages; providing for notification, posting, and records with respect to wages; providing that the provisions of the act may not be waived; providing for enforcement by the Department of Labor and Employment Security; providing penalties; providing for employees' remedies; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Malchon—

SB 686—A bill to be entitled An act relating to financial matters; amending s. 215.47, F.S., and repealing paragraph (2)(b) thereof; revising provisions relating to investment of state funds in savings accounts and certificates of deposit; amending s. 197.0168, F.S.; correcting a cross-reference; amending ss. 218.407 and 218.409, F.S.; revising provisions relating to investment of local government surplus funds and duties of the State Board of Administration with respect to the Local Government Surplus Funds Trust Fund; providing that local governments may hold funds in deposit accounts with savings institutions; providing an effective date.

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

By Senator Malchon—

SB 687—A bill to be entitled An act relating to pawnbrokers; amending s. 715.04, F.S.; providing definitions for "pawn" and "pawnbroker"; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Malchon—

SB 688—A bill to be entitled An act relating to sexual battery; amending s. 794.011, F.S., removing the lack of consent requirement from sexual battery of a person who is mentally defective; amending s. 794.05, F.S., prohibiting unlawful carnal intercourse with minors; providing penalties; removing previous chaste character requirements; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Malchon—

SB 689—A bill to be entitled An act relating to unlawful employment practices; adding subsections (9) and (10) to s. 760.02, F.S., providing definitions relating to sexual harassment; amending s. 760.10(13), F.S., providing for punitive damages in cases involving sexual harassment; providing an effective date.

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

By Senator Malchon—

SB 690—A bill to be entitled An act relating to the state highway system; creating s. 335.015, F.S.; establishing guidelines for the maintenance and operation of state transportation facilities; authorizing the Department of Transportation to contract; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Meek—

SB 691—A bill to be entitled An act relating to the Florida RICO Act; creating s. 895.055, F.S., providing for the distribution of residual funds derived from the sale of property forfeited under the RICO Act, to the Department of Health and Rehabilitative Services; specifying uses of such funds; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Grizzle—

SB 692—A bill to be entitled An act relating to water and sewer systems; creating s. 367.065, Florida Statutes; providing that the Public Service Commission shall under certain circumstances consider county or municipal comprehensive plans prior to the issuance, extension or amendment of a certificate authorizing a water or sewer utility to provide service; prohibiting the issuance, extension or amendment of a certificate if provision of service is inconsistent with specified elements of the comprehensive plan; providing for review and repeal in accordance with the Regulatory Sunset Act; providing an effective date.

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

By Senator Grizzle—

SB 693—A bill to be entitled An act relating to county, district, and municipal hospitals; amending s. 155.40, F.S.; providing for reorganization of such hospitals as a not-for-profit corporation; providing an effective date.

—was referred to the Committees on Economic, Community and Consumer Affairs; and Health and Rehabilitative Services.

By Senator Grizzle—

SB 694—A bill to be entitled An act relating to corporations; repealing s. 607.359, F.S., relating to the annual submission of a corporate audit to the Auditor General; providing an effective date.

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

By Senator Grizzle—

SB 695—A bill to be entitled An act relating to driver's licenses; amending s. 322.03, F.S.; prohibiting any person from operating a motorcycle or motor-driven cycle unless he possesses a driver's license which authorizes such operation; amending s. 322.12, F.S.; exempting certain persons from the motorcycle skills test; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Meek—

SB 696—A bill to be entitled An act relating to education; creating the Florida College Reach Out Fund; providing for grants for programs to help motivate and prepare low-income or educationally-disadvantaged high school students; providing an appropriation; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senators D. Childers, Johnston and Jenne—

SB 697—A bill to be entitled An act relating to health care cost containment; amending s. 395.502, F.S.; providing definitions; amending s. 395.5025, F.S.; providing intent; amending s. 395.503, F.S.; revising the composition and operation of the Hospital Cost Containment Board; providing for staff; amending s. 395.504, F.S.; providing additional powers and duties of the board; amending s. 395.507, F.S.; requiring hospital reports and providing requirements and a schedule for filing such reports; amending s. 395.508, F.S.; providing conforming language; amending s. 395.509, F.S.; providing for board review and approval of hospital budgets; exempting certain board actions from s. 120.57, F.S.; providing for public hearings and judicial review; defining certain final agency action; amending s. 395.513, F.S.; changing certain reporting requirements of the board; amending s. 395.514, F.S.; providing penalties; providing for reporting of certain violations to the Department of Health and Rehabilitative Services for disciplinary action; providing certain penalties against hospital officers for allowing hospital to generate excessive revenues; providing for transfer of the board to the Executive Office of the Governor; repealing s. 395.502(2), (5), F.S., deleting definitions; amending s. 24 of chapter 82-182, Laws of Florida, delaying scheduled repeal and review of part II of chapter 395, F.S.; providing an effective date.

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

By Senator Langley—

SB 698—A bill to be entitled An act relating to arrests; amending s. 901.15, F.S., expanding authority for warrantless arrests for driving while under the influence of alcoholic beverages or chemical or controlled substances or while intoxicated; providing an effective date.

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

By Senator Thurman (by request)—

SB 699—A bill to be entitled An act relating to district school boards; creating s. 230.225, F.S.; allowing school boards to require parental permission for district school students to go on school-sponsored curricular or cocurricular field trips; providing for a one-time, written permission under certain circumstances; providing an effective date.

—was referred to the Committee on Education.

By Senator W. D. Childers—

SB 700—A bill to be entitled An act relating to group insurance for retired public employees; amending s. 112.0801, F.S.; adding state agencies to the list of public employers that are required to provide their retirees continued participation in such employer's group insurance programs if such programs are offered to active employees; providing for retroactivity; providing retirees with the same level of coverage, and at the same cost, as provided to active employees; deleting the provision relating to commingling of claims experience; providing notification, acceptance, or rejection procedures; providing an effective date.

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

By Senator Stuart—

SB 701—A bill to be entitled An act relating to the Florida Housing Finance Agency Act; creating s. 420.5095, F.S.; providing for allocation of single-family mortgage revenue bonds, mortgage credit certificates, and similar instruments; imposing certain requirements on local housing finance authorities; creating a small issuers pool; providing an effective date.

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

By Senator Stuart—

SB 702—A bill to be entitled An act relating to motor vehicle salvage; creating ss. 320.901-320.913, F.S., requiring registration with the Department of Highway Safety and Motor Vehicles of dealers engaged in the business of buying and selling salvage motor vehicles and their parts; requiring proof of responsibility for such registration; providing an application and renewal fee; creating the Florida Advisory Board to the Department of Highway Safety and Motor Vehicles; providing for type of business that may be conducted under such registration; requiring maintenance of certain records to assist law enforcement officials; providing for suspension or revocation of such registration; requiring buyers at salvage pools or salvage disposal sales to obtain a buyer's identification card; providing qualifications for such buyers; prohibiting sales by insurance companies to nonregistered dealers; providing a penalty for violations of the act; providing for repeal and review in accordance with the Sundown Act; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Stuart—

SB 703—A bill to be entitled An act relating to ad valorem tax exemption; amending s. 196.101(4), Florida Statutes, relating to the homestead exemption for certain totally and permanently disabled persons; revising the income limitation; deleting a directive that Veterans Administration and social security benefits be included in computation of gross income; providing an effective date.

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

By Senator Crawford—

SB 704—A bill to be entitled An act relating to the administration of designated nonproperty taxes; amending s. 214.14, Florida Statutes, defining the term "adjusted prime rate charged by banks"; providing that the interest rate with respect to certain tax overpayments shall be equal to the adjusted prime rate charged by banks; reducing to 45 days the time period during which no interest shall be paid; amending s. 214.43(1) and (6), Florida Statutes, providing for the interest rate payable upon tax deficiencies; providing an effective date.

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

By Senator Myers—

SM 705—A memorial to the Congress of the United States, urging Congress to propose an amendment to the Constitution of the United States limiting the United States Government's participation in business and financial enterprises.

—was referred to the Committee on Rules and Calendar.

By Senator Grant—

SB 706—A bill to be entitled An act relating to the Department of Community Affairs; amending s. 11.45, F.S., deleting a cross-reference to a section repealed hereby; amending s. 20.18, F.S., relating to departmental organization; removing references to the Office of Community Services; renaming the Division of Local Resource Management as the Division of Resource Planning and Management; dividing the Division of Public Safety Planning and Assistance into two divisions and renaming same as the Division of Housing and Community Development and the Division of Emergency Management; amending s. 145.19, F.S., relating to annual determination of salaries of county officers, to remove a departmental responsibility with respect thereto; amending s. 163.03, F.S., modifying duties of the secretary of the department; amending s. 171.042, F.S., removing a requirement that the department lend technical assistance to municipalities preparing for annexation or deannexation; amending ss. 252.32, 252.34, 252.35, and 252.60, F.S., to conform references affected by the name changes effected herein; amending s. 366.05, F.S., relating to powers of the Public Service Commission, to clarify authority to require certain reports; amending s. 403.504, F.S., relating to powers and duties of the Department of Environmental Regulation under the Florida Electrical Power Plant Siting Act, to provide for payment of certain costs of regional planning councils and to provide for reports thereby; amending s. 403.507, F.S., modifying provisions relating to reports and studies required pursuant to power plant siting; amending s. 403.508, F.S., providing that regional planning councils shall be parties to certain proceedings under the act; amending s. 403.526, F.S., removing a

reporting requirement; amending s. 403.527, F.S., removing the Department of Community Affairs as a party to power plant siting proceedings; creating s. 403.565, F.S., providing for 10-year site plans to be submitted annually to the Department of Environmental Regulation by each electric utility; providing for distribution of copies; providing for review and critique; specifying information to be included; providing for establishment of a study fee; providing for rules; creating a position within the department; amending s. 943.25, F.S., to conform a reference affected by the name changes effected herein; repealing s. 23.0191, F.S., relating to submission of 10-year site plans; repealing s. 165.091, F.S., relating to general powers and duties of the department with respect to the formation of local governments; repealing s. 165.092, F.S., relating to special departmental studies of various governmental activities being conducted, and services being provided, by local governments; providing an effective date.

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

By Senator Hill—

SB 707—A bill to be entitled An act relating to education; amending s. 232.26, F.S.; providing circumstances for suspension of a pupil charged with a felony; authorizing expulsion of such pupil upon adjudication of guilt; requiring the school board to seek placement of such pupil in an alternative program; providing an effective date.

—was referred to the Committee on Education.

By Senator Henderson—

SB 708—A bill to be entitled An act relating to the Division of Alcoholic Beverages and Tobacco of the Department of Business Regulation; creating s. 561.292, F.S.; providing for issuance of declarations as to whether possession or operation of an amusement device would be grounds for suspension or revocation of license; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Henderson—

SB 709—A bill to be entitled An act relating to local government financial matters; creating s. 218.335, F.S.; authorizing units of local government to charge interest on payments overdue from another unit of local government; providing a limitation; providing an effective date.

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

By Senator Henderson—

SB 710—A bill to be entitled An act relating to the Department of Revenue; amending s. 20.21, F.S.; reassigning, within the department, responsibilities for investigative services; providing an effective date.

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

By Senator Henderson—

SB 711—A bill to be entitled An act relating to administrative procedure; amending s. 120.54, F.S.; providing procedures for notice of certain proposed rules or rule changes by the Department of Revenue; providing exemptions concerning preparation of economic impact statements by the department; providing for fees; providing an effective date.

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

By Senators Scott, Weinstein, McPherson, Margolis, Henderson, Gersten and Fox—

SB 712—A bill to be entitled An act relating to condominiums; amending s. 718.103, F.S., providing definitions; amending s. 718.104, F.S., providing that a copy of the bylaws shall be included in the declaration; amending s. 718.106, F.S., adding membership in the condominium association to the appurtenances of the unit; amending s. 718.110, F.S., relating to amendments of declaration; providing for a two-thirds vote with respect to certain amendments to the declaration of condominiums; amending the procedures for amending the declaration of condominium, including the granting of jurisdiction to circuit courts for certain pur-

poses; amending s. 718.111, F.S., relating to condominium associations; requiring the maintenance of certain official records and providing that association records shall be open to public inspection; amending s. 718.112, F.S., relating to bylaws; providing requirements with respect to proof of mailing of notice of annual meetings; providing requirements with respect to budget meetings by petition of unit owners; excluding certain leases or subleases from a fee requirement; providing other modifications with respect to condominium association bylaws and administration of an association; amending s. 718.115, F.S., providing that the declaration may provide that common expenses for the operation and maintenance of association property may be shared equally by all unit owners; amending s. 718.116, F.S., relating to the liability of unit owners for assessments; providing for a grantee's responsibility for a grantor's unpaid assessments for common expenses; revising provisions relating to a condominium association's lien for assessments, including provisions on maximum interest rates, on the date from which the lien accrues, on notice requirements, and for a certificate showing the amount of unpaid assessments; providing requirements with respect to special assessments; providing that, if anyone is excused from paying assessments, certain funds collected by the developer shall not be used to pay common expenses until unit owners control association finances; amending s. 718.202, F.S., relating to sales or reservation deposits prior to closing; providing that failure to establish an escrow account or deposit funds therein is prima facie evidence of a violation; providing escrow requirements; amending s. 718.203, F.S., relating to warranties which the developer is deemed by law to have granted the purchaser; amending s. 718.301, F.S., relating to the transfer of association control from the developer to the unit owners; amending s. 718.302, F.S., relating to agreements entered into by an association; substituting percentages of "voting interests" for "units" in certain voting requirements for the association to enter into certain agreements; providing that certain agreements or contracts requiring the association to purchase condominium property or to lease condominium property may be rejected by the association; amending s. 718.303, F.S., relating to the obligations of unit owners; providing for the levying of fines against a unit for failure to comply with provisions of the declaration, association bylaws, or rules; amending s. 718.402, F.S., relating to the conversion of existing improvements to condominiums; amending s. 718.403, F.S., relating to phase condominiums; providing requirements in the original declaration of condominiums; providing restrictions on amendments by the developer; providing for the recording of certain amendments; amending s. 718.501, F.S., relating to the powers and duties of the Division of Florida Land Sales and Condominiums; providing that certain condominium associations must pay fees to the division; amending s. 718.502, F.S., providing for information required to be included in the reservation agreement form for the sale of a condominium; amending s. 718.503, F.S., relating to disclosures required to be contained in contracts for sale; amending s. 718.504, F.S., requiring a prospectus or offering circular to contain certain information; amending s. 718.606, F.S., relating to the right of a tenant to terminate a tenancy after notice of conversion to condominium; amending s. 718.612, F.S., to redefine the term "offer" with respect to a tenant's right to first refusal; amending s. 718.616, F.S., relating to disclosure requirements for condition of building and estimated replacement costs; amending s. 718.618 and s. 719.618, F.S., relating to the requirement that a developer fund certain reserve accounts upon the conversion of existing improvements to ownership as a residential condominium or cooperative, and providing modifications with respect thereto; repealing s. 718.304, F.S., relating to the association's right to amend the declaration of condominium; creating a residential planned development study commission; providing for the appointment and powers and duties of the commission; providing an effective date.

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

By Senator Fox—

SB 713—A bill to be entitled An act relating to limitations of actions; amending s. 95.11, F.S.; reducing the time within which actions for libel and slander must be commenced; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Grizzle—

SB 714—A bill to be entitled An act relating to Pinellas County; authorizing a personnel system for deputies, employees, and members of the Sheriff's Department of Pinellas County; authorizing a personnel board; providing for said board's powers, duties, qualifications, and com-

pensation; providing for a classified service and for the classification of members of the classified service; providing for hearings; authorizing expenditures of and for the board; providing for appointments, rules, policies, pay plans, rights and benefits; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Grant—

SB 715—A bill to be entitled An act relating to Suwannee County; directing and authorizing the sheriff to transfer the operation and regulation of the activities of the Suwannee County Jail and the various programs for housing and rehabilitation for county prisoners to the Suwannee County Board of County Commissioners; directing and authorizing the Board of County Commissioners to assume the responsibility for the operation and regulation of the Suwannee County Jail and all county detention facilities and similar institutions now or hereafter existing within Suwannee County; providing for employment of trained personnel; providing that the Board of County Commissioners shall assume total responsibility for all prisoners; granting the manager of the Suwannee County Jail and his designees certain powers relating to prisoners, escapees, and arrests and the power to approve bonds given by defendants in criminal actions; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Thurman—

SB 716—A bill to be entitled An act relating to horseracing; creating ss. 550.266 and 550.267, F.S.; providing legislative findings; providing for the establishment of a voluntary registry for Florida-bred appaloosas and for Arabian horses; establishing advisory councils; providing duties; requiring the Department of Agriculture and Consumer Services to administer the registries and to make breeders' awards; setting registration fees to defray administrative expenses; amending s. 550.262, F.S.; providing purses for standardbred horses in nonwagering races; providing restrictions on the use of moneys in the Florida Quarter Horse Racing Promotion Trust Fund; establishing the Florida Appaloosa Racing Promotion Fund to encourage the owning and breeding of appaloosas; establishing the Florida Arabian Horse Racing Promotion Fund to encourage the owning and breeding of Arabian horses; requiring the Department of Agriculture and Consumer Services to adopt rules for and administer the funds; requiring the permitholder to make certain payments to the Division of Pari-mutuel Wagering of the Department of Business Regulation from each race meet; establishing a formula for determining the amount of such payments; authorizing the division to collect and deposit such payments into the funds; amending s. 550.263, F.S.; providing that the division deposit abandoned moneys related to appaloosa races and Arabian horse races into such funds; amending s. 550.265, F.S.; providing for deposit of registration fees into the Florida Quarter Horse Racing Promotion Trust Fund; restricting the use of such deposited fees; amending s. 550.08, F.S.; expanding the maximum duration of a thoroughbred horse racing meet from 50 to 74 days; amending s. 550.33, F.S.; specifying other breeds of horses which may be substituted in races conducted by quarter horse racing permitholders and imposing limitations upon such substitutions; authorizing the issuance of a quarter horse racing permit to a nonprofit corporation; creating s. 550.333, F.S.; authorizing the Division of Pari-mutuel Wagering to issue nonwagering permits for the conduct of horseracing meets; amending s. 550.03, F.S.; conforming provisions; amending s. 220.13, F.S.; providing that income derived by a nonprofit corporation from pari-mutuel operations shall be subject to the Florida corporate income tax; providing for repeal and review of the advisory councils pursuant to s. 11.611, F.S.; providing an effective date.

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

By Senator Jenne—

SB 717—A bill to be entitled An act relating to driver's licenses and identification cards; amending s. 322.17, F.S.; increasing the fee for obtaining a duplicate driver's license; amending s. 322.27, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to suspend a driver's license without a preliminary hearing in certain circumstances; amending s. 322.32, F.S.; prescribing certain unlawful uses of an identification card issued by the department; providing penalties; creating s. 322.321, F.S.; authorizing a driver's license examiner to temporarily

detain a person whom he has probable cause to believe has violated s. 322.32 or s. 322.33, F.S., relating to unlawful use of a driver's license or identification card or to making a false affidavit; authorizing the department to retain certain documents; prohibiting a person from resisting detention by a driver's license examiner; providing penalties; requiring the department to post certain signs; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Castor—

SB 718—A bill to be entitled An act relating to postsecondary education; creating s. 240.4066, F.S., the Top One Thousand Program, to provide scholarships to selected graduating high school seniors; providing eligibility; providing for the appropriation of funds and allocation; providing criteria for nomination and selection of candidates; providing conditions of scholarships; providing for rules; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Thurman—

SB 719—A bill to be entitled An act relating to farm equipment manufacturers and dealers; providing a policy statement with respect to conduct in the marketing, distributing, and sale of tractors and items of farm equipment; providing definitions; providing powers and duties of manufacturers, distributors, wholesalers and dealers of tractors and farm equipment; providing for prohibited business dealings and conduct between manufacturers, distributors, wholesalers and dealers; providing for responsibilities of such manufacturers, distributors, wholesalers and dealers with respect to parts and return of parts, warranties and inventories; providing for termination of contracts between manufacturers, distributors and dealers of tractors and farm equipment; providing for the effect of the death or incapacity of a dealer; providing for the contractual agreements to which this act is applicable; providing for agreements and transactions which are void and unenforceable; providing for remedies in event of violation of this act; providing for indemnification of certain claims; providing for severability; providing an effective date.

—was referred to the Committees on Agriculture, Commerce and Judiciary-Civil.

By Senator Carlucci—

SB 720—A bill to be entitled An act relating to fraud; amending ss. 817.61, 817.62, F.S.; prescribing penalties for credit card fraud by a cardholder or by a person who provides money, goods, or services to a cardholder; amending s. 832.05, F.S.; prescribing penalties for knowingly obtaining money or certain other property in return for a worthless check; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Beard—

SB 721—A bill to be entitled An act relating to criminal history information; amending s. 943.053, F.S.; waiving criminal history information fees for nonprofit organizations serving children; providing an effective date.

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

By Senator Langley—

SB 722—A bill to be entitled An act relating to worthless checks and drafts; creating s. 832.09, F.S., providing a civil remedy for holders of worthless checks and drafts; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senators Langley, Rehm and Meek—

SB 723—A bill to be entitled An act relating to administrative procedures; amending s. 120.53, F.S., deleting the requirement that agency rules include a list of forms; amending s. 120.54, F.S., clarifying language authorizing fact-finding hearings in certain cases; requiring the publication of the full text of emergency rules; defining "public hearing" for certain purposes; providing for the tolling of certain time limits under specified conditions; amending s. 120.55, F.S., setting out requirements relating to the incorporation of forms into rules; amending s. 120.57, F.S., authorizing the award of costs and attorney's fees to any prevailing party

in appeals of formal administrative hearings; amending s. 120.59, F.S., requiring final orders resulting from recommended orders to be filed with the Division of Administrative Hearings of the Department of Administration within 15 days after filing with agency clerk; requiring all notices of orders or intent to issue orders to contain information relating to available appeals or hearings; amending s. 120.60, F.S., requiring that all parties be given certified, written notice by mail or hand delivery of action or intended action on license applications and specifying the content of such notices; amending s. 455.213, F.S., requiring the supplementation of certain license applications submitted to administrative agencies; amending ss. 455.225 and 490.009, F.S., correcting cross-references; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Scott—

SB 724—A bill to be entitled An act relating to sexual battery; amending s. 794.05, F.S., excluding certain defenses to the crime of carnal intercourse with an unmarried person under 18 years of age; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Carlucci—

SB 725—A bill to be entitled An act relating to per diem and traveling expenses; amending s. 112.061, F.S.; requiring additional out-of-state travel reporting; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator D. Childers—

SB 726—A bill to be entitled An act relating to health care costs; amending s. 395.015, F.S., deleting the exemption of Medicaid patients from provisions requiring hospitals to submit itemized bills to patients; amending ss. 458.323, 459.012, 460.41 and 461.009, F.S., requiring physicians, osteopathic physicians, chiropractic physicians and podiatrists to send copies of their itemized patient bills to patients under certain circumstances; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; and Commerce.

By Senator Grant—

SB 727—A bill to be entitled An act relating to assessment of special classes of property; creating s. 193.505, F.S.; providing that the owner of historically significant property may convey development rights to such property to the county governing body or covenant with such body that the property not be used for purposes inconsistent with historic preservation; providing procedures and requirements; providing for assessment of such property; providing for payment of deferred tax liability upon release from or expiration of the covenant; providing duties of property appraiser and tax collector; amending s. 193.501, F.S., relating to assessment of outdoor recreational or park land; removing reference to historical sites; revising interest rate on deferred tax liability; requiring tax collector to report deferred tax liability collected under such section; repealing s. 193.507, F.S., relating to assessment of lands within areas of critical state concern; providing an appropriation; providing an effective date.

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

By Senator Girardeau—

SB 728—A bill to be entitled An act relating to dental insurance and dental service corporations; creating s. 627.6577, F.S., requiring employers, groups, and organizations offering certain dental coverage to enable insureds to select their dentist; providing for notice; amending s. 627.6695, F.S., requiring insurers which enter into contracts for alternate rates with licensed health care providers to provide certain open enrollment for licensed dentists; creating s. 637.406, F.S., requiring dental service plan corporations to provide such open enrollment for licensed dentists; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Margolis—

SB 729—A bill to be entitled An act relating to education; amending s. 231.533, F.S., establishing the Career Teacher Program in place of the Florida Meritorious Instructional Personnel Program; providing for participation in the program as a current teacher, an apprentice teacher, a senior teacher, an associate master teacher, and a master teacher; providing qualifications for eligibility, conditions of employment, and compensation; providing for State Board of Education rules, documentation of qualifications, and issuance of endorsements; providing for annual appropriations; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Margolis—

SB 730—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.12, F.S.; authorizing the Department of Revenue to statistically sample a dealer's records and to project any tax deficiency from such sample without a written agreement with the dealer in certain circumstances; providing an effective date.

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

By Senator Margolis—

SB 731—A bill to be entitled An act relating to local option motor fuel and special fuel taxes; amending s. 336.025, F.S.; establishing a specific date and the manner by which counties shall notify the Department of Revenue of the imposition and distribution of such taxes; providing an effective date.

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

By Senator Margolis—

SB 732—A bill to be entitled An act relating to estate taxes; amending ss. 198.13, 198.15, F.S.; conforming the date for filing the Florida estate tax return and for paying such estate tax to coincide with the date for filing the federal estate tax return and for paying such federal estate tax; amending s. 213.21, F.S.; authorizing the executive director of the Department of Revenue to compromise and settle estate taxes; providing an effective date.

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

By Senator Hill—

SB 733—A bill to be entitled An act relating to education; creating s. 231.142, F.S., the "Teacher Aide Act of 1984"; providing purpose; requiring guidelines for the employment of teacher aides; creating a task force; providing protection and rights; repealing s. 231.141, F.S., relating to teacher aides; providing for review and repeal; providing effective dates.

—was referred to the Committees on Education and Appropriations.

By Senator Hill—

SB 734—A bill to be entitled An act relating to education; creating s. 240.406, F.S., establishing the Outstanding Student Scholarship Program to attract students to the teaching profession; providing for eligibility; providing for funding and administration; providing for dissemination of information; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Meek—

SB 735—A bill to be entitled An act relating to community colleges; amending s. 215.425, F.S.; authorizing community college district boards of trustees to apply salary schedules adopted for a fiscal year for payment of all services rendered subsequent to July 1 of that fiscal year; amending s. 240.319, F.S.; authorizing district boards of trustees to designate funds that are due to the board to be transmitted directly to the State Board of Administration for proper interest-bearing investment; authorizing each community college board of trustees to participate in educational consortia; providing rulemaking authority to the State Board of Community Colleges; amending s. 240.363, F.S.; authorizing the boards of trustees to contract for self-insurance services; providing for a special account for paying claims; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Meek—

SB 736—A bill to be entitled An act relating to group insurance for public officers and employees; amending s. 112.08, F.S.; authorizing each county, municipality, school board, local governmental unit, and special taxing district of the state to enter into risk management programs to provide group health, accident, and hospitalization insurance for the officers and employees and their eligible dependents; providing an effective date.

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

By Senator Grant—

SB 737—A bill to be entitled An act relating to Suwannee County; amending section 6 of chapter 23547, Laws of Florida, 1945; providing for an increase in the number of members of the Suwannee County Hospital Board from five to seven; providing for the term of members to be increased to four years; prohibiting the sale, lease or conversion of the Suwannee County Hospital to a separate nonprofit corporation pursuant to s. 155.40, Florida Statutes, or the operation or management thereof by any other entity, without the prior consent of the Board of County Commissioners of Suwannee County; providing for the suspension or removal from office of any trustee for malfeasance, misfeasance, neglect of duty, drunkenness, incompetence, permanent inability to perform his official duties, or commission of a felony; providing for the continuation of the term of office of each trustee until expiration of the present term; providing for the term of office of trustees to commence on July 1 of the calendar year in which appointed; providing for the method of appointment under this act; providing an effective date.

Proof of publication of the required notice was attached.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

First Reading

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 296 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Veterans Affairs and Representative L. R. Hawkins and others—

HCR 296—A concurrent resolution supporting the passage of H.R. 1961 which amends Title 38, United States Code, to provide a presumption of service connection for the occurrence of certain diseases among veterans who served in Vietnam, when such diseases are related to exposure to phenoxy herbicides or other environmental hazards or conditions encountered during the Vietnam conflict.

—was referred to the Committee on Rules and Calendar.

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed HB 953 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Judiciary—

HB 953—A bill to be entitled An act relating to legislative organization, procedures, and staffing; repealing s. 11.142, F.S., which sets procedures for standing and select committees; providing an effective date.

—was referred to the Committee on Rules and Calendar.

CO-INTRODUCERS

Senator Hair—SB 72; Senators Langley, Fox, Jenne—Senate Bills 255 and 259; Senator Jenne—SCR 293; Senators Beard, Girardeau, D. Childers, McPherson, Malchon, Jenne, Carlucci, Rehm—SB 409; Senator Myers—SB 417; Senators Castor, Scott—SB 438; Senator Henderson—SB 605; Senator McPherson—Senate Bills 621 and 641; Senators Castor, Thurman, Malchon, Fox—SB 657