



Journal of the Senate

Number 4

Tuesday, April 10, 1984

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

Mr. President	Frank	Jennings	Neal
Barron	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	McPherson	Vogt
Dunn	Hill	Meek	Weinstein
Fox	Jenne	Myers	

Prayer by Rabbi Aron Lieberman, Synagogue of Inverrary, Lauderhill:

Our Father in Heaven, we beseech you to bless the members of this august body, who represent the people of our State of Florida. We ask also for your blessings for our Governor Robert Graham, and for the members of his cabinet. We pray that you guide this body in its task to protect and defend the welfare of the citizens of our state.

It is particularly fitting that we stand before you, Almighty God, in this the week in which Jewish people all over the world celebrate the eighty-second birthday of the revered leader of the world Lubavitch movement, Rabbi Menachem Mendel Schneerson.

The Lubavitch Rebbe has been, and continues to be an inspiration to many hundreds of thousands of people world-wide, included among them our President, past presidents, members of Congress, international leaders and heads of state, who have sought and received his advice and blessings.

The Lubavitch Rebbe shares with governmental leaders the universal goals of education, spiritual awareness and of elevating the moral tone of society.

Dear God, we pray that you allow all of us to join the many others in extending our best wishes for continued good health and success to the Lubavitcher Rebbe, Rabbi Menachem Mendel Schneerson, in all his noble endeavors. It is in this spirit that we supplicate you, O God, to grant every legislator good health, happiness, peace of mind and tranquility, and they be given the wisdom, understanding and sensitivity to fulfill the important tasks bestowed upon them by the citizens of this great state.

Together, let us all answer this prayer with a resounding amen.

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

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, April 10, 1984: SB 138, SB 188, SB 118, CS for SB 67, SB 85, SB 77, SB 166, SB 28, CS for SB 105, SB 129, SB 352, SB 196, SB 187, SB 257, SB 214, SB 90, SB 164, SB 12, SB 179, SB 124, SB 46, SB 229

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Education recommends the following pass: SB 220 with 2 amendments, SB 309 with 1 amendment, SB 421 with 2 amendments

The Committee on Natural Resources and Conservation recommends the following pass: SB 198 with 1 amendment, SB 253 with 1 amendment, SB 304 with 4 amendments

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

The Committee on Natural Resources and Conservation recommends the following pass: SB 347

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

The Committee on Education recommends the following pass: SB 126, SB 405

The bills were referred to the Committee on Personnel, Retirement and Collective Bargaining under the original reference.

The Committee on Natural Resources and Conservation recommends the following pass: SB 306

The bill was placed on the calendar.

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 484

The Committee on Education recommends committee substitutes for the following: SB 9, SB 61, SB 123, SB 375

The Committee on Judiciary-Civil recommends a committee substitute for the following: Senate Bills 144 and 184

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 338

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

The Committee on Governmental Operations recommends a committee substitute for the following: SB 11

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

The Committee on Education recommends a committee substitute for the following: SB 272

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

The Committee on Judiciary-Civil recommends a committee substitute for the following: CS for SB 60

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 100

The Committee on Transportation recommends committee substitutes for the following: SB 291, SB 517

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

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator Gordon—

SB 738—A bill to be entitled An act relating to nuclear electrical power plants; creating s. 252.56, F.S., providing additional duties of the Division of Public Safety Planning and Assistance of the Department of Community Affairs relating to requirements of the Florida Radiation Protection Act of 1984; amending s. 403.502, F.S., modifying legislative intent; amending s. 403.503, F.S., defining "nuclear electrical power plant" and "high-level radioactive waste" for purposes of the Florida Electrical Power Plant Siting Act; amending s. 403.504, F.S., providing that application fees for certification under said act shall additionally cover certain expenses of the Department of Health and Rehabilitative Services; modifying requirements regarding the written analysis of the Department of Environmental Regulation; amending s. 403.5063, F.S., providing for filing of a copy of the notice of intent to file an application with the Department of Health and Rehabilitative Services; creating s. 403.5067, F.S., providing for filing of a copy of the complete application with the Department of Health and Rehabilitative Services; creating s. 403.5075, F.S., requiring the Department of Health and Rehabilitative Services to conduct a hearing upon receipt of such copy and to make certain findings with respect thereto; creating s. 403.5085, F.S., providing additional requirements for nuclear electrical power plant certification; providing for a preliminary hearing; providing for findings and recommendations; creating s. 403.5092, F.S., providing for final disposition of applications for nuclear electrical power plant certification; providing for a preliminary hearing; providing for findings and recommendations; amending s. 403.5095, F.S., restricting alteration of time limits; amending s. 403.513, F.S., modifying judicial review requirements; amending s. 404.011, F.S., retitling chapter 404, F.S.; amending s. 404.022, F.S., modifying state policy; creating s. 404.025, F.S., providing legislative findings with respect to construction and operation of nuclear electrical power plants; amending s. 404.031, F.S., defining terms; amending s. 404.051, F.S., expanding the powers and duties of the Department of Health and Rehabilitative Services; amending s. 404.071, F.S., authorizing department representatives to enter nuclear electrical power plants; creating s. 404.1412, F.S., establishing requirements for proposed nuclear electrical power plants; providing nuclear issues with respect to which affirmative findings must be made; requiring the Department of Health and Rehabilitative Services to conduct a hearing; requiring the department, or its legal representative, to appear at certain hearings conducted under the Florida Electrical Power Plant Siting Act; listing operating nuclear electrical power plants to which such provisions shall not apply; creating s. 404.1413, F.S., requiring the installation of radiation monitoring devices; providing a monetary limit thereon; creating s. 404.1414, F.S., requiring the installation of an automated alert system; providing a monetary limit thereon; creating s. 404.1415, F.S., providing for implementation of such provisions by the Division of Public Safety Planning and Assistance of the Department of Community Affairs; providing for severability; providing for review and repeal; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Natural Resources and Conservation; and Appropriations.

By Senator Gordon—

SCR 739—A concurrent resolution declaring April 5 through April 11, 1984, as Cuban Municipalities in Exile Week.

—was referred to the Committee on Rules and Calendar.

By Senator Gordon—

SB 740—A bill to be entitled An act relating to mental health; amending s. 394.471, F.S.; restoring certain persons to competence and requiring a court order for continued involuntary placement of such persons; requiring new voluntary placement orders for certain previously involuntarily placed persons; providing an effective date.

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

By Senator Gordon—

SB 741—A bill to be entitled An act relating to university activity and service fees; amending s. 240.235, F.S.; providing that certain salary increases for career service and administrative and professional positions funded by the activity and service fee be appropriated from the General Revenue Fund; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Gordon—

SB 742—A bill to be entitled An act relating to unemployment compensation; amending s. 443.091, F.S., modifying benefit eligibility conditions; amending s. 443.111, F.S., modifying the formula for determining the total amount of benefits to which a claimant may be entitled and restricting conditions under which extended benefits are payable; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Gordon—

SB 743—A bill to be entitled An act relating to motor vehicle sales warranties; amending s. 681.101, F.S., relating to legislative intent; amending s. 681.102, F.S., providing definitions with respect to the "Motor Vehicle Warranty Enforcement Act"; amending s. 681.104, F.S., requiring the manufacturer to provide the consumer with certain options with respect to motor vehicles which do not conform to applicable express warranties; providing that the decision of the informal dispute panel shall be admissible in evidence in actions brought by the consumer with respect to nonconformities; amending s. 681.108, F.S., providing that the informal dispute settlement panel shall submit a copy of each decision to the Division of Consumer Services within a specified time after the decision is rendered; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Stuart—

SB 744—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.126, F.S., providing that an authorized emergency vehicle giving visible signals by use of displayed blue or red lights shall have the right-of-way; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Langley—

SJR 745—A joint resolution proposing an amendment to Section 6, Article VII of the State Constitution, relating to homestead tax exemptions, to require each person claiming such exemption to pay a minimum ad valorem tax and to provide for a yearly adjustment of such tax.

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

By Senators Stuart, Vogt and Jennings—

SB 746—A bill to be entitled An act relating to the Department of Transportation; authorizing the department to covenant to complete certain revenue producing projects for the Orlando-Orange County expressway system; providing certain conditions; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senators Gordon, Meek, Mann, Malchon and Henderson—

SJR 747—A joint resolution proposing the addition of Section 24 to Article I of the State Constitution, relating to environmental rights, to establish a right to a healthful environment and provide every person with legal standing to protect such right.

—was referred to the Committees on Natural Resources and Conservation; and Rules and Calendar.

By Senators Gordon, Meek and Girardeau—

SB 748—A bill to be entitled An act relating to trial jury; creating s. 913.18, F.S., creating a presumption of discrimination in jury selection in criminal cases under specified circumstances; providing remedies; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Rehm—

SB 749—A bill to be entitled An act relating to motor vehicle registration fees; amending s. 320.03, F.S.; revising the disposition of the additional fee for air pollution control; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Castor—

SB 750—A bill to be entitled An act relating to sexual battery; creating s. 794.023, F.S.; providing findings and intent; providing enhanced penalties for acts of sexual battery committed by more than one person; providing an effective date.

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

By Senator Hair—

SB 751—A bill to be entitled An act relating to education for exceptional students; establishing the Computer Resource Center for the Deaf and the Blind at the Florida School for the Deaf and the Blind; providing a time frame for operation; providing objectives and duties; providing an appropriation; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Rehm—

SB 752—A bill to be entitled An act relating to special officers for common carriers; amending s. 354.01, F.S.; deleting language which provides that the Governor shall be considered the employing agency of such officers; amending s. 354.05, F.S.; deleting language which provides that the Governor shall revoke the commission of any special officer who is decertified; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Rehm—

SB 753—A bill to be entitled An act relating to correctional work programs; amending s. 946.042, F.S.; authorizing a nonprofit corporation established to operate correctional work programs to request an appropriation from the General Revenue Fund for certain purposes; providing that the receipt of such funds is subject to certain conditions; providing an effective date.

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

By Senators Langley, Neal, Peterson, Myers, Mann, Henderson, Rehm, Jennings, Grizzle, Thurman, Castor, Vogt, Grant, Crawford, Beard, Kirkpatrick, Jenne, Gordon, Frank, Dunn and Weinstein—

SB 754—A bill to be entitled An act relating to mobile homes; creating chapter 720, F.S., the "Florida Mobile Home Act"; providing rights with respect to mobile home tenancies and mobile home associations; providing for injunctive relief; creating provisions with respect to mobile home park restrictions, sale of mobile home parks and park owners' obligations, mobile home leases, eviction proceedings and mobile home subdivisions; providing for regulation by the Division of Florida Land Sales, Condominiums, and Mobile Homes of the Department of Business Regulation; providing for an annual fee to be paid by mobile home park owners; providing for certain disclosure with respect to contracts for the rental of a mobile home lot; restricting certain types of advertising; providing an effective date.

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

By Senator Malchon—

SB 755—A bill to be entitled An act relating to Hillsborough, Manatee, and Pinellas counties; creating the Tampa Bay Management Study Commission; prescribing the membership, appointment, powers, duties, and expiration of the commission; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Natural Resources and Conservation; and Rules and Calendar.

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Education and Senator Rehm—

CS for SB 9—A bill to be entitled An act relating to resource officers in public schools; creating s. 230.2314, F.S.; providing legislative intent and purposes; authorizing school districts, in cooperation with law enforcement agencies, to submit plans to implement and conduct a school resource officer program to the Commissioner of Education for approval;

providing criteria to be included in such plans; authorizing the Commissioner of Education to distribute available funds to districts with approved programs; providing restrictions; providing for school resource officer certification, duties, and responsibilities; authorizing the Department of Education to apply for federal funds; providing for an appropriation; providing an effective date.

By the Committee on Governmental Operations and Senators Myers and Gersten—

CS for SB 11—A bill to be entitled An act relating to pugilistic exhibitions; creating s. 14.27, Florida Statutes; creating the State Athletic Commission under the Department of Business Regulation; providing for appointment of members; creating ss. 548.041-548.49, Florida Statutes; providing for compensation and terms of office of members of the commission; providing for the adoption of rules; providing for an executive secretary and defining his duties; providing definitions; regulating boxing in the state; granting exclusive jurisdiction over boxing matches to the commission; providing rules and requirements for boxing; establishing a minimum age for boxers; requiring a physician, referees, and judges to be in attendance; establishing weight and class limitations, methods of scoring, and other safety regulations; providing for certain disclosure; prohibiting collusive or sham contests; regulating purses and their disbursement; providing for hearings; requiring insurance; requiring certain persons to be licensed; requiring permits for boxing matches; establishing procedures for licensing; establishing license and permit fees; requiring the disclosure of receipts from boxing contests; establishing a percent gross receipts tax; providing penalties; establishing a medical advisory council; regulating the contracts and tickets of admission relating to boxing matches; requiring certain persons to post bond or other security prior to licensing; authorizing the commission to hold hearings, to issue subpoenas, to suspend or revoke licenses, and to impose fines; providing criminal penalties; prohibiting certain conflicts of interest; repealing ss. 548.01-548.04, Florida Statutes, relating to pugilistic exhibitions; providing for future repeal and review; providing an effective date.

By the Committees on Judiciary-Civil and Education and Senator Fox—

CS for CS for SB 60—A bill to be entitled An act relating to public education; creating s. 228.083, F.S.; providing that neither students nor public education employees shall be discriminated against on the basis of race, sex, national origin, marital status, or handicap by an educational institution that receives federal or state financial assistance; providing a definition; providing for rulemaking authority; providing penalties for failure to report certain data; providing civil remedies; providing for attorney fees; providing severability; providing an effective date.

By the Committee on Education and Senator Margolis—

CS for SB 61—A bill to be entitled An act relating to financial accounts and expenditures; amending s. 237.151, F.S., authorizing school boards to negotiate a loan prior to the end of the fiscal year, to be repaid during the subsequent fiscal year from the proceeds of revenue reasonably anticipated to be received from such subsequent year; requiring negotiation in accordance with a budget; providing for the disposition of the proceeds of such loans; providing an effective date.

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

CS for SB 70—A bill to be entitled An act relating to local government; creating ss. 125.355 and 166.045, 235.054, F.S.; providing for the confidentiality of appraisals, offers, and counteroffers with respect to the purchase of real property by counties, municipalities, and school boards; providing for the keeping of certain records; providing for future repeal; providing an effective date.

By the Committee on Natural Resources and Conservation and Senators McPherson, Plummer and Mann—

CS for SB 100—A bill to be entitled An act relating to boating safety; creating ss. 327.351-327.354, F.S.; prohibiting the operation of a vessel while intoxicated; providing punishment; providing tests to determine intoxication or impairment; providing legislative intent; providing for right to refuse; authorizing use of blood tests in cases of death or serious bodily injury; providing for certain presumptions of impairment; amending s. 327.32, F.S.; providing civil liability for reckless or careless operation of a vessel; amending s. 327.33, F.S.; providing criminal penalties for reckless or careless operation of a vessel; amending s. 327.35, F.S.; provid-

ing for fines, imprisonment, and community work projects for persons guilty of operating a vessel while under the influence of alcoholic beverages, chemical or controlled substances; amending s. 327.37, F.S.; prescribing certain safety rules for operating a vessel towing persons on water skis, aquaplanes, innertubes, and sleds; amending s. 327.50, F.S.; prohibiting use of sirens and emergency lights on all vessels other than law enforcement, fire, and emergency vessels; amending s. 327.54, F.S.; prohibiting liveries from renting a vessel not containing the safety equipment required by s. 327.50, F.S.; amending s. 327.56, F.S.; authorizing searches of vessels by law enforcement officers to ascertain compliance with safety regulations; amending s. 327.70, F.S.; providing that any authorized law enforcement officer shall enforce ch. 327 and ch. 328, F.S.; amending s. 327.72, F.S.; providing a \$25 fine for the careless operation of a vessel; repealing s. 327.51, F.S., relating to ventilator ducts; providing an effective date.

By the Committee on Education and Senators Meek, Malchon, Margolis, Plummer, Fox, Castor, Hill, Dunn, Gersten and Weinstein—

CS for SB 123—A bill to be entitled An act relating to education; creating s. 230.671, F.S.; providing for youth jobs exemplary program grants; specifying legislative intent; providing definitions; providing eligibility criteria for students; providing procedures for grant proposal approval; creating a grant review committee; providing for the abolishment of the committee after a certain time; providing rulemaking authority; providing for funding; providing for program evaluation; providing an effective date.

By the Committee on Judiciary-Civil and Senators Castor, Scott and Weinstein—

CS for SB's 144 and 184—A bill to be entitled An act relating to alimony and child support; amending ss. 61.08 and 61.13, F.S., directing the courts, in alimony and child support orders entered after a certain date, to require payment of alimony and child support through county depositories; providing for modification of orders entered prior to said date under certain circumstances; providing for issuance of income deduction orders; providing for stay of income deduction when application for modification of alimony, support, or maintenance is made; amending s. 61.12, F.S., providing that certain disciplinary actions by employers to whom writs of attachment or garnishment are issued shall constitute contempt of court; amending s. 61.181, F.S., requiring counties to create central depositories for receiving, recording, and disbursing alimony and child support payments; providing for the monitoring of payment histories and for the keeping of records related thereto; providing for the enforcement remedy of income deduction; providing restrictions; providing for notice of delinquency; providing for service of income deduction orders; providing for stay of income deduction when application for modification of alimony, support, or maintenance is made; providing procedure for contesting income deduction order; providing a limit on earnings subject to income deduction; obligating employers and certain other persons to deduct amounts from salary or other income as ordered; providing for protection from liability; providing additional remedies; providing for the imposition and collection of certain fees and providing guidelines for the establishment thereof; providing a penalty for failure to honor an income deduction order; proscribing employers and certain other persons from discharging or otherwise disciplining a person subject to such an order; providing an effective date.

By the Committee on Health and Rehabilitative Services and Senator Jenne—

CS for SB 223—A bill to be entitled An act relating to water vending machines; creating s. 381.295, F.S.; providing legislative intent; providing definitions; requiring water vending machine operators to obtain a permit; providing for fees; providing operating standards; establishing duties and responsibilities for the Department of Health and Rehabilitative Services; providing for enforcement; providing penalties; providing an exemption for certain water vending machines; providing for preemption of authority; providing an effective date.

By the Committee on Health and Rehabilitative Services and Senator Carlucci—

CS for SB 228—A bill to be entitled An act relating to controlled substances; amending s. 893.13, F.S.; prohibiting a person from withholding certain information from a practitioner; prohibiting the possession of certain prescription forms by any person who is not authorized to possess such forms; providing for increased penalties for certain violations of s. 893.13(2)(a), F.S.; adding delivery of controlled substances by law enforcement officers to exceptions to s. 893.13(1)-(3), F.S.; providing an effective date.

By the Committee on Health and Rehabilitative Services and Senator Castor—

CS for SB 251—A bill to be entitled An act relating to spouse abuse; amending s. 415.602, F.S., modifying and providing definitions; amending s. 415.603, F.S., changing certain duties of the Department of Health and Rehabilitative Services; amending s. 415.605, F.S., changing certification requirements for spouse abuse centers; authorizing certification denials, suspensions, and revocations; changing the state funding formula; providing an effective date.

By the Committee on Commerce and Senator Fox—

CS for SB 262—A bill to be entitled An act relating to international trade and finance; providing for the creation of one or more International Currency and Barter Exchanges for certain purposes; providing for a committee to write a constitution and bylaws for the Exchange; providing requirements with respect to the self-regulation thereof; providing for certain tax exemptions and providing an exception; providing for application of the securities laws; providing for limitations on investments in Exchange members; providing an effective date.

By the Committee on Education and Senator Castor—

CS for SB 272—A bill to be entitled An act relating to school health services; amending s. 402.32, F.S., providing definitions; changing the responsibilities of the Department of Health and Rehabilitative Services with respect to school health services; requiring public health units to develop a health services plan and specifying the minimum components thereof; changing duties of district school boards and of nonpublic schools which voluntarily participate in the program; amending s. 232.0315, F.S., providing school boards and nonpublic schools the option of providing students a 30-day extension in obtaining a health examination; providing an effective date.

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

CS for SB 274—A bill to be entitled An act relating to dwelling units; creating s. 83.701, F.S.; requiring certain landlords to obtain a certificate of compliance before entering or renewing rental agreements; defining certificate of compliance; providing for inspection warrants; providing penalties; providing that this act is not a state interposition in local housing codes; providing an effective date.

By the Committee on Natural Resources and Conservation and Senators McPherson and Grizzle—

CS for SB 338—A bill to be entitled An act relating to land acquisition; amending s. 125.01, F.S.; providing for county use of ad valorem tax revenue to purchase certain lands; amending s. 253.01, F.S.; providing for the placement of certain fees into the Internal Improvement Trust Fund; amending s. 253.023, F.S.; increasing the amount of money which can be credited to the Conservation and Recreation Lands Trust Fund annually; providing for the acquisition of inholdings or additions to existing projects; amending s. 253.025, F.S.; providing for the waiver of acquisition procedures under certain circumstances; providing for the confidentiality of certain appraisal reports; providing for the release of appraisal reports under certain circumstances; providing for final offers in the form of option contracts; amending s. 375.031, F.S.; providing for disclosure of certain financial transactions; providing for option contracts; amending s. 380.08, F.S.; providing for disclosure of certain financial transactions; providing an effective date.

By the Committee on Economic, Community and Consumer Affairs and Senators Carlucci and Stuart—

CS for SB 356—A bill to be entitled An act relating to regulation of professions and occupations; amending s. 455.219, F.S.; providing for the maintenance of separate revenue accounts for certain fines and costs collected by the Department of Professional Regulation; creating s. 455.228, F.S.; providing that the Department of Professional Regulation may issue cease and desist notices to certain unlicensed persons who have violated certain professional regulations and to certain employers of such unlicensed persons; providing for the department to seek the imposition of a civil penalty by the circuit court for such violations; providing for the award of certain fees and costs, attorneys' fees, and court costs to the department; providing an effective date.

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

CS for SB 365—A bill to be entitled An act relating to pharmacy; amending s. 465.016, F.S.; providing grounds for disciplinary action; providing for board action concerning impaired pharmacists and pharmacy interns; providing for the confidentiality of certain information; providing a privilege against civil liability for persons providing information to the department or board concerning any impaired pharmacist or pharmacy intern; providing an effective date.

By the Committee on Education and Senator Gersten—

CS for SB 375—A bill to be entitled An act relating to intensive English language instruction; amending s. 228.041, F.S.; providing a definition of intensive English language instruction; amending s. 236.081, F.S.; creating a cost factor for intensive English language instruction in the Florida Education Finance Program; providing an effective date.

By the Committee on Commerce and Senator Jenne—

CS for SB 422—A bill to be entitled An act relating to insurance; creating s. 626.9545, F.S.; authorizing health insurance improper charge identification incentive programs; amending s. 627.410, F.S.; requiring the filing of certain health insurance rating manuals, schedules, manual changes, schedule changes, and rates and rate changes; providing exemptions; creating s. 627.4115, F.S.; authorizing examination of health insurers by the Department of Insurance; providing for the acceptance of similar examination reports; creating s. 627.4231, F.S.; requiring health insurance policies and health care services plans to contain certain cost containment measures; amending s. 627.4235, F.S.; requiring coordination among group coverages; permitting the coordination of other health insurance coverages; making other changes with respect to the coordination of benefits; creating s. 627.429, F.S.; requiring certain health insurance policies to provide out-of-hospital coverage equal to in-hospital coverage under certain circumstances; creating s. 627.916, F.S.; requiring health insurers to file annual reports with the Department of Insurance regarding the implementation of cost containment measures; providing for rules and the analysis of data reported; providing for review and repeal; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Jenne—

CS for SB 424—A bill to be entitled An act relating to the Florida RICO Act; amending s. 895.05, F.S.; authorizing ex parte proceeding to file RICO lien notice against real property in certain circumstances; amending s. 895.06, F.S.; authorizing the investigative agency to apply ex parte for a court order directing that the person or entity subpoenaed not disclose the existence of the subpoena to any other person or entity for 90 days; authorizing an extension of time for good cause shown by the investigative agency; providing for contempt of court for violation of the court order; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Jenne—

CS for SB 425—A bill to be entitled An act relating to business organizations; amending s. 607.004, F.S., providing definitions; creating s. 607.325, F.S.; requiring each domestic corporation, foreign corporation, and alien business organization to maintain a registered office and agent; providing for subpoena of specified records and testimony by the Department of Legal Affairs; limiting applicability of evidentiary and other privileges; providing for enforcement of subpoena; providing civil penalties; providing confidentiality; providing exceptions; providing penalties; limiting liability; limiting the effect of the act; amending s. 607.034, F.S., requiring certain registered agents to file a statement with the Department of State; requiring the department to prepare certain forms; validating certain instruments by or in favor of alien corporations; providing for the effect of the act on certain actions; providing severability; repealing s. 692.05, F.S., relating to registration and reporting requirements imposed upon alien corporations owning real property in the state; providing an effective date.

By the Committee on Transportation—

CS for SB 517—A bill to be entitled An act relating to outdoor advertising; revising, reviving, and readopting, notwithstanding the Regulatory Sunset Act, chapter 479, F.S., relating to regulation of outdoor advertising by the Department of Transportation; amending ss. 479.01, 479.02, 479.03, 479.07, 479.08, 479.10, 479.11, 479.111, 479.14, 479.15, 479.155, 479.16, 479.21, 479.24, F.S.; creating ss. 479.105, 479.107, F.S.; providing definitions; providing powers, duties, and jurisdiction of the

department; requiring enforcement in accordance with federal regulations in effect on the effective date of the act; requiring permits; providing procedures and fees for permitting and renewal; providing for denial or revocation of permits; providing for removal of signs; providing circumstances for removal without notice or liability; prohibiting certain signs; providing for disposition of moneys received under the chapter; providing for harmony of state and local regulation; specifying powers of local governments; providing exemptions; prohibiting tampering with permitted signs; providing penalties; providing for compensation upon removal of certain signs; providing power of eminent domain; allowing to stand repealed under the Regulatory Sunset Act ss. 479.04, 479.05, 479.06, 479.12, 479.13, 479.17, 479.18, 479.19, 479.20, 479.22, 479.23, F.S., relating to licensing, destruction of signs, property owner's permission, removal and abatement of signs, criminal penalties, exemptions, and enforcement of chapter; providing for future repeal and legislative review; providing an effective date.

Presentation of the Allen Morris Awards as Sponsored by the Florida Times-Union

The President invited Dr. Allen Morris, Clerk of the House of Representatives, to the rostrum where he joined John S. Walters, retired Executive Editor of the Florida Times-Union, for presentation of the Allen Morris Awards. Dr. Morris presented to the following Senators plaques symbolizing honors voted them in secret balloting by their colleagues in the 1983 Senate:

Most Effective Member of the Senate—Harry A. Johnston, II

Most Effective in Debate—Jack D. Gordon

Most Effective in Committee—Harry A. Johnston, II

Dr. Morris presented plaques to the following runners-up:

Most Effective Member of the Senate—Dempsey J. Barron

Most Effective in Debate—Richard H. Langley

Most Effective in Committee—Pat Thomas

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Barron, the rules were waived and by two-thirds vote Senate Resolutions 358 and 477 and SCR 588 were withdrawn from the Committee on Rules and Calendar.

On motions by Senator Barron, the rules were waived and by two-thirds vote SR 666 was withdrawn from the Committee on Rules and Calendar and placed first on the special order calendar.

On motions by Senator Mann, by two-thirds vote Senate Bills 197 and 250 were withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Henderson, by two-thirds vote SB 104 was withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator D. Childers, by two-thirds vote SB 73 was withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Meek, by two-thirds vote Senate Bills 186 and 696 were withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Johnston, by two-thirds vote SB 235 was removed from the calendar and referred to the Committee on Appropriations.

Senator Langley presiding

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

INTRODUCTION AND REFERENCE OF BILLS

By Senator Crawford—

SB 870—A bill to be entitled An act relating to the new State Regional Service Center in Lakeland; naming the center after Senator N. Curtis Peterson; authorizing and directing the Department of General Services to erect suitable markers reflecting this designation; providing an effective date.

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

On motions by Senator Crawford, by two-thirds vote SB 870 was withdrawn from the Committee on Rules and Calendar and by two-thirds vote placed on the special order calendar.

On motions by Senator Crawford, by unanimous consent SB 870 was taken up out of order and by two-thirds vote read the second time by title, and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Langley

On motion by Senator Crawford, the rules were waived and SB 870 was ordered immediately certified to the House.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed SB 174.

Allen Morris, Clerk

The bill contained in the foregoing message was ordered enrolled.

First Reading

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed HB 324, CS for HB 186, HB 231 and HB 270 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Health and Rehabilitative Services—

HB 324—A bill to be entitled An act relating to adoption; amending s. 63.032, F.S., redefining the term “intermediary” with respect to the “Florida Adoption Act” to include child-placing agencies licensed in another state under certain circumstances; amending s. 63.097, F.S., correcting a cross reference; amending s. 63.162, F.S., providing that all non-identifying information pertaining to an adopted child shall be released upon request to an adoptive parent at any time; amending s. 63.207, F.S., clarifying existing language relating to out-of-state placement; amending s. 63.212, F.S., providing for out-of-state placement; providing exceptions; providing penalties for unlawful placements within the state; providing an exception; clarifying language pertaining to payment of care for natural mother and child; clarifying language pertaining to charging of fees for referrals; providing for advertising; providing exceptions; providing a penalty for advertising by all parties except those specified; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committee on Appropriations and Representative Lippman and others—

CS for HB 186—A bill to be entitled An act relating to missing children; creating s. 937.033, F.S., establishing a Missing Children Information Clearinghouse within the Department of Law Enforcement; providing duties of the clearinghouse; requiring notification of children located; providing for the purging of information; creating s. 937.034, F.S., restricting the release of fingerprints; providing for the destruction of fingerprints; providing an effective date.

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

By Representatives Burned and Cosgrove—

HB 231—A bill to be entitled An act relating to juveniles; amending s. 39.09, F.S., specifying certain types of community-based sanctions which may be imposed upon a child who has been found to have committed a delinquent act; amending s. 39.11, F.S., providing for restitution by parents as a part of community-based sanctions with respect to a child who has been found to have committed a delinquent act; providing an effective date.

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

By the Committee on Health and Rehabilitative Services—

HB 270—A bill to be entitled An act relating to habitual truancy; amending s. 39.01, F.S., defining the term “to be habitually truant”; amending s. 39.403, F.S., providing criteria for the completeness of an intake report or complaint on truancy; amending s. 232.19, F.S., requiring specific actions prior to a filing of a petition for dependency for habitual truancy; requiring certain actions to be taken upon refusal or failure of parent, legal guardian, or child to make a good faith effort to participate in activities prescribed; providing penalties for parent who refuses or fails to comply with requirements specified; requiring the development and adoption of rules; providing an effective date.

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

SPECIAL ORDER

SR 666—A resolution proclaiming Florida Blue Key Legislative Day.

—was read the second time in full. On motion by Senator Kirkpatrick, SR 666 was adopted. The vote on adoption was:

Yeas—29

Barron	Girardeau	Johnston	Rehm
Beard	Gordon	Kirkpatrick	Thomas
Carlucci	Grant	Mann	Thurman
Childers, D.	Hair	Margolis	Vogt
Childers, W. D.	Henderson	McPherson	Weinstein
Crawford	Hill	Meek	
Dunn	Jenne	Myers	
Frank	Jennings	Plummer	

Nays—None

Vote after roll call:

Yea—Gersten, Langley, Scott

The President presiding

SB 138—A bill to be entitled An act relating to sexual battery; amending s. 794.011, F.S.; clarifying references to the age of the victim; providing penalties; providing an effective date.

—was taken up with pending Amendment 3, which was withdrawn.

Senator Frank moved the following amendments which were adopted:

Amendment 4—On page 4, line 17, insert:

(6) *If the victim of a violation of s. 794.011(4) or (5), s. 794.05, s. 800.02, s. 800.03, s. 800.04, or s. 826.04 is under the age of 18, the applicable period of limitation does not begin to run until the victim has reached the age of 18 or the violation is reported to a law enforcement or other governmental agency, whichever occurs earlier.*

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

Amendment 5—In title, on page 1, line 4, after the semicolon (;) insert: tolling the statute of limitations in specified circumstances;

On motion by Senator Crawford, by two-thirds vote SB 138 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Beard	Castor	Childers, W. D.
Barron	Carlucci	Childers, D.	Crawford

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

Nays—None

Vote after roll call:

Yea—Vogt

SB 188—A bill to be entitled An act relating to citrus excise taxes; amending s. 601.15, F.S.; increasing the maximum tax rate reduction the commission may approve; providing an effective date.

—was read the second time by title. On motion by Senator Kirkpatrick, by two-thirds vote SB 188 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Dunn

SB 118—A bill to be entitled An act relating to state procurement procedures; amending s. 287.042, F.S.; decreasing the length of time required for publication of notice for invitations to bid; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 118 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Frank	Jennings	Neal
Barron	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	McPherson	Vogt
Dunn	Hill	Meek	Weinstein
Fox	Jenne	Myers	

Nays—None

CS for SB 67—A bill to be entitled An act relating to swimming pools; creating s. 514.0315, F.S.; exempting certain private swimming pools from the provisions of the chapter relating to public swimming and bathing facilities; providing a definition; providing for review and repeal; providing an effective date.

—was read the second time by title.

Senator Castor moved the following amendment which was adopted:

Amendment 1—On page 1, line 17, strike “or other aquatic activities”

On motion by Senator Castor, by two-thirds vote CS for SB 67 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—1

Carlucci

Vote after roll call:

Yea—Girardeau

Senator Mann presiding

SB 85—A bill to be entitled An act relating to savings associations; amending s. 658.74, F.S.; authorizing the term “bank” and similar terms to be used in a savings association’s corporate name; amending s. 665.0211, F.S.; authorizing a savings association to use the term “savings bank” in its corporate name; providing an effective date.

—was read the second time by title. On motion by Senator Hair, by two-thirds vote SB 85 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 77—A bill to be entitled An act relating to mortgage escrow accounts; amending s. 501.137, Florida Statutes, requiring lenders of money whose loans are secured by mortgages on Florida real estate, and who collect funds for the payment of property taxes and hazard insurance premiums, to make payments with respect to such funds from escrow accounts; establishing liability for neglecting to pay taxes or insurance premiums when due; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, line 21, strike “collect” and insert: *received collect*

Amendment 2—In title, on page 1, line 6, strike “collect” and insert: *receive*

On motion by Senator Jennings, by two-thirds vote SB 77 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 166—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.12, F.S.; providing that judgments as well as orders of the court may be enforced and satisfied by attachment or garnishment for amounts due with respect to certain dissolution, alimony, or child support proceedings; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 166 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Barron	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	McPherson	Vogt
Dunn	Hill	Meek	Weinstein
Fox	Jenne	Myers	
Frank	Jennings	Neal	

Nays—None

Vote after roll call:

Yea—Mr. President

SB 28—A bill to be entitled An act relating to civil actions; amending ss. 48.081, 48.181, 48.193, F.S.; expanding the in personam jurisdiction of the courts of Florida; providing for service of process on corporations and nonresidents; providing an effective date.

—was read the second time by title. On motion by Senator Fox, by two-thirds vote SB 28 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Langley, Thomas

CS for SB 105—A bill to be entitled An act relating to enforcement of foreign judgments; providing a short title; providing rules of construction; providing that certain foreign judgments may be recorded and enforced as judgments of a circuit or county court; requiring certain information to be recorded along with the judgment; requiring mailing of notice of recording to the judgment debtor; providing for the creation of a lien; providing circumstances for a stay of enforcement; requiring payment of certain fees and service charges; providing that nothing contained in this act shall alter the limitation period applicable for the enforcement of foreign judgments; providing an effective date.

—was read the second time by title.

Senator Dunn moved the following amendment which was adopted:

Amendment 1—On page 2, strike all of lines 10-14 and insert: circuit or county court of this state. A judgment so recorded shall have the same effect and shall be subject to the same rules of civil procedure, legal and equitable defenses, and proceedings for reopening, vacating, or staying judgments, and may be enforced, released, or satisfied as a judgment of a circuit or county court of this state.

On motion by Senator Dunn, by two-thirds vote CS for SB 105 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 129—A bill to be entitled An act relating to the state insurance program; amending s. 110.123, F.S.; providing that determinations of benefits made by the Department of Administration whether for a contracted group plan or a self-insurance plan are not rules within the meaning of s. 120.52(14), F.S., or orders within the meaning of s. 120.52(8), F.S.; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations recommended the following amendments which were moved by Senator Beard and adopted:

Amendment 1—On page 1, lines 28 and 29, strike “s. 120.52(14) or orders within the meaning of s. 120.52(8)” and insert: s. 120.52(15) or orders within the meaning of s. 120.52(10)

Amendment 2—In title, on page 1, lines 8 and 9, strike “120.52(14), F.S., or orders within the meaning of s. 120.52(8)” and insert: 120.52(15), F.S., or orders within the meaning of s. 120.52(10)

On motion by Senator Beard, by two-thirds vote SB 129 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	Frank	Johnston	Plummer
Barron	Gersten	Kirkpatrick	Rehm
Beard	Girardeau	Langley	Scott
Carlucci	Gordon	Malchon	Stuart
Castor	Grant	Mann	Thomas
Childers, D.	Grizzle	Margolis	Thurman
Childers, W. D.	Hair	McPherson	Vogt
Crawford	Henderson	Meek	
Dunn	Hill	Myers	
Fox	Jennings	Neal	

Nays—None

SB 352—A bill to be entitled An act relating to transportation and matters connected therewith; providing that chapters 334-339, 341, 348, and 349, F.S., constitute the “Florida Transportation Code”; amending and revising chapter 334, F.S., relating to transportation administration; amending and revising chapter 335, F.S., relating to the state highway system; amending and revising chapter 336, F.S., relating to the county road system; amending and revising chapter 337, F.S., relating to the Department of Transportation, contracts, acquisition and disposal of property, and utilities; amending and revising chapter 338, F.S., relating to limited access and toll facilities; amending and revising chapter 339, F.S., relating to transportation finance, planning, and miscellaneous provisions; repealing chapter 340, F.S., relating to the “Florida Turnpike Law”; amending and revising chapter 341, F.S., relating to public transit and to airport development and assistance; amending various provisions of Florida Statutes to correct cross-references and to otherwise conform to the provisions of this act; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 23, line 3, strike “responsbile” and insert: responsible

Amendment 2—On page 77, lines 16-19, strike everything after the period (.) on line 16 through and including line 19 and insert: district. ~~The advisory committee shall examine the standards established for~~

~~cul-de-sacs, subdivision streets, and streets with unusual characteristics or low travel frequency and shall report to the Legislature on or before March 1, 1984.~~

Amendment 3—On page 124, strike all of lines 10-31, and on page 125, strike all of lines 1-3 and renumber subsequent sections

Senator Beard moved the following amendments which were adopted:

Amendment 4—On page 123, strike line 29 and insert: additions, or deletions to the provisions of sections 336.14 through 336.40, 336.49 through 336.58, and 336.61 through 336.65 shall

Amendment 5—On page 301, strike all of lines 14 and 15 and insert: capital projects. However, the provisions of s. 316.091(2) 339.30(1)(f), relating to bicycles, shall not apply to this system.

On motion by Senator Beard, by two-thirds vote SB 352 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	Frank	Jennings	Neal
Barron	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	McPherson	Vogt
Dunn	Hill	Meek	Weinstein
Fox	Jenne	Myers	

Nays—None

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

SB 166—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.12, F.S.; providing that judgments as well as orders of the court may be enforced and satisfied by attachment or garnishment for amounts due with respect to certain dissolution, alimony, or child support proceedings; providing an effective date.

—passed this day.

The question recurred on the passage of SB 166 which passed and was certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 196—A bill to be entitled An act relating to other-personal-services employment; amending s. 110.131, F.S.; deleting certain rule requirements for tasks for which there is a continuing need for a definite period of time; providing an effective date.

—was read the second time by title. On motion by Senator Jennings, by two-thirds vote SB 196 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Childers, W. D.	Grant	Jennings
Barron	Crawford	Grizzle	Johnston
Beard	Dunn	Hair	Kirkpatrick
Carlucci	Frank	Henderson	Langley
Castor	Gersten	Hill	Malchon
Childers, D.	Girardeau	Jenne	Mann

Margolis	Neal	Stuart	Weinstein
McPherson	Plummer	Thomas	
Meek	Rehm	Thurman	
Myers	Scott	Vogt	

Nays—None

SB 187—A bill to be entitled An act relating to interest rates and finance charges; amending s. 687.12, F.S.; specifying that parity among licensed lenders and creditors applies to finance charges as well as interest rates; providing for disclosure; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote SB 187 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Barron	Frank	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	McPherson	Thurman
Dunn	Hill	Meek	Vogt
Fox	Jennings	Myers	Weinstein

Nays—1

Gersten

Vote after roll call:

Yea to Nay—Meek

SB 257—A bill to be entitled An act relating to insurance; amending s. 626.321, F.S.; providing for issuance of limited licenses to certain employees of businesses engaged in the business of vehicle rentals as agents for baggage insurance; providing an effective date.

—was read the second time by title.

The Committee on Commerce recommended the following amendment which was moved by Senator Margolis and adopted:

Amendment 1—On page 1, lines 20-22, strike “, a full-time salaried employee of a business which offers motor vehicles for rent or lease,” and on page 1, line 28, after the word “agent” insert: or a full-time salaried employee of a business which offers motor vehicles for rent or lease.

On motion by Senator Margolis, by two-thirds vote SB 257 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 214—A bill to be entitled An act relating to workers’ compensation, amending s. 440.15, F.S.; making employers responsible for supplemental permanent total benefits in certain cases; creating s. 440.515, F.S.; providing for confidentiality of certain records; providing an effective date.

—was read the second time by title.

Senators Hair, Johnston, Neal and Scott offered the following amendments which were moved by Senator Hair and adopted:

Amendment 1—On page 3, strike all of lines 1 and 2 and insert:

Section 3. Subsection (4) of section 440.45, Florida Statutes, is hereby repealed.

Section 4. This act shall take effect July 1, 1984 or upon becoming a law, whichever occurs later.

Amendment 2—In title, on page 1, line 7, after the word "records;" insert: repealing s. 440.45(4), F.S., relating to salaries of deputy commissioners;

Senator Vogt moved the following amendments which were adopted:

Amendment 3—On page 2, between lines 23 and 24, insert:

Section 2. Subsection (3) of Section 440.385, F.S., is amended to read:

440.385 Florida Self-Insurers Guaranty Association, Incorporated.—

(3) POWERS AND DUTIES.—

(a) Upon creation of the Insolvency Fund pursuant to the provisions of subsection (4), the association shall be obligated to the extent of covered claims existing prior to the final adjudication of insolvency and arising within 30 days after the determination of insolvency, provided the which claims occur during the year in which such insolvent member is a member of the guaranty fund and was assessable pursuant to the plan of operation. Such obligation shall include only that amount due the injured worker or workers of the insolvent member under this chapter. In no event shall the association be obligated to a claimant in an amount in excess of the obligation of the insolvent employer. The association shall be deemed the insolvent employer to the extent of its obligation on the covered claims and, to such extent, shall have all rights, duties, and obligations of the insolvent employer as if the employer had not become insolvent. However, in no event shall the association be liable for any penalties or interest.

(Renumber subsequent sections.)

Amendment 4—On page 1, lines 25-27, strike "and subject to the maximum weekly compensation rate set forth in s. 440.12(2)." and insert: *The weekly compensation payable and the additional benefits payable pursuant to this paragraph when combined shall not exceed the maximum weekly compensation rate in effect at the time of payment as determined pursuant to s. 440.12(2).* and ~~subject to the maximum weekly compensation rate set forth in s. 440.12(2).~~

Amendment 5—In title, on page 1, line 3, after the semicolon (;) insert: providing a maximum weekly benefit

On motion by Senator Vogt, by two-thirds vote SB 214 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Kirkpatrick

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 706 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Ros and others—

HCR 706—A concurrent resolution declaring April 5 through April 11, 1984, as Cuban Municipalities in Exile Week.

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

On motions by Senator Gordon, by two-thirds vote HCR 706 was withdrawn from the Committee on Rules and Calendar and by two-thirds vote placed on the special order calendar and taken up instanter.

On motion by Senator Gordon, by two-thirds vote HCR 706 was read the second time by title, adopted and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Frank	Jennings	Neal
Barron	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	McPherson	Vogt
Dunn	Hill	Meek	Weinstein
Fox	Jenne	Myers	

Nays—None

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

INTRODUCTION AND REFERENCE OF BILLS

By Senator W. D. Childers—

SR 880—A resolution honoring the Florida Tribe of Eastern Creek Indians.

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

On motions by Senator W. D. Childers, by two-thirds vote SR 880 was withdrawn from the Committee on Rules and Calendar and by two-thirds vote placed on the special order calendar. On motions by Senator W. D. Childers by unanimous consent, SR 880 was taken up out of order and read the second time in full and adopted. The vote on adoption was:

Yeas—38

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

Nays—None

On motion by Senator W. D. Childers, the rules were waived and by two-thirds vote SCR 555 was withdrawn from the Committee on Rules and Calendar and taken up instanter.

On motions by Senator W. D. Childers—

SCR 555—A resolution honoring the Florida Tribe of Eastern Creek Indians.

—was taken up out of order by unanimous consent and by two-thirds vote read the second time by title, adopted and certified to the House. The vote on adoption was:

Yeas—38

Mr. President	Crawford	Grant	Johnston
Barron	Dunn	Grizzle	Kirkpatrick
Beard	Fox	Hair	Malchon
Carlucci	Frank	Henderson	Mann
Castor	Gersten	Hill	Margolis
Childers, D.	Girardeau	Jenne	McPherson
Childers, W. D.	Gordon	Jennings	Meek

Myers	Rehm	Thomas	Weinstein
Neal	Scott	Thurman	
Plummer	Stuart	Vogt	

Nays—None

Vote after roll call:

Yea—Langley

SPECIAL ORDER, continued

SB 90—A bill to be entitled An act relating to direct sellers; amending ss. 440.02, 443.036, F.S.; exempting direct sellers from the definitions of "employee" and "employment" for purposes of the workers' compensation and unemployment compensation laws; providing an effective date.

—was read the second time by title.

Senator Vogt moved the following amendments which were adopted:

Amendment 1—On page 1, lines 11-31, on page 2, lines 1-31 and on page 3, lines 1-10, strike all of said lines and renumber subsequent sections.

Amendment 2—In title, on page 1, strike all of lines 2-7 and insert: An act relating to direct sellers; amending s. 443.036, F.S.; exempting direct sellers from the definition of "employment" for purposes of the unemployment compensation laws; providing an effective date.

On motion by Senator Vogt, by two-thirds vote SB 90 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

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

Nays—2

Frank Grizzle

SB 164—A bill to be entitled An act relating to unemployment compensation; amending ss. 2 and 3 of chapter 82-23, Laws of Florida; extending the temporary period during which reporting by mail for a payment of benefits is authorized; amending s. 443.141, F.S.; restricting conditions under which notice of incorrect or insufficient reports is required to be by registered mail; providing an effective date.

—was read the second time by title.

Senator Fox moved the following amendments which were adopted:

Amendment 1—On page 1, line 14, strike everything after the enacting clause and insert:

Section 1. Sections 2 and 3 of chapter 82-23, Laws of Florida, are amended to read:

Section 2. In order to provide that the amendments enacted by section 1 of this act shall be operative for a temporary period only, subsection (1) of section 443.111, Florida Statutes, is reenacted, effective October 1, 1986 ~~1984~~, to read:

443.111 Payment of benefits.—

(1) **MANNER OF PAYMENT.**—Benefits shall be payable from the fund. All benefits shall be paid through claims offices in accordance with such rules as the division may prescribe. However, each claimant shall report in person to a claims office to certify for benefits which are paid and shall continue to report at least biweekly to receive unemployment benefits and to attest to the fact that he is able and available for work, has not refused suitable work, and is seeking work, and, if he has worked, to report earnings from such work, except in a case in which he has returned to work, in which case the last benefits check can be mailed on

request of the claimant. The mailing of unemployment benefits to a claimant is specifically prohibited, except as provided in this subsection and in cases of interstate claims and checks claimants do not pick up on a designated day from the claims office. In accordance with rules promulgated under chapter 120, the division shall prescribe the criteria and procedures for mailing checks to claimants who fail to pick them up on the designated day from the claims office. Nothing in this subsection shall be construed to prohibit the division from instituting experimental and limited projects whereby claims checks are mailed; however, the division shall not implement such projects on a statewide basis until a report has been made to the Legislature and the Legislature has approved such implementation.

Section 3. Section 1 of this act shall take effect July 1, 1982, and shall expire October 1, 1986 ~~1984~~.

Section 2. Subsection (1) of section 443.111, Florida Statutes, 1982 Supplement, as amended by section 1 of chapter 82-23, Laws of Florida, reads:

443.111 Payment of benefits.—

(1) **MANNER OF PAYMENT.**—Benefits shall be payable from the fund. Benefits shall be paid through claims offices or by mail in accordance with such rules as the division may prescribe. However, each claimant shall report in person to a claims office or by mail to certify for benefits which are paid and shall continue to report at least biweekly to receive unemployment benefits and to attest to the fact that he is able and available for work, has not refused suitable work, and is seeking work and, if he has worked, to report earnings from such work.

Section 3. Paragraph (a) of subsection (2) of section 443.141, Florida Statutes, is amended to read:

443.141 Collection of contributions.—

(2) **REPORTS, CONTRIBUTIONS, APPEALS.**—

(a) **Failure to make reports and pay contributions.**—If any employing unit determined by the division to be an employer subject to the provisions of this chapter fails to make and file any report as and when required by the terms and provisions of this chapter or by any rule of the division, for the purpose of determining the amount of contributions due by such employer under this chapter, or if any such report which has been filed is deemed by the division to be incorrect or insufficient, and such employer, after having been given written notice ~~by registered or certified mail~~ by the division to file such report, or a corrected or sufficient report, as the case may be, shall fail to file such report within 15 days after the date of the mailing of such notice, the division may:

1. Determine the amount of contributions due from such employer on the basis of such information as may be readily available to it, which determination shall be deemed to be prima facie correct;

2. Assess such employer with the amount of contributions so determined; and

3. Immediately give written notice by registered or certified mail to such employer of such determination and assessment including penalties as provided in this chapter, if any, added and assessed, demanding payment of same together with interest as herein provided on the amount of contributions from the date when same were due and payable.

Such determination and assessment shall be final at the expiration of 15 days from the date of the mailing of such written notice thereof demanding payment unless such employer shall have filed with the division a written protest and petition for hearing specifying the objections thereto. Upon receipt of such petition within the 15 days allowed, the division shall fix the time and place for a hearing and shall notify the petitioner thereof. The division by rule may appoint special deputies with full power to hold hearings hereunder and to submit their findings together with a transcript of the proceedings before them and their recommendations to the division for its final decision and determination. Special deputies shall be subject to the prohibition on ex parte communications as provided in s. 120.66. At any hearing held before the division or its special deputy, as herein provided, evidence may be offered to support such determination and assessment or to prove that it is incorrect. However, at such hearing, the petitioner shall be required to show wherein that it is incorrect or else file full and complete corrected reports. Evidence may also be submitted at such hearing to rebut the determination by the division that the petitioner is an employer under the provisions of this chap-

ter; and, upon evidence taken before it or upon the transcript submitted to it with the findings and recommendation of its special deputy, the division may set aside its determination that the petitioner is an employer under the provisions of this chapter or may reaffirm such determination. The amounts assessed pursuant to a final determination by the division hereunder together with interest and penalties shall be paid within 15 days after notice of such final decision and assessment and demand for payment thereof by the division shall have been mailed to such employer, unless judicial review is instituted in a case of status determination. Amounts due when the status of the employer is in dispute shall be payable within 15 days of the entry of an order by the court affirming such determination. However, any determination by the division that an employing unit is not an employer under the provisions of this chapter shall not affect the benefit rights of any individual as determined by an appeals referee or the commission, under the provisions of this chapter, unless such individual shall have been made a party to the proceedings before the division, or unless such determination of the commission or appeals referee shall not have become final or the employing unit and the division shall not have been made parties to the proceedings before the appeals referee or the commission.

Section 4. This act shall take effect July 1, 1984.

Amendment 2—In title, on page 1, strike all of lines 2-10 and insert: An act relating to unemployment compensation; amending sections 2 and 3 of chapter 82-23, Laws of Florida; extending the temporary period during which general payment of benefits by mail and reporting by mail to certify for payment of benefits are authorized; amending s. 443.141, F.S., modifying provisions requiring the Division of Unemployment Compensation to notify employers regarding the filing of certain reports to delete the requirement that such notice be sent by registered or certified mail; providing an effective date.

On motion by Senator Fox, by two-thirds vote SB 164 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

The President presiding

SB 12—A bill to be entitled An act relating to the Fictitious Name Statute; amending s. 865.09, Florida Statutes; providing penalties for engaging in business under a fictitious name without having properly registered such fictitious name with the clerk of the circuit court; providing an effective date.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote SB 12 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Rehm

SB 179—A bill to be entitled An act relating to the Florida Arts Council; amending s. 265.285, F.S., providing for the reappointment of members of the Florida Arts Council; providing for the removal of members of the Florida Arts Council; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations recommended the following amendments which were moved by Senator Henderson and adopted:

Amendment 1—On page 1, strike all of lines 24-31 and insert: 3 years, and four for terms of 4 years. No appointed member of the council who serves a full 4-year term shall be eligible for reappointment during a 1-year period following the expiration of his term. Any vacancy on the council shall be filled for the remainder of the unexpired term in the same manner as for the original appointment.

Amendment 2—On page 2, lines 30 and 31, strike everything after "duties," and insert: *or if a member is adjudicated guilty of a felony.*

Senator Henderson moved the following amendment which was adopted:

Amendment 3—On page 2, after line 31, insert:

Section 2. Section 265.2905, Florida Statutes, is created to read:

Section 265.2905 Florida Arts Study Commission.—

(1) There is hereby created a Florida Arts Study Commission, hereinafter referred to as the commission. The purpose of the commission shall be to research, review and analyze the status of the arts in Florida and its potential for development and enhancement. The commission shall look specifically at those sections of the Florida Statutes relating to the administration of arts programs and make recommendations for improvements.

(a) The commission shall consist of 16 members, one of whom shall be the Secretary of State or his designee. The chairman of the Florida Arts Council shall be a member of the commission and shall appoint to the commission two members of the Florida Arts Council. Four members shall be appointed by the Governor. Four members shall be appointed by the President of the Senate, at least 2 of whom shall be members of the Senate. Four members shall be appointed by the Speaker of the House of Representatives, at least 2 of whom shall be members of the House. In making the appointments, consideration shall be given to the broadest possible representation of diverse aesthetic, institutional, and cultural viewpoints, as well as business interests.

(b) Members of the commission shall be appointed by September 1, 1984. Any vacancy on the commission shall be filled for the remainder of the unexpired term in the same manner as for the original appointment.

(c) The members of the commission shall elect a chairperson from among the legislative members.

(d) Members of the commission shall serve without compensation, but shall be reimbursed for travel and expenses incurred in the performance of their duties, as provided in s. 112.061, Florida Statutes.

(2) The commission shall meet by October 15, 1984 and thereafter at the call of the chairperson or a majority of the membership. The commission shall conduct hearings throughout the state to take testimony from those interested in or involved in the arts or in business in Florida or in any other state or nation.

(3) The commission shall continue in existence until its duties are terminated, but not later than June 30, 1985. The commission shall prepare and submit to the Governor and Legislature, not later than February 1, 1985, a report containing its findings, conclusions, and recommendations.

(4) For administrative purposes, the commission shall be attached to the Department of State, Division of Cultural Affairs. The department shall provide administrative support as necessary.

(5) The sum of \$20,000 is appropriated from the General Revenue Fund to the Department of State for the purposes of paying administrative costs and travel expenses necessary to carry out the provisions of this act.

(Renumber subsequent section.)

The Committee on Governmental Operations offered the following amendment which was moved by Senator Henderson and adopted:

Amendment 4—In title, on page 1, lines 3-5, strike "providing for the reappointment of members of the Florida Arts Council;"

Senator Henderson moved the following amendment which was adopted:

Amendment 5—In title, on page 1, line 6, after "Council;" insert: creating s. 265.2905, Florida Statutes, providing for the creation of a Florida Arts Study Commission; providing for appointment of members of the Florida Arts Study Commission; providing for the submission of a report to the Governor and Cabinet; providing an appropriation;

On motion by Senator Henderson, by two-thirds vote SB 179 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 124—A bill to be entitled An act relating to forest protection; amending s. 590.12, F.S., clarifying provisions prohibiting unlawful burning; requiring authorization from the Division of Forestry prior to burning land; providing penalties; amending s. 590.26, F.S., providing for liability for costs with respect to suppressing fires; amending s. 590.29, F.S., providing that the possession of an incendiary device inside or outside of a municipality is prima facie evidence of intent to illegally use such a device; providing a penalty; providing an effective date.

—was read the second time by title. On motion by Senator Grant, by two-thirds vote SB 124 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 46—A bill to be entitled An act relating to law enforcement; amending s. 843.19, F.S.; prohibiting any person from injuring or killing a police horse under certain conditions; provides a penalty; provides an effective date.

—was read the second time by title. On motion by Senator Margolis, by two-thirds vote SB 46 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Scott

SB 229—A bill to be entitled An act relating to explosives; adding subsection (10) to s. 552.22, Florida Statutes, providing a first degree misdemeanor penalty for possession of an explosive without a license; providing an effective date.

—was read the second time by title. On motion by Senator Jennings, by two-thirds vote SB 229 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Scott

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

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Thomas, the rules were waived and by two-thirds vote SB 112 was also referred to the Committee on Commerce.

ENROLLING REPORTS

SB 174 has been enrolled, signed by the required Constitutional Officers and presented to the Governor on April 5, 1984.

Joe Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 6, 4 and 3 were corrected and approved.

CO-INTRODUCERS

Senators Girardeau, Mann, McPherson, Jenne, Gordon—SB 123; Senator Myers—SB 326; Senator Rehm—SB 356; Senators Mann, Castor, Scott—SB 409; Senators Gordon, Carlucci, Margolis, Rehm, Meek, Mann, Jennings, Dunn, Kirkpatrick—SB 438; Senator Jenne—SB 636; Senator Crawford—SB 677; Senator Malchon—SB 747

ADJOURNMENT

Senator Barron moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Thursday, April 12 at 1:30 p.m. The motion was adopted.

Pursuant to the motion by Senator Barron, the Senate recessed at 11:52 a.m. to reconvene at 1:30 p.m., Thursday, April 12.