



# Journal of the Senate

Number 6

Friday, April 13, 1984

## REPORTS OF COMMITTEES

The Committee on Agriculture recommends the following pass: SB 502 with 2 amendments, SB 594 with 2 amendments

The Committee on Commerce recommends the following pass: SB 506, SB 629

The Committee on Education recommends the following pass: SB 333, SB 403

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

The Committee on Agriculture recommends the following pass: SB 501 with 2 amendments

The Committee on Commerce recommends the following pass: SB 606 with 1 amendment

**The bills contained in the foregoing reports were referred to the Committee on Economic, Community and Consumer Affairs under the original reference.**

The Committee on Commerce recommends the following pass: SB 142, SB 600 with 1 amendment

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 430 with 3 amendments

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

The Committee on Education recommends the following pass: HB 270

**The bill was referred to the Committee on Health and Rehabilitative Services under the original reference.**

The Committee on Natural Resources and Conservation recommends the following pass: SB 503 with 2 amendments

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

The Committee on Natural Resources and Conservation recommends the following pass: SB 571

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

The Committee on Commerce recommends the following pass: SB 527

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 227 with 1 amendment

The Committee on Judiciary-Civil recommends the following pass: SB 574

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

The Committee on Agriculture recommends the following pass: SB 362

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 465, SB 561

The Committee on Education recommends the following pass: SB 635

The Committee on Finance, Taxation and Claims recommends the following pass: SB 158, SB 171 with 3 amendments, SB 233, SB 580 with 1 amendment, SB 597 with 1 amendment, SB 730, SB 731, SB 732 with 1 amendment

The Committee on Judiciary-Civil recommends the following pass: SB 57, SB 271, SB 451, SB 457 with 2 amendments, SB 482, SB 500, SB 615, SB 676

The Committee on Natural Resources and Conservation recommends the following pass: SB 444, SB 474

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

The Committee on Economic, Community and Consumer Affairs recommends the following not pass: SB 216

**The bill was laid on the table.**

The Committee on Education recommends committee substitutes for the following: SB 292, Senate Bills 504 and 681

The Committee on Governmental Operations recommends a committee substitute for the following: SB 646

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 602

The Committee on Transportation recommends a committee substitute for the following: SB 595

**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 Commerce recommends a committee substitute for the following: SB 63

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

The Committee on Commerce recommends a committee substitute for the following: SB 599

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

The Committee on Commerce recommends committee substitutes for the following: SB 243, SB 256, SB 390, SB 409

The Committee on Education recommends a committee substitute for the following: SB 544

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

## REQUESTS FOR EXTENSION OF TIME

April 13, 1984

The Committee on Corrections, Probation and Parole requests an extension of 15 days for consideration of the following: SB 533

The Committee on Finance, Taxation and Claims requests an extension of 15 days for consideration of the following: Senate Bills 1, 7, 13, 71, 110, 119, 132, 191, 211, 267, 297, 314, 332, 359, 368, 377, 408, 441, 442, 455, 459, 542, 492, 518, CS for SB 303

The Committee on Judiciary-Civil requests an extension of 15 days for consideration of the following: Senate Bills 17, 20, 21, 24, 25, 58, 69, 75,

94, 95, 107, 112, 120, 122, 139, 165, 182, 206, 244, 255, 259, 286, 287, 290, 308, 313, 322, 331, 343, 371, 401, 416, 420, 434, 435, 443, 462, 475, 499, 509, 523, 535, 541, 552, 570, 592, 598, 603, 609, 619, 625, 637, 638, 680, 684, 713, 722, 748, 763, 818, 828, 850, 862, 863, 864, 865, 866, 867, 892, 911, 913, 918, CS for SB 250, CS for SB 424, CS for SB 425; House Bills 116, 324, 619

Special Master for Claims requests an extension of 15 days for consideration of the following: Senate Bills 22, 40, 246, 349, 350, 351, 406, 631

## 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 passed as amended HB 134, HB 220, HB 380 and CS for HB 131 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Messersmith and others—

**HB 134**—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; amending s. 794.011, F.S.; clarifying references to the age of the victim; providing penalties; and creating s. 794.012, F.S., providing that persons who stand in familial or custodial authority to a child over 11 years of age but under age 18 and who solicit the child for sexual activity shall be guilty of a first degree felony, and who engage in sexual activity with the child shall be guilty of a first degree felony; amending s. 794.05, F.S., prohibiting unlawful carnal intercourse with minors; providing penalties; removing certain previous chaste character requirements; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Representative Crady—

**HB 220**—A bill to be entitled An act relating to the Department of Corrections; amending s. 944.516, F.S., authorizing the department to replace stolen, lost or misappropriated inmate funds under certain circumstances; providing an effective date.

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

By the Committee on Judiciary and Representative Drage—

**HB 380**—A bill to be entitled An act relating to service of process; amending s. 48.183, F.S.; providing for the effective date of service of process in certain actions for possession of residential premises; providing that at least 5 days must elapse from the date of service before a judgment for final removal of defendant may be entered; adding subsection (3) to s. 48.031, F.S., relating to the general service of process; providing that at least six hours shall elapse between attempts to obtain service; amending s. 83.22, F.S.; providing for service of process in certain actions for possession of nonresidential premises; providing that at least six hours shall elapse between attempts to obtain service; providing for the effective date of service where process is served by posting and mailing; providing for an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committee on Commerce and Representatives Gallagher and Upchurch—

**CS for HB 131**—A bill to be entitled An act relating to banking; creating s. 655.081, F.S., relating to the disclosure of practices on the availability of funds in deposit accounts; providing definitions; providing that a financial institution must post and disclose in writing when its customers may withdraw or transfer certain funds in deposit accounts; providing exceptions; requiring a financial institution to pay interest on those funds deposited in an interest-bearing deposit account under certain circumstances; providing an effective date.

—was referred to the Committee on Commerce.

*The Honorable Curtis Peterson, President*

I am directed to inform the Senate that the House of Representatives has passed HB 301, HB 217, HB 256, HB 490, CS for HB 266 and HB 278 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Governmental Operations—

**HB 301**—A bill to be entitled An act relating to purchasing; amending s. 287.042, F.S., providing that notice for invitations to bid shall appear in the Florida Administrative Weekly at least 10 days prior to the date set for the submittal of bids; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Representative Hollingsworth—

**HB 217**—A bill to be entitled An act relating to Lake City Community College; authorizing the college to operate certain dormitories for the purpose of housing students; authorizing the college to enter into agreements for that purpose; validating past agreements; providing an effective date.

—was referred to the Committee on Education.

By Representatives Thompson and Mitchell—

**HB 256**—A bill to be entitled An act relating to Chipola Junior College and Chipola Dormitory Authority; authorizing the college to operate a certain dormitory for the purpose of housing students; authorizing the college and the authority to enter into agreements for that purpose; validating past agreements; providing an effective date.

—was referred to the Committee on Education.

By the Committee on Agriculture—

**HB 490**—A bill to be entitled An act relating to eggs and poultry; amending s. 583.01, Florida Statutes, reordering, modifying, and adding definitions; amending s. 583.02, Florida Statutes; providing certain labeling requirements for the sale of eggs; prohibiting egg and poultry dealers from using the name, logo, or certificate or permit number of the Department of Agriculture and Consumer Services in their advertising or packaging without the department's approval; amending s. 583.022, Florida Statutes, modifying certain egg storage requirements; amending s. 583.03, Florida Statutes, specifying federal quality standards for eggs which the department shall not exceed; amending s. 583.04, Florida Statutes, relating to rulemaking authority of the department; amending s. 583.05, Florida Statutes; combining provisions relating to powers of the department to make inspections of places where eggs or poultry are processed, stored, or sold; authorizing the department to destroy certain eggs and poultry; creating s. 583.051, Florida Statutes; authorizing the department to collect money due it under any egg program; providing penalties for nonpayment; creating s. 583.052, Florida Statutes, authorizing the department to cooperate with state and federal agencies; amending s. 583.06, Florida Statutes, deleting a restriction upon the source of payment of assistants employed by the department; amending s. 583.09, Florida Statutes; combining provisions relating to the certification and permitting of egg and poultry dealers; authorizing suspension of certificates and permits; amending s. 583.10, Florida Statutes, requiring poultry dealers as well as egg dealers to keep certain records; amending s. 583.11, Florida Statutes, combining provisions relating to the exemption of interstate egg and poultry shipments from regulation; amending s. 583.13, Florida Statutes; changing the grades of dressed poultry; changing certain labeling and advertising restrictions with respect to dressed poultry; amending s. 583.17, Florida Statutes, specifying federal quality standards for fowls which the department shall not exceed; amending s. 583.181, Florida Statutes, to conform; amending s. 583.19, Florida Statutes, prohibiting the sale of fowl suspected to be unfit for human consumption; amending s. 583.20, Florida Statutes, authorizing the suspension of certificates and permits for violations of chapter 583, Florida Statutes, or rules thereunder; repealing s. 583.12, Florida Statutes, deleting certain classifications of live, dressed, and ready-to-cook poultry; repealing ss. 583.14, 583.16, and 583.18, Florida Statutes, to conform to the act; providing an effective date.

—was referred to the Committee on Agriculture.

By the Committees on Appropriations and Agriculture—

**CS for HB 266**—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending ss. 581.031, 581.141, 581.212, and 586.09, F.S., providing for deposit of certain moneys received by the department into the Plant Industry Trust Fund; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By Representatives Wallace and Upchurch—

**HB 278**—A bill to be entitled An act relating to the Florida Antitrust Act of 1980; amending ss. 542.25 and 542.28, F.S., conforming state law to federal law; providing that present law governing judgment in favor of the state as prima facie evidence shall not be deemed to limit the application of collateral estoppel; providing that a civil investigative demand shall include certain requirements in conformance with federal law; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

**CO-INTRODUCERS**

Senators Grant, Frank and Meek—SB 333; Senator Gersten—SB 409; Senator Fox—SB 552; Senator Jenne—SB 634; Senator D. Childers—SB 635