



Journal of the Senate

Number 7

Wednesday, April 18, 1984

The Senate was called to order by the President at 10:00 a.m. A quorum present—40:

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

Prayer by the Rev. Jack Whitley, Pastor, First Baptist Church, Middleburg:

We invoke your presence here today. We are most grateful for the fact that we live in the State of Florida with its wonderful opportunities; but help us to always remember the obligations of citizenship in this great state and nation.

I pray your blessings on this body with its many responsibilities. Please give them divine wisdom and leadership in all of their decisions. Help what is decided here to always be in the best interests of the people of this state. We ask this in the name of Jesus Christ our Lord. Amen.

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

Votes Recorded

Senator Crawford was recorded as voting yea on SB 28 and CS for SB 105 which were considered by the Senate on April 10.

The Secretary announced that pursuant to Rule 1.1 the Minority Party had certified the names of Senator Toni Jennings as Republican Leader, Senator Richard Langley as Republican Leader Pro Tempore and Senator William G. Myers as Republican Whip for the remainder of the 1982-84 term.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar respectfully recommends a revision of Senate Rule 4.8 attached hereto and by reference made a part of this report.

The vote of the Committee was without objection of those present.

Respectfully submitted,
Dempsey J. Barron, Chairman

4.8—Reference to the Committees on Appropriations, and Finance, Taxation and Claims; and Personnel, Retirement and Collective Bargaining; claim bills

All bills authorizing or substantially affecting appropriations shall be referred to the Committee on Appropriations. All bills authorizing or substantially affecting tax revenue shall be referred to the Committee on Finance, Taxation and Claims. All bills substantially affecting a state-funded or state-administered retirement system shall be referred to the Committee on Personnel, Retirement and Collective Bargaining. A bill that is amended to substantially affect appropriations or tax revenue or a state retirement program shall, before being placed before the Senate for final passage, be referred along with all amendments to the Committee on Appropriations or the Committee on Finance, Taxation and Claims, or the Committee on Personnel, Retirement and Collective Bargaining, as appropriate for review and recommendation to the Senate which review during the last ten (10) days of a regular Session shall be accomplished within twenty-four (24) hours.

On motion by Senator Barron, the foregoing report was adopted.

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, April 18, 1984: Report of the Committee on Executive Business recommending appointments for confirmation, CS for SB 117, CS for SB 356, CS for SB 365, SB 418, SB 79, SB 575, CS for SB 517, SB 131, SB 355, SB 522, SB 458, SB 113, SB 162, SB 78, SB 473, SB 524, SB 128, SB 80

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Governmental Operations recommends the following pass: SB 668

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

The Committee on Governmental Operations recommends the following pass: SB 710, SB 711

The bills were referred to the Committee on Finance, Taxation and Claims under the original reference.

The Committee on Governmental Operations recommends the following pass: SB 653 with 1 amendment

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

The Committee on Governmental Operations recommends the following pass: SB 694

The bill was referred to the Committee on Rules and Calendar under the original reference.

The Committee on Governmental Operations recommends the following pass: SB 723

The bill was placed on the calendar.

The Committee on Governmental Operations recommends the following not pass: SB 725

The bill was laid on the table.

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 783

The Committee on Governmental Operations recommends committee substitutes for the following: SB 497, SB 601

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 159

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 Health and Rehabilitative Services recommends a committee substitute for the following: Senate Bills 176 and 697

The bills with committee substitute attached were referred to the Committee on Commerce under the original reference.

The Committee on Commerce recommends a committee substitute for the following: SB 88

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 210

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

The Committee on Finance, Taxation and Claims recommends a committee substitute for the following: CS for SB 262

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

The Committee on Judiciary-Civil recommends committee substitutes for the following: SB 125, CS for SB 140 and SB 237, SB 347

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 319

The Committee on Transportation recommends a committee substitute for the following: Senate Bills 135 and 335

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 Agriculture requests an extension of 15 days for consideration of the following: Senate Bills 54, 190, 315, 397, 532, 539, 554, 579, 614, 622

The Committee on Commerce requests an extension of 15 days for consideration of the following: Senate Bills 5, 8, 34, 42, 47, 48, 49, 51, 64, 83, 201, 217, 261, 279, 299, 321, 326, 370, 385, 398, 417, 423, 427, 466, 470, 472, 476, 479, 489, 510, 531, 536, 537, 559, 562, 567, 573, 581, 593, 616, 617, 627, 633, 651, 663

The Committee on Economic, Community and Consumer Affairs requests an extension of 15 days for consideration of the following: Senate Bills 3, 14, 23, 45, 89, 103, 145, 168, 169, 177, 189, 200, 203, 245, 310, 316, 323, 328, 336, 337, 372, 378, 389, 392, 393, 394, 395, 399, 402, 415, 419, 432, 445, 447, 450, 456, 461, 463, 464, 467, 471, 480, 485, 488, 491, 493, 505, 512, 515, 516, 519, 520, 521, 534, 540, 543, 546, 548, 550, 558, 560, 564, 585, 605, 624, 630, 642, 648, 650, 692, 693, 701, 706, 709, 712, 727, 736, 737, 150

April 16, 1984

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following: Senate Bills 35, 62, 97, 133, 136, 143, 157, 212, 230, 231, 234, 240, 241, 242, 273, 277, 278, 282, 330, 341, 342, 344, 369, 386, 407, 440, 452, 460, 483, 495, 508, 529, 530, 557, 582, 607, 628, 636, 640, 644, 652

The Committee on Judiciary-Criminal requests an extension of 15 days for consideration of the following: Senate Bills 154, 213, 239, 289, 307, 317, 345, 346, 364, 366, 367, 380, 400, 426, 469, 494, 611, 620, 632, 634, 643, 645, 660, 664

The Committee on Personnel, Retirement and Collective Bargaining requests an extension of 15 days for consideration of the following: Senate Bills 141, 170, 264, 285, 294, 302, 357, 414, 526, 566, 568, 654, 657, 405, 700

The Committee on Natural Resources and Conservation requests an extension of 15 days for consideration of the following: Senate Bills 33, 82, 205, 224, 236, 254, 269, 298, 340, 348, 410, 413, 545, 547, 572, 621, 623, 641, 655

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: Senate Bills 15, 36, 41, 50, 55, 92, 93, 111, 204, 215, 225, 249, 275, 293, 324, 381, 453, 528, 576, 577, 578, 618, 658, 659, 661

The Committee on Transportation requests an extension of 15 days for consideration of the following: Senate Bills 26, 39, 52, 65, 66, 130, 134, 208, 209, 260, 266, 268, 288, 305, 376, 382, 383, 387, 396, 429, 431, 448, 449, 454, 496, 538, 549, 553, 569, 584, 586, 613, 674, 690, 695, 702, 717

April 17, 1984

The Committee on Education requests an extension of 15 days for consideration of the following: Senate Bills 19, 74, 98, 147, 148, 155, 193, 199, 247, 258, 263, 265, 270, 300, 320, 412, 433, 436, 437, 498, 507, 511, 514, 525, 583, 590, 591, 656, 662, 665, 667

April 18, 1984

The Committee on Education requests an extension of 15 days for consideration of the following: Senate Bills 669, 677, 699, 707, 718, 729, 733, 734, 735

The Committee on Finance, Taxation and Claims requests an extension of 15 days for consideration of the following: Senate Bills 596, 604, 610, 612, 626, 649

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following: Senate Bills 70, 195, 248, 283, 438, 565, 608, 721

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following: Senate Bills 272, 422, 672, 675, 726

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: Senate Bills 363, 705, 714, 715; HB 296

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator Castor—

SB 921—A bill to be entitled An act relating to state university student disciplinary proceedings; amending s. 120.57, F.S.; providing that a state university which has adopted rules of procedure for proceedings in which the substantial interests of students are determined is exempt from the proceedings requirements of the Administrative Procedures Act; providing an effective date.

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

By Senator Jennings—

SB 922—A bill to be entitled An act relating to state employment; amending s. 110.109, F.S., providing a state training policy and providing for its implementation; amending s. 110.203, F.S., providing a definition of "performance standard"; amending s. 110.205, F.S., exempting certain policymaking and professional positions from the Career Service System; creating s. 110.2175, F.S., providing for a performance evaluation system applicable to career service employees; creating s. 110.218, F.S., establishing a probationary period for career service employees and specifying criteria for completion of probation; amending s. 110.227, F.S., deleting the requirement that the suspension of a career service employee for 3 days or less may only be for cause; providing a limitation; limiting the applicability of suspensions not for cause in subsequent suspensions for cause, dismissals, and other disciplinary actions, and limiting the admissibility of evidence of suspensions not for cause in proceedings arising out of such subsequent actions; amending s. 110.301, F.S., revising the membership criteria, appointment procedure, and removal criteria applicable to members of the Career Service Commission and deleting obsolete provisions; amending ss. 110.305 and 110.309, F.S., limiting Career Service Commission jurisdiction over career service employee suspensions to suspensions for more than 3 days and revising commission remedies with respect to suspensions and dismissals; amending s. 110.402, F.S., clarifying the criteria for membership in the Senior Management Service; creating part VI of chapter 110, F.S., establishing the Selected Professional Service; providing a declaration of policy; specifying coverage, pay, and benefits; providing for suspension, dismissal, and other actions affecting employees; and providing for rules, records, and performance appraisal; amending s. 112.24, F.S., authorizing the interchange of employees between state agencies and including public officers under the employee interchange provisions; amending s. 447.203, F.S., designating the Governor as the employer of Selected Professional Service employees for purposes of collective bargaining; repealing s. 112.24(6), F.S., deleting obsolete provisions relating to a study; repealing ss. 112.25, 112.26, 112.27, 112.28, 112.29, 112.30, and 112.31, F.S., deleting obsolete and redundant provisions relating to the interchange of personnel between governments; providing for the payment for and transfer of accumulated annual leave credits applicable to employees exempted from the Career Service System and retained in the Selected Professional Service by the provisions of the act; providing for the adoption of transition rules; providing effective dates.

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

By Senators Peterson and Gordon—

SB 923—A bill to be entitled An act relating to education; creating the "REACH" act; defining "credit" for purposes of graduation requirements; amending s. 228.041, F.S.; defining "school day"; requiring a credit in world geography for promotion to the ninth grade; requiring an approved program of study; amending s. 229.57, F.S.; providing for state-wide and district assessment programs; creating the Florida Language Proficiency Act; providing for funding for language instruction; amending s. 232.246, F.S.; providing standards for graduation from high school; requiring passage of a state test; amending s. 236.081, F.S.; providing for calculation of full-time equivalent memberships; amending s. 231.613, F.S.; authorizing college credit for inservice institute participation; amending s. 232.245, F.S.; providing standards for promotion from the third, fifth, and eighth grades; providing for programs to reduce the number of dropouts; amending s. 232.088 F.S.; changing compensatory education eligibility requirements; providing testing criteria; amending s. 229.053, F.S.; providing powers of the State Board of Education; requiring reports; amending s. 229.512, F.S.; providing duties of the Commissioner of Education with respect to dropouts; amending s. 232.088 F.S.; changing compensatory education eligibility requirements; providing testing criteria; creating s. 230.2314, F.S.; providing for teachers serving as advisors; amending s. 229.565, F.S.; providing for reading diagnostic evaluation; amending s. 231.615, F.S.; providing employment status and compensation of visiting school scholars; amending s. 236.089, F.S.; redefining student development services; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Kirkpatrick—

SB 924—A bill to be entitled An act relating to the management and storage of surface waters; amending s. 373.406, F.S.; permitting an exemption from regulation for certain surface water impoundments; providing restrictions for such impoundments; providing an effective date.

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

By Senator Rehm—

SB 925—A bill to be entitled An act relating to sexual battery; providing legislative intent; creating s. 794.07, F.S.; providing a mandatory minimum sentence for the crime of sexual battery; providing an effective date.

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

By Senator Johnston—

SB 926—A bill to be entitled An act relating to chiropractic insurance; amending s. 627.419, F.S.; providing for exemption of state group insurance programs from requirement that chiropractic expense benefits be offered; providing an effective date.

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

By Senator Vogt—

SB 927—A bill to be entitled An act relating to the Florida Building Codes Act; amending s. 553.83, F.S.; extending authority of code enforcing agencies to seek injunctive relief with respect to buildings not in conformance with promulgated building codes; authorizing individuals to seek such relief; providing for attorney's fees; creating s. 553.841, F.S.; providing penalties for violation of said act or adopted building codes; specifying responsibility of general contractors for subcontractors' violations; providing an effective date.

—was referred to the Committees on Economic, Community and Consumer Affairs; Judiciary-Civil; and Judiciary-Criminal.

By Senator Girardeau—

SB 928—A bill to be entitled An act relating to mental health; amending s. 394.455, F.S., defining the term "mental health counselor" for the purposes of "The Florida Mental Health Act"; providing an effective date.

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

By Senator Rehm—

SB 929—A bill to be entitled An act relating to probation and community control; amending s. 948.06, F.S.; requiring probationers and offenders who assert inability to pay restitution to prove inability by clear and convincing evidence; providing procedures and form for judicial hearings on persons arrested for violation of probation or community control; providing an effective date.

—was referred to the Committee on Corrections, Probation and Parole.

By Senators McPherson, Meek and Mann—

SB 930—A bill to be entitled An act relating to environmental protection; creating s. 403.1652, F.S.; creating a program under the Department of Environmental Regulation to reward persons who report instances of pollution; providing a fine to fund the program; providing certain educational and informational duties relating to the program; providing an effective date.

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

By Senator Henderson—

SB 931—A bill to be entitled An act relating to the Administrative Procedure Act; amending s. 120.57, F.S., relating to decisions which affect substantial interest; prohibiting certain agencies from taking further action with respect to formal proceedings, except as a party litigant, under certain circumstances; prohibiting agencies from reducing or increasing recommended penalties, under certain circumstances; amending s. 120.58, F.S., relating to agency proceedings for a rule or order; authorizing the imposition of certain sanctions; authorizing the court to award to the prevailing party costs and attorney's fees, under certain circumstances; amending s. 120.68, F.S., providing that any order of a hearing officer is immediately reviewable if review of the final agency decision would not provide an adequate remedy; providing an effective date.

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

By Senator McPherson—

SB 932—A bill to be entitled An act relating to jai alai frontons; creating s. 551.115, F.S., authorizing additional days of operation for certain existing jai alai frontons in certain areas of the state; providing restrictions; providing an effective date.

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

By Senator Fox—

SB 933—A bill to be entitled An act relating to insurance agents; amending s. 624.428, F.S.; allowing purchasers of certain insurance contracts to pay commissions to the agent; requiring agents to disclose their compensation before completing an application for certain insurance or annuity contracts; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Carlucci—

SB 934—A bill to be entitled An act relating to capital sentencing; amending s. 921.141, F.S., adding an aggravating circumstance for purposes of capital sentencing; providing an effective date.

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

By Senator Vogt—

SJR 935—A joint resolution proposing an amendment to Section 9 of Article IV of the State Constitution relating to the Game and Fresh Water Fish Commission.

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

By Senator Castor—

SB 936—A bill to be entitled An act relating to public health facilities; creating ss. 154.32, 154.35, F.S.; providing a short title; providing findings and legislative intent; providing definitions; imposing an assess-

ment on hospitals; establishing the Public Medical Assistance Trust Fund; providing for administrative fines; providing an appropriation; providing expanded medical services for certain persons under Medicaid; providing for a feasibility study; providing for hospitals to be reimbursed for services provided to certain indigent persons; amending s. 409.266, F.S.; specifying persons eligible for certain medical services payments; providing an effective date.

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

By Senator Gordon—

SB 937—A bill to be entitled An act relating to instructional materials; amending s. 233.25, F.S.; deleting certain provisions which allow textbook publishers to postpone the submission of proof of learner-verification; providing an effective date.

—was referred to the Committee on Education.

By Senator Hill—

SB 938—A bill to be entitled An act relating to motor vehicles; amending s. 320.02, F.S.; requiring proof that certain vehicles meet federal emissions and safety standards; amending s. 320.03, F.S.; exempting mobile homes from a nonrefundable fee deposited in the Air Pollution Control Trust Fund; amending s. 320.055, F.S.; revising the registration period for motor vehicle dealer license plates; amending s. 320.0607, F.S.; providing for temporary lost tag permits for the replacement of lost registration license plates; amending s. 320.07, F.S.; providing a delinquent fee for failure to register a vehicle prior to registration expiration; amending s. 320.0805, F.S.; providing for the relinquishment of personalized prestige license plates; providing for the use of additional hyphens and spaces on such license plates; amending s. 320.083, F.S.; eliminating citizens' band radio operator specialized license plates; amending s. 320.0848, F.S.; providing an exemption entitlement parking permit for persons providing regular transportation services to the severely handicapped; amending s. 320.10, F.S.; providing for the issuance of certain exempt registration license plates; amending s. 320.131, F.S.; authorizing county tax collectors to sell temporary tags; amending s. 320.26, F.S.; prohibiting the possession of counterfeit registration license plates or validation stickers; amending s. 320.27, F.S.; providing criteria with respect to applications for license as a motor vehicle dealer; increasing certain license fees; providing for a training and information seminar for new motor vehicle dealer applicants; providing that the Department of Highway Safety and Motor Vehicles shall conduct such a seminar; revising the license renewal period for independent motor vehicle dealers; providing that a supplemental license is not required for certain display of vehicles by franchised dealers; modifying and providing additional grounds for denial, suspension, or revocation of a motor vehicle dealer's license; repealing s. 320.33, F.S.; relating to the possession of motor vehicles and mobile homes from which identification has been removed; amending s. 320.62, F.S.; increasing the initial license fee for a motor vehicle manufacturer, factory branch, distributor, or importer; amending s. 320.77, F.S.; increasing certain license fees for mobile home and recreational vehicle dealers; providing grounds for denial, suspension, or revocation of such dealers' licenses; amending s. 320.8225, F.S.; increasing certain license fees for mobile home and recreational vehicle manufacturers; amending s. 320.840, F.S.; limiting the retention of liquidated damages under a mobile home sales contract; repealing ss. 325.01, 325.02, 325.03, 325.04, 325.05, 325.06, 325.07, 325.08, 325.09, and 325.10, F.S., relating to the Vehicle Equipment Safety Commission; transferring s. 325.001, F.S., relating to the authority of a county government to establish periodic motor vehicle inspection programs; providing an appropriation; providing an effective date.

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

By Senator Dunn—

SB 939—A bill to be entitled An act relating to termination of pregnancies; amending s. 390.001, F.S.; providing limited circumstances in which a person may perform a termination of pregnancy upon a minor; providing procedures whereby a court may determine the right of a minor to consent thereto; providing for written consent by a minor to a termination of pregnancy in most instances; requiring the attendance of an additional physician during terminations of potentially viable fetuses; requiring studies of tissue removed during terminations of pregnancies; providing an effective date.

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

By Senator Rehm—

SB 940—A bill to be entitled An act relating to the Regional Transportation Authority Law; creating s. 163.5651, F.S., providing for legislative findings and statement of policies and purpose; amending s. 163.566, F.S., providing definitions; amending s. 163.567, F.S., relating to regional transportation authorities; amending s. 163.568, F.S., relating to purposes and powers; creating s. 163.5681, F.S., providing for the acquisition of real property and declaration of public purpose; amending s. 163.570, F.S., relating to special region taxation; creating s. 163.5701, F.S., providing for a discretionary sales tax; providing for the application of revenue; amending s. 163.571, F.S., relating to the issuance of bonds; creating s. 163.5711, F.S., relating to the validation of bonds; creating s. 163.573, F.S., providing for special benefit assessment districts; creating s. 163.5731, F.S., providing for the determination of special benefit assessments; creating s. 163.5732, F.S., providing for the collection and administration of benefit assessments; creating s. 163.574, F.S., providing for tax increment financing districts; creating s. 163.5741, F.S., providing for transportation system development trust funds; creating s. 163.5742, F.S., providing for dual security bonds; creating s. 163.5743, F.S., providing for business tax credits and benefits; creating s. 163.5744, F.S., providing for franchises; creating s. 163.5760, F.S., providing for siting; creating s. 163.5762, F.S., providing for the powers and duties of the Department of Environmental Regulation; creating s. 163.5763, F.S., providing for applicability and certification; creating s. 163.5764, F.S., providing for processing and review fees; creating s. 163.5765, F.S., providing for a determination of need for public transportation systems; creating s. 163.5766, F.S., providing for notice of intent to file an application; creating s. 163.5767, F.S., providing for the contents of applications; creating s. 163.5768, F.S., providing for the appointment of hearing officers, powers and duties, and alteration of times; creating s. 163.5769, F.S., providing for reports and studies; providing for agency analysis; creating s. 163.5770, F.S., providing for notice, proceedings, parties, and participants; creating s. 163.5771, F.S., providing for alternate corridors; creating s. 163.5772, F.S., providing for local government comprehensive plan compliance determination; providing for variances; creating s. 163.5773, F.S., providing for determination of completeness; providing for amendments; creating s. 163.5774, F.S., providing for final disposition of applications; creating s. 163.5775, F.S., providing for the effect of certification; creating s. 163.5776, F.S., providing for recording of notice of certified corridor routes; creating s. 163.5777, F.S., providing for modification of certification; creating s. 163.5778, F.S., providing for revocation or suspension of certification; creating s. 163.5779, F.S., providing for enforcement of compliance; creating s. 163.5780, F.S., providing for superseded laws and regulations and certification power; creating s. 163.5781, F.S., providing that certification is admissible in eminent domain proceedings; creating s. 163.5782, F.S., relating to the application of the act; repealing s. 163.569, F.S., relating to exemption from regulation of regional transportation authorities; amending s. 220.03, F.S., including regional transportation authority transportation corridors within the definition of certain specific terms used in the corporate income tax law; amending s. 220.182, F.S., including certain business tax credits and benefits within the economic revitalization tax incentive credit; amending s. 220.183, F.S., removing certain cap on credits allowed with respect to the community contribution tax credit; providing an effective date.

—was referred to the Committees on Transportation; Natural Resources and Conservation; Appropriations; Finance, Taxation and Claims; and Rules and Calendar.

By Senator Johnston—

SB 941—A bill to be entitled An act relating to the Judicial Administrative Commission; amending s. 43.16, F.S.; altering the composition and duties of the commission; providing an effective date.

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

By Senators Dunn, Henderson and Margolis—

SB 942—A bill to be entitled An act relating to fixed capital outlay projects; creating the Florida Capital Facilities Corporation Act; providing definitions; authorizing the creation of a nonprofit Florida Capital Facilities Corporation; prescribing powers and duties of the corporation; providing for authorization of fixed capital outlay projects; providing for financing plans and the issuance of bonds; providing for bond validation; creating the Florida Capital Facilities Trust Fund and providing for the deposit of certain lease proceeds into such trust fund; providing for trust

agreements; providing for the lease of facilities to the state; providing an effective date.

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

By Senator Barron—

SB 943—A bill to be entitled An act relating to health care coverage for retired persons; authorizing the Division of Retirement to contract with federal agencies to provide medical coverage to certain retired persons; providing an appropriation; providing an effective date.

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

By Senator Beard (by request)—

SB 944—A bill to be entitled An act relating to transportation; creating the Florida High Speed Rail Transportation Commission Act; providing findings and intent; providing definitions; creating the Florida High Speed Rail Commission; providing membership, terms, quorum, powers, and duties; providing for financing of projects; providing for bonds; prohibiting certain bonuses; providing penalties; providing for franchises; providing power of eminent domain; creating the High Speed Rail Siting Act; providing for permitting of sites for rail lines; providing definitions; specifying powers and duties of the Governor and Cabinet and of the Department of Environmental Regulation; providing fees; providing for hearings; providing for reports and studies; providing for alternative corridors; specifying effect of certification; providing for recording; providing amendment, revocation, and suspension of certification; providing for enforcement; preempting the field of certification of high speed rail lines and corridors to the state; superseding other laws and rules; providing severability; encouraging minority participation; providing an effective date.

—was referred to the Committees on Transportation; Natural Resources and Conservation; Appropriations; and Finance, Taxation and Claims.

By Senator Kirkpatrick—

SB 945—A bill to be entitled An act relating to building standards; amending s. 553.72, F.S.; providing intent respecting statewide uniform building codes; amending s. 553.73, F.S.; providing for the content, adoption, and enforcement of State Building Codes and for the adoption by certain governmental agencies of more stringent codes; amending s. 553.77, F.S.; providing for powers of the State Board of Building Codes and Standards and the Department of Community Affairs, including proposal of legislative modifications of the codes, issuance and revocation of building permits, a study of the effects of the codes, the issuance of opinions which are binding on all code enforcing agencies, certain testing related to construction, and the appointment of certain assistants; amending s. 553.79, F.S.; providing for enforcement of the codes, issuance of permits, specified exemptions, and more stringent standards of local governments or state agencies; amending s. 553.80, F.S.; conforming terminology; deleting certain optional local exemptions; creating s. 553.82, F.S.; requiring the department to distribute codes as specified; amending s. 553.83, F.S.; providing for injunctive relief; amending ss. 553.84, 553.85, F.S.; conforming language; providing an effective date.

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

By Senator Mann—

SB 946—A bill to be entitled An act relating to public education; establishing the Department of Education direct-support organization, a not-for-profit corporation organized and established to receive, hold, invest, and administer property and make expenditures for the benefit of public prekindergarten through 12th-grade education; allowing such organization to use property, facilities, and personal services of the department, subject to rules adopted by the State Board of Education; providing for a board of directors and annual audits to be reviewed by the Auditor General and the State Board of Education; exempting certain organization records from ch. 119, F.S.; providing an effective date.

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

By Senator Grant—

SB 947—A bill to be entitled An act relating to financial institutions; amending s. 280.02, F.S., redefining "qualified public depository"; amending s. 560.03, F.S., providing that financial institutions shall not be required to be licensed to sell money orders; amending s. 655.025, F.S., authorizing the Department of Banking and Finance to assess certain expenses against applicants for licensure; amending s. 655.033, F.S., modifying provisions relating to confidentiality of emergency cease and desist orders; requiring the chief executive officer of a financial institution to notify the department when any person employed by the institution is charged with a felony; amending s. 655.037, F.S., relating to the removal of officers, directors, committee members or employees of financial institutions by the department; creating s. 655.043, F.S., relating to articles of incorporation and amendments thereto; creating s. 655.047, F.S., relating to accounting, statutory bad debts and ineligible assets; amending s. 655.057, F.S., providing that certain records of the department are not public records; amending s. 655.411, F.S., relating to conversion of charter; creating s. 655.50, F.S., providing legislative purpose, definitions, records and reporting requirements for certain currency transactions, exemptions, and civil and criminal penalties; amending s. 657.005, F.S., increasing the nonrefundable fee for applicants for authority to operate a credit union; eliminating requirement that such applicants file a certificate of authorization with the Department of State; amending s. 657.006, F.S., increasing the period of time for the department to approve bylaw amendments; amending s. 657.008, F.S., relating to the place of doing business; amending s. 657.029, F.S., deleting current language with respect to fraudulent assets held by a credit union; amending s. 657.038, F.S., relating to credit union loan limitations; amending s. 657.053, F.S., increasing fees for credit unions due to the department; amending s. 657.065, F.S., providing for a nonrefundable merger fee; amending s. 657.258, F.S., eliminating language authorizing the Florida Credit Union Guaranty Corporation, Inc., to refund certain investments made by a withdrawing credit union which is a member of the corporation; providing that certain annual and special assessments shall be considered payments into the loss reserve to be maintained by the corporation; providing a procedure for refunds; requiring the corporation to maintain a loss reserve along described lines; amending s. 658.18, F.S., requiring incorporators of bank and trust companies to account for certain disbursements; amending s. 658.20, F.S., directing the department to investigate the reputation of applicants; amending s. 658.21, F.S., relating to application approvals; amending s. 658.22, F.S., relating to coordination with federal agencies; amending s. 658.25, F.S., relating to certificates of authority to transact business; amending s. 658.26, F.S., relating to branch banking; amending s. 658.28, F.S., relating to the acquisition or control of a bank or trust company; amending s. 658.40, F.S., redefining the term "successor institution"; amending s. 658.42, F.S., relating to merger; amending s. 658.44, F.S., providing for a majority vote of shareholders for merger approval; amending s. 658.48, F.S., relating to loans; amending s. 658.67, F.S., relating to investment powers and limitations; amending s. 660.26, F.S., relating to trust department licensing; amending s. 663.01, F.S., providing definitions with respect to international banking corporations; amending s. 664.02, F.S., providing that no new charters shall be granted for industrial savings banks; creating s. 664.045, F.S., providing for branch offices; amending s. 664.08, F.S., prohibiting any industrial savings bank from having branch locations outside the county in which its principal office is located; amending s. 665.011, F.S., retitling chapter 665, F.S., as the "Florida Savings Association and Savings Bank Act"; amending s. 665.012, F.S., relating to definitions; amending s. 665.0201, F.S., relating to the incorporation of savings, savings and loan, and building and loan associations; amending s. 665.0211, F.S., relating to the corporate name; amending s. 665.022, F.S., relating to the organization expense fund; amending s. 665.023, F.S., relating to capital; amending s. 665.0311, F.S., relating to the power to reorganize, merge or consolidate; amending s. 665.034, F.S., relating to acquisition of assets or control of an association; amending s. 665.048, F.S., relating to records; amending s. 665.0501, F.S., relating to association powers; amending s. 665.066, F.S., relating to earnings; amending s. 665.068, F.S., relating to redemption; amending s. 665.0701, F.S., relating to investment powers and limitations; repealing s. 657.006(3), F.S., relating to the requirement that credit union bylaw amendments be filed with the Department of State; repealing s. 657.038(7), F.S., relating to the prohibition that no person authorized to approve credit at a credit union may become an endorser or guarantor of certain loans; repealing s. 658.18(3), F.S., relating to funds for stock subscriptions with respect to banks and trust companies; repealing s. 658.20(3), F.S., relating to investigation expenses of the Department of Banking and Finance; repealing s. 658.26(5), F.S., relating to certain bank

branches; repealing s. 658.52, F.S., relating to statutory bad debts and ineligible assets of banks; repealing s. 664.03(1)-(10) and (30), F.S., relating to the applicability of certain statute sections to industrial savings banks; repealing s. 664.04, F.S., relating to certain requirements to organize as an industrial savings bank; repealing s. 665.024(1)(h), F.S., relating to the requirement that the name and street address of stockholders and the number of shares must be included in the articles of incorporation; providing for review and repeal in accordance with the Regulatory Sunset Act; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Johnston—

SB 948—A bill to be entitled An act relating to the functional classification of roads; amending s. 335.04, F.S.; requiring the mutual agreement of concerned parties to transfer responsibility for a mechanically operated bridge over the intracoastal waterway; returning responsibility for such bridges to the governing body which had responsibility prior to functional classification; providing for retroactive application; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Langley—

SB 949—A bill to be entitled An act relating to aircraft; amending s. 329.10, F.S., expanding the application of provisions prohibiting the possession of unregistered aircraft in the state; prohibiting the supplying of certain false information; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Carlucci—

SB 950—A bill to be entitled An act relating to water management districts; amending s. 373.079, F.S.; limiting the number of years that a member of the governing board of a district may serve as chairman of the board; providing an effective date.

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

By Senator Grant—

SB 951—A bill to be entitled An act relating to veterinary medical practice; amending s. 474.202, F.S.; providing definitions; amending s. 474.214, F.S.; requiring a licensee to report certain violations; amending s. 474.215, F.S.; requiring a practitioner who does not maintain a veterinary establishment to obtain a premises permit; providing an effective date.

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

By the Committee on Economic, Community and Consumer Affairs—

SB 952—A bill to be entitled An act relating to the Florida Small Cities Community Development Block Grant program; amending s. 290.044, F.S.; providing for process to determine recommended distribution of funds among program categories; postponing establishment of distribution of funds for 1985 federal fiscal year; amending s. 290.046, F.S.; allowing local governments to submit an application in the housing or the neighborhood and commercial revitalization program category; requiring the Department of Commerce to develop a procedure by which to distribute funds three times annually; deleting prohibition against an applicant being denied funding solely on the basis of past performance; amending s. 290.047, F.S.; exempting the economic development program category from certain procedures to eliminate population bias; allowing the use of such procedures under certain circumstances; providing an effective date.

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

By Senator Johnston—

SB 953—A bill to be entitled An act relating to education; amending ss. 228.041, 229.575, 230.23, 230.2313, 230.2315, 232.19, F.S.; defining "habitual truant" and "dropout"; requiring inclusion of specified disciplinary information in district and school annual reports; authorizing school boards to prohibit corporal punishment; providing for distribution of a code of student conduct; providing for joint planning in disciplinary, tru-

ancy, and dropout matters; including conflict resolution services in student services programs; providing for development of alternative methods of classroom management; providing for exit interviews with dropouts; requiring development of building-based student services plans; providing for establishment of student services personnel standards; providing for establishment of educational alternative programs; creating an alternative education task force; specifying membership, terms, powers, and duties; specifying actions required in connection with petitions for dependency based on habitual truancy; specifying duties of parents and guardians; providing penalties; repealing s. 232.26(1)(d), F.S., relating to school annual reports; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Johnston—

SB 954—A bill to be entitled An act relating to educational funding; providing an appropriation for certain projects in the public school system, community colleges, and the State University System; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Johnston—

SB 955—A bill to be entitled An act relating to administration of estates; amending s. 193.052, F.S.; requiring certain inventories to be served on the Department of Revenue; amending s. 731.111, F.S.; extending the time within which the department may file a claim against an estate; amending s. 731.302, F.S.; permitting certain persons to waive certain filings; amending s. 733.604, F.S.; requiring a personal representative to serve an inventory, amended inventory, or supplementary inventory on certain persons; requiring the filing of proof of service; requiring all inventories to be verified; providing for the court to require such inventories be filed; limiting inspection of such inventories; amending s. 733.702, F.S.; extending the time for the department to file certain tax claims of an estate; repealing s. 733.606, F.S., relating to the filing of a supplementary inventory; providing an effective date.

—was referred to the Committees on Judiciary-Civil; and Finance, Taxation and Claims.

By Senator Margolis (by request)—

SB 956—A bill to be entitled An act relating to drivers' licenses; amending s. 322.29, F.S., changing examination requirements upon return of a suspended or revoked driver's license; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Margolis (by request)—

SB 957—A bill to be entitled An act relating to the Department of Corrections; amending s. 945.30, F.S., increasing the minimum contribution by probationers and parolees toward the cost of their supervision; requiring persons in a pretrial intervention program to contribute toward the cost of their supervision; providing exemptions; providing an effective date.

—was referred to the Committees on Corrections, Probation and Parole; and Finance, Taxation and Claims.

By Senator Margolis (by request)—

SB 958—A bill to be entitled An act relating to traffic infractions; creating s. 316.665, F.S., imposing a surcharge upon the fine imposed for certain traffic infractions; amending s. 318.13, F.S., providing a definition; amending s. 318.18, F.S., adding such surcharge to civil penalties for traffic infractions; amending ss. 34.191 and 318.21, F.S., conforming provisions relating to the disposition of fines; providing an effective date.

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

By Senator Margolis (by request)—

SB 959—A bill to be entitled An act relating to the Department of Law Enforcement; amending s. 943.25, F.S., increasing the amounts of certain assessments for court costs, which assessments are deposited in trust funds for the training of law enforcement and correctional officers; increasing the similar assessment which may be levied by municipalities

and counties; expanding the uses of such trust funds; providing an effective date.

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

By Senator Margolis (by request)—

SB 960—A bill to be entitled An act relating to transportation; amending s. 339.08, F.S., authorizing use of moneys in the State Transportation Trust Fund for economic development road projects; deleting a prohibition with respect to the use of moneys in the State Transportation Trust Fund for economic development road projects after a certain date; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Margolis (by request)—

SB 961—A bill to be entitled An act relating to drivers' licenses; amending s. 322.12, F.S.; providing for examination of applicants for drivers' licenses who are licensed in other jurisdictions; increasing the examination fee; providing an additional fee for certain persons who have had their licenses revoked; amending s. 322.121, F.S.; increasing the reexamination fee for certain drivers; amending s. 322.17, F.S.; increasing the fees for duplicate and replacement licenses; amending s. 322.29, F.S., to conform to the act; providing an effective date.

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

By Senators Dunn, Malchon, Castor and Jenne—

SB 962—A bill to be entitled An act relating to local government planning; reorganizing part II of chapter 163, F.S.; revising various provisions of ss. 163.3161-163.3211, F.S., the Local Government Comprehensive Planning Act of 1975; revising definitions; deleting provisions relating to jurisdiction of municipalities over reserve areas; providing requirements relating to public notice; deleting application of act to special districts; requiring adoption or amendment of comprehensive plans by counties and municipalities; requiring submission to state and regional planning agencies; providing deadlines for establishment of planning agency and preparation of plan by newly established municipalities; requiring preparation of plan by regional planning agency under certain circumstances and providing for compensation; providing application to Reedy Creek Improvement District; deleting requirement of passage of ordinance of intent to exercise authority under the act; revising provisions relating to designation of local planning agencies and appropriations of funds therefor; specifying responsibilities of such agencies; revising required elements of the comprehensive plan; repealing s. 163.3177(6)(i) and (7)(e), F.S., relating to a required utility element and an optional public services and facilities element; revising requirements relating to adoption of comprehensive plans and submission to specified agencies; providing duties of state land planning agency; providing that local governments failing to submit plans to said agency are ineligible for specified grants; revising procedures for, and providing restrictions on, amendment of comprehensive plans; requiring submission of current plans to the state land planning agency by a specified date; providing for updating plans on file; revising procedures for amendment of plans based on periodic evaluation reports; providing for conforming land development regulations to adopted plans; specifying status of certain development order applications; specifying status of prior plans; revising provisions relating to technical advisory committees; amending ss. 163.160, 163.165, 163.170, and 163.175, F.S.; specifying duties of counties and municipalities with respect to comprehensive plans and adoption of land development regulations; requiring zoning ordinances and subdivision regulations to implement comprehensive plans; providing relationship to local acts; revising definitions; deleting requirement of passage of ordinance to exercise authority with respect thereto; amending ss. 163.180 and 163.185, F.S.; requiring establishment of land development regulation commissions and providing functions and duties thereof; authorizing certain fees; repealing s. 163.183, F.S., relating to planning and zoning commissions in charter counties, and ss. 163.190, 163.195, and 163.200, F.S., relating to comprehensive plans, and the legal effect and review and amendment thereof; amending ss. 163.205 and 163.215, F.S.; requiring enactment of zoning ordinances; revising requirements relating to amendment thereof; repealing ss. 163.220, 163.225, 163.230, 163.235, 163.240, 163.245, and 163.250, F.S., relating to boards of adjustment and the creation and duties thereof; amending ss. 163.260, 163.265, 163.270,

163.280, 163.285, and 163.290, F.S.; conforming provisions relating to subdivision regulation; specifying responsibility of land development regulation commissions with respect to subdivision regulation; revising requirements relating to such regulations and their amendment; allowing delegation of commission duties; repealing s. 163.295, F.S., relating to authority of counties and municipalities to adopt building, plumbing, and similar codes; amending s. 163.315, F.S.; providing effect on existing ordinances; creating s. 163.3298, F.S.; authorizing actions to enforce part II of chapter 163, F.S.; amending s. 160.01, F.S.; providing that each county shall be a member of the appropriate regional planning council; amending s. 235.193, F.S.; providing requirements with respect to planning location of educational facilities; providing an effective date.

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

By Senator Peterson—

SB 963—A bill to be entitled An act relating to the Legislature; requiring the Legislature annually to issue a report summarizing collections, operations, and expenditures of state government and other information; specifying duties of the Joint Legislative Management Committee; providing an effective date.

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

By Senators Dunn, McPherson, Myers, Henderson and Mann—

SB 964—A bill to be entitled An act relating to the "Local Government Comprehensive Planning Act of 1975"; amending s. 163.3177, F.S., relating to elements of the comprehensive plan; providing requirements with respect to the coastal zone protection element of the plan; creating s. 163.3178, F.S., providing legislative intent; providing criteria for coastal zone protection elements of the comprehensive plan; directing the state land planning agency to adopt minimum criteria for the review of coastal zone protection elements; directing counties, municipalities, and special districts to comply with requirements concerning coastal zone protection elements; providing an appropriation; providing an effective date.

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

By Senators Dunn, Fox, Malchon and Jenne—

SB 965—A bill to be entitled An act relating to municipal boundaries; amending ss. 171.011 and 171.021, F.S.; revising the title and providing additional purposes of the Municipal Annexation or Contraction Act; amending s. 171.022, F.S.; specifying effect on existing special acts and charters; amending s. 171.031, F.S.; providing definitions; creating s. 171.033, F.S.; providing procedures and requirements for establishment of reserve areas; providing duties of counties, municipalities, state and regional planning agencies, and the administration commission; providing for hearings and appeals; creating s. 171.035, F.S.; specifying criteria for designating reserve areas; creating s. 171.039, F.S.; providing for review of reserve area designations and for amendment thereof; amending ss. 171.0413, 171.043, and 171.044, F.S.; revising municipal annexation and voluntary annexation procedures and requirements and specifying that an area to be annexed must be part of a reserve area; providing for counties in which reserve areas have not been designated; amending s. 171.062, F.S.; deleting provisions relating to a municipality's authority to alter density allowed under county plans or regulations; amending s. 171.081, F.S.; revising time period for appeal of annexation or contraction ordinances; creating s. 171.095, F.S.; annexing certain enclaves to the adjacent municipality; providing an effective date.

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

By Senator Dunn—

SJR 966—A joint resolution proposing the amendment to Section 1 of Article VII of the State Constitution, to impose limitations on state expenditures and on the rate of growth in such expenditures and to require the Legislature to establish a budget stabilization fund.

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

By Senator Dunn—

SJR 967—A joint resolution proposing an amendment to Article III of the State Constitution, relating to the Legislature; to provide that the presiding officers of both houses serve at the pleasure of the membership; to allow automatic filling of certain vacancies; to require the date for a regular session to be on the first Tuesday after the first Monday in April or to be fixed by law; to provide for discipline of members by each house; to prescribe procedures for vetoed bills; to allow the Governor 30 days from presentation to act on a bill; to provide that laws take effect on January 1 following passage; to prohibit special acts relating to dissolution of marriage; to prescribe the minimum age of legislators; and to prescribe impeachment procedures.

—was referred to the Committee on Rules and Calendar.

By Senator Hair—

SB 968—A bill to be entitled An act relating to corrections; amending s. 944.516, F.S., requiring the Department of Corrections to document certain expenditures of inmates placed on extended limits of confinement; amending s. 945.091, F.S., requiring documentation of disciplinary reports relating to such inmates; authorizing fines against such inmates; amending s. 945.215, F.S., restricting donations to the Inmate Welfare Trust Fund; providing an effective date.

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

By Senator Hair—

SB 969—A bill to be entitled An act relating to uniform commitments to the Department of Corrections; amending s. 922.051, F.S., requiring certain imprisonment in county jails if the total cumulative sentences to incarceration of a prisoner are less than 1 year; amending s. 944.08, F.S., deleting provisions relating to commitment to custody of the Department of Corrections to conform to the act; amending s. 944.17, F.S., restricting persons who may be committed to the department; requiring the department to refuse to accept certain persons into the state correctional system; requiring the delivery of certain documents and information to the department; amending s. 948.03, F.S., restricting the duration and location of periods of treatment or incarceration imposed as a condition of probation or community control; requiring the return of certain inmates, upon request, to the court for appropriate disposition; repealing ss. 944.16 and 944.18, F.S., relating to the receipt of prisoners by the department and transmittal of the indictment or information to the department, to conform to the act; providing an effective date.

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

By Senators Barron, Johnston, Hair, Thomas, Margolis, Vogt, Jennings, McPherson, Fox, Girardeau, Henderson, Peterson, Castor, Frank, Crawford, Grant and Beard—

SB 970—A bill to be entitled An act relating to civil actions; creating s. 768.36, F.S.; providing for the application of comparative negligence in determining damage awards in certain actions; eliminating joint and several liability in certain actions; providing an effective date.

—was referred to the Committee on Commerce.

By Senators Barron, Johnston, Hair, Thomas, Margolis, Vogt, Jennings, McPherson, Girardeau, Henderson, Peterson, Castor, Frank, Crawford, Grant and Beard—

SB 971—A bill to be entitled An act relating to civil actions; creating s. 768.047, F.S.; requiring leave of court to plead punitive damages; providing for distribution of proceeds for attorneys' fees and to fund medical care for indigent persons; creating a trust fund; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Carlucci—

SB 972—A bill to be entitled An act relating to the Florida Patient's Compensation Fund; requiring the Auditor General to audit the fund; providing for the hiring of an independent actuarial firm to make a study and actuarial report on the condition of the fund; providing an appropriation; providing an effective date.

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

By Senator Carlucci—

SB 973—A bill to be entitled An act relating to the Department of Professional Regulation; amending s. 455.225, F.S.; providing that departmental investigations are governed by the same confidentiality standards as criminal investigations; providing an effective date.

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

By Senators Malchon and Jenne—

SB 974—A bill to be entitled An act relating to state attorneys, public defenders, and medical examiners; amending s. 27.34, F.S.; eliminating the duty of counties to provide certain services to the state attorney; creating s. 27.345, F.S.; providing for an additional court cost to be paid by persons guilty of certain offenses; providing for a trust fund; providing for the distribution of such trust fund moneys; amending s. 27.54, F.S., to conform to the provisions of this act; providing an effective date.

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

By Senator Myers—

SB 975—A bill to be entitled An act relating to cruelty to animals; providing guidelines for euthanasia of dogs and cats by certain facilities; prohibiting certain methods of euthanasia; providing for injunctions; providing penalties; providing an effective date.

—was referred to the Committee on Agriculture.

By Senators Dunn and Neal—

SB 976—A bill to be entitled An act relating to coastal planning and management; creating ss. 380.30-380.32, F.S.; establishing the Interagency Management Committee; providing membership, powers, and duties of the committee; providing for organization, meetings, and staffing of the committee; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation; Governmental Operations; and Appropriations.

By Senator Grant—

SB 977—A bill to be entitled An act relating to the animals; amending s. 585.195, F.S.; specifying the content of the official health certificate required for dogs and cats which are offered for sale in this state or transported into the state for sale; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Carlucci—

SB 978—A bill to be entitled An act relating to community college districts; amending s. 240.313, F.S.; limiting the number of years that a member of a community college board of trustees may serve as chairman; providing an effective date.

—was referred to the Committee on Education.

By Senator Hair—

SB 979—A bill to be entitled An act relating to community colleges; amending s. 240.311, F.S.; providing for the preparation of an annual report for each community college; requiring the State Board of Community Colleges to adopt rules relating to uniform salary and benefit policies and travel by community college officials and employees; amending s. 240.319, F.S.; requiring that salaries and benefits of employees and contracts with the president conform to rules of the state board; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Kirkpatrick—

SB 980—A bill to be entitled An act relating to wildlife management; creating s. 372.5713, F.S.; requiring certain persons who hunt wild turkeys to purchase a wild turkey stamp in addition to the appropriate hunting license; providing a fee; providing for the disposition of revenues generated from the sale of such stamp; requiring the Game and Fresh Water Fish Commission to prepare an annual report documenting the use of such revenues; providing an effective date.

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

By Senator Dunn—

SB 981—A bill to be entitled An act relating to fighting or baiting animals; amending s. 828.122, F.S.; increasing penalties for using any animal for the purpose of fighting or baiting any other animal, for owning, managing, or operating any facility used for such purpose, for promoting, staging, advertising, or charging an admission fee for such purpose, and for betting or attending the fighting or baiting of animals; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Myers—

SB 982—A bill to be entitled An act relating to home equity conversion; amending s. 420.011, F.S.; defining the terms "home equity conversion mortgage" and "consortium" for the purposes of the "Florida Housing Act of 1972"; amending s. 420.101, F.S.; authorizing the Housing Development Corporation of Florida to make, service, and manage home equity conversion mortgages; amending s. 420.507, F.S.; authorizing the Florida Housing Finance Agency to review and approve home equity conversion mortgage agreements; creating part VII of ch. 420, F.S., the "Florida Home Equity Conversion Act"; providing definitions; providing duties of the Department of Community Affairs; creating a home equity conversion mortgage guaranty fund to be administered by the Florida Housing Finance Agency; providing for payments from the fund; providing for investments of the fund; authorizing the agency to issue insurance on home equity conversion mortgages and providing for eligibility therefor; providing legislative intent; providing powers of the department; providing for an annual report by the department to the Legislature; providing appropriations; providing for future repeal of s. 420.604, F.S., relating to duties of the Department of Community Affairs; providing an effective date.

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

By Senator Kirkpatrick—

SB 983—A bill to be entitled An act relating to the Florida Drug and Cosmetic Act; amending ss. 499.003, 499.007, 499.015, and 499.03, F.S.; authorizing the Department of Health and Rehabilitative Services to issue certificates of free sale for registered products; correcting references; requiring certain manufacturers and repackagers which have a facility located in Florida to register their products; amending s. 499.05, F.S.; authorizing the department to adopt certain packaging rules; amending ss. 499.011 and 499.028, F.S.; revising certain fee schedules; providing an effective date.

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

By Senators Gersten, Gordon, Margolis, Fox, Plummer, Hill and Meek—

SCR 984—A concurrent resolution commending Jose Ferrer on his dedication to the arts and his untiring commitment to bringing the Coconut Grove Playhouse to national and international prominence.

—was referred to the Committee on Rules and Calendar.

By Senator Hair—

SR 985—A resolution recognizing Jacksonville University for 50 years of service to the state.

—was referred to the Committee on Rules and Calendar.

By Senators Grizzle, Kirkpatrick and Carlucci—

SB 986—A bill to be entitled An act relating to environmental regulation; amending s. 403.021, F.S.; applying certain provisions about authorized channel depth to additional entities; amending s. 403.061, F.S.; applying certain classifications, standards, and criteria for waters used for deepwater shipping to additional entities; amending s. 403.0876, F.S.; specifying procedures for obtaining underground well permits; amending s. 403.091, F.S.; broadening the authority for the Department of Environmental Regulation to conduct inspections; providing guidelines; providing for inspection warrants; amending s. 403.1826, F.S.; authorizing a maximum grant for each local government agency; amending s. 403.1838, F.S.; clarifying language; amending s. 403.7225, F.S.; extending the deadline for completing certain county hazardous waste management plans;

adding a requirement for updates of hazardous waste assessments; amending s. 403.727, F.S.; correcting a cross-reference; amending s. 403.804, F.S.; correcting a cross-reference; amending s. 403.816, F.S.; applying certain provisions about maintenance dredging of deepwater ports to additional entities; amending s. 110.205, F.S.; placing district managers and branch office managers of environmental districts in the Senior Management Service; providing an effective date.

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

By Senator Neal—

SB 987—A bill to be entitled An act relating to Manatee County; providing for the issuance of licenses for gill net fishing in the county by the Department of Natural Resources; providing a permit fee and providing for the use of funds derived therefrom; requiring the display of permit numbers; providing a penalty; providing for the use of similar licenses; providing for future repeal; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Meek, Castor and Vogt—

SB 988—A bill to be entitled An act relating to postsecondary education; amending s. 240.147, F.S.; requiring the Postsecondary Education Planning Commission to advise the Board of Regents and the State Board of Community Colleges on the location of new programs; deleting certain duties of the commission; amending s. 240.209, F.S.; requiring legislative approval of new branch campuses for universities; amending s. 240.311, F.S.; requiring legislative approval of new branch campuses for community colleges; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Neal—

SR 989—A resolution commending members of the Senate Advisory Committee on Wetlands Issues.

—was referred to the Committee on Rules and Calendar.

By Senator Scott—

SJR 990—A joint resolution proposing an amendment to Article X of the State Constitution relating to private property rights.

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

By Senator Margolis—

SB 991—A bill to be entitled An act relating to educational facilities; amending s. 235.41, F.S.; requiring the Commissioner of Education to submit an integrated, comprehensive capital outlay budget request for the next biennium to the Governor and the Legislature each even-numbered year; allowing the commissioner to submit a revised capital outlay budget request for the second year of the biennium each odd-numbered year; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committee on Transportation—

SB 992—A bill to be entitled An act relating to commercial driving schools; revising, reviving, and readopting, notwithstanding the Regulatory Sunset Act, ch. 488, F.S., relating to regulation of commercial driving schools by the Department of Highway Safety and Motor Vehicles; amending ss. 488.01, 488.02, 488.03, 488.04, 488.05, 488.06, 488.07, F.S.; creating s. 488.08, F.S.; requiring licenses or certificates; authorizing the adoption of rules; specifying fees; requiring that an applicant for an instructor certificate furnish proof of qualifications and ability; providing for deposit of revenues; providing for budgeting; providing for future repeal and legislative review; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By the Committee on Transportation and Senator Myers—

SB 993—A bill to be entitled An act relating to transportation; renumbering and amending s. 335.075, F.S.; revising, reviving, and re-adopting s. 335.075(2), F.S., relating to the advisory committee on uniform standards for roads and streets; removing obsolete language; providing for future repeal and legislative review; providing an effective date.

—was referred to the Committee on Transportation.

By the Committee on Transportation—

SB 994—A bill to be entitled An act relating to the state highway system; amending s. 334.03, F.S.; removing the mileage limitation on the state highway system; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By the Committee on Transportation—

SB 995—A bill to be entitled An act relating to transportation; amending s. 335.04, F.S.; deleting a provision limiting the operation and maintenance responsibility of counties for county roads that extend into and through an incorporated area; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By the Committee on Transportation and Senator Girardeau—

SB 996—A bill to be entitled An act relating to transportation finance; amending s. 339.081, F.S.; identifying the Department of Transportation trust funds maintained by the State Treasurer; providing that the department may use whatever means available to meet requirements for competitive bidding and contracting with business enterprises owned by disadvantaged individuals; creating the Expressway Authority Revolving Trust Fund; authorizing the advance of funds for all phases of expressway facility development; providing for the repayment of such advances; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Thurman—

SB 997—A bill to be entitled An act relating to education; amending s. 232.425, F.S.; prescribing standards for student participation in inter-scholastic extracurricular activities; providing an effective date.

—was referred to the Committee on Education.

By Senator Thurman—

SB 998—A bill to be entitled An act relating to road improvements; establishing a maximum annual assessment that may be levied by the governing body of a county against acreage lying within the territorial bounds of a municipal service taxing unit for road improvements; providing procedures for the levy and collection of such assessments; providing for the payment of certain service charges; providing an effective date.

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

By Senator Thurman—

SB 999—A bill to be entitled An act relating to water resources; amending s. 373.223, F.S.; providing circumstances under which fresh water may be transported across county or water management district boundaries; providing an effective date.

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

By Senator Thurman—

SB 1000—A bill to be entitled An act relating to the sentencing guidelines; amending s. 921.001, F.S.; providing that each offense category developed under such guidelines contain a system for scoring prior convictions for offenses within the same category; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Commerce and Senator Margolis—

CS for SB 63—A bill to be entitled An act relating to sales representatives; providing definitions; requiring a written contract between a sales representative and a principal when commissions are involved; requiring the principal to furnish the representative with a signed copy of the contract; providing for timely payment of commissions upon termination of certain agreements; providing for civil damages; providing an effective date.

By the Committee on Commerce and Senator McPherson—

CS for SB 88—A bill to be entitled An act relating to pari-mutuels; amending s. 550.35, F.S.; prohibiting the transmission of specified racing and jai alai information; providing exceptions; authorizing pari-mutuel facilities to receive broadcasts of and take wagers on races or games conducted outside of the state; prohibiting transmission of racing information for illegal gambling purposes; providing penalties; providing a rule of construction; requiring a specified percentage of races on which wagers are taken to be live races; providing an effective date.

By the Committee on Judiciary-Civil and Senator Rehm—

CS for SB 125—A bill to be entitled An act relating to judgments; amending s. 55.10, F.S.; prescribing the type of security to which a judgment lien on property may be transferred; prescribing the manner of such transfer; amending s. 55.141, F.S.; providing for satisfaction of judgments; prescribing duties of clerk and judge; prescribing service charges; providing an effective date.

By the Committee on Transportation and Senators Myers and Rehm—

CS for SB's 135 and 335—A bill to be entitled An act relating to golf carts; amending s. 316.212, F.S.; providing that golf carts may operate on portions of the state highway system under certain conditions; providing an effective date.

By the Committees on Judiciary-Civil, and Judiciary-Criminal and Senators Crawford, Dunn, Carlucci, Fox, Myers, and Castor—

CS for CS for SB's 140 and 237—A bill to be entitled An act relating to trials; amending s. 918.17, F.S.; expanding the applicability of provisions authorizing the videotaping of the testimony of certain minors; authorizing the Supreme Court to adopt rules; providing an effective date.

By the Committee on Judiciary-Civil and Senators Fox, Carlucci and Castor—

CS for SB 159—A bill to be entitled An act relating to retired judges; amending s. 25.073, F.S.; providing an increase in the compensation of retired judges assigned to temporary duty; providing an effective date.

By the Committee on Health and Rehabilitative Services and Senators Thomas, D. Childers, Vogt, Beard, Girardeau, Gordon, Malchon, Fox, Frank, Meek, Myers, Henderson, Gersten, Castor, Mann, Johnston and Jenne—

CS for SB's 176 and 697—A bill to be entitled An act relating to health care cost containment; amending s. 395.502, F.S.; excluding certain facilities from the definition of "hospital"; providing definitions; amending s. 395.5025, F.S.; providing intent; amending s. 395.503, F.S., relating to the composition, duties, and compensation of the Hospital Cost Containment Board; amending s. 395.504, F.S.; providing additional powers and duties of the Hospital Cost Containment Board; amending s. 395.507, F.S.; amending s. 395.508, F.S.; providing conforming language; requiring reports and providing a schedule for filing reports with the board; amending s. 395.509, F.S.; substantially revising provisions relating to the review of hospital budgets; providing for budget review and approval; providing for hearings and judicial review; amending s. 395.514, F.S.; providing administrative penalties for specified violations of part II of chapter 395, F.S.; correcting a cross-reference; directing the board to report certain violations to the Department of Health and Rehabilitative Services and providing for disciplinary action; repealing s. 395.512(3), F.S., relating to exemption from assessments for certain hospitals; amending s. 24 of chapter 82-182, Laws of Florida, delaying scheduled repeal and review of part II of chapter 395, F.S.; providing for review and repeal; preserving existing rules of the Hospital Cost Containment Board, unless there is a direct conflict with this act; providing for severability; providing an effective date.

By the Committee on Economic, Community and Consumer Affairs and Senator W. D. Childers—

CS for SB 210—A bill to be entitled An act relating to electrolysis; providing definitions; creating the Advisory Council on Electrolysis under the Board of Medical Examiners in the Department of Professional Regulation; providing membership and terms; requiring licensure of electrologists and providing civil penalties; providing for application and examination for licensure; providing for temporary licenses; providing for establishment and collection of fees; authorizing disciplinary actions against licensees; providing circumstances for renewal of license; requiring that electrolysis be practiced in a permanent office; providing exemptions; providing for continuing education; providing for the approval of electrology schools; providing curriculum; providing for licensure of instructors; providing a code of ethics; providing for review and repeal; providing an effective date.

By the Committee on Commerce and Senator Scott—

CS for SB 243—A bill to be entitled An act relating to insurance; amending s. 627.727, F.S., providing that uninsured motorist coverage is over and above any motor vehicle liability coverage; prohibiting setoffs; limiting applicability to policies insuring specific vehicles; requiring coverage to be provided in renewal or replacement policies with different bodily injury liability limits; requiring rejections to be on forms approved by the Insurance Commissioner with certain disclosures; changing the maximum limits of coverage that must be offered; deleting the requirement that an insurer make available excess underinsured motor vehicle coverage; providing an effective date.

By the Committee on Commerce and Senator McPherson—

CS for SB 256—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.02, F.S.; empowering the Division of Pari-mutuel Wagering to exclude certain persons from pari-mutuel facilities under certain prescribed circumstances; amending s. 550.10, F.S.; eliminating the requirement of licensee status for 5 years as a prerequisite for a 3-year occupational license; requiring good moral character as a prerequisite to holding an occupational license; providing an effective date.

By the Committees on Finance, Taxation and Claims; and Commerce and Senator Fox—

CS for 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 Weinstein—

CS for SB 292—A bill to be entitled An act relating to education; amending ss. 234.01, 234.021, and 236.083, F.S., relating to hazardous walking conditions; providing for state funding of transportation of elementary, middle, or junior high school students living within the 2-mile limit under certain circumstances; providing for the appointment of county safe walkway committees; revising criteria for determining hazardous walking conditions; providing an effective date.

By the Committee on Natural Resources and Conservation and Senator McPherson—

CS for SB 319—A bill to be entitled An act relating to vessels; amending s. 860.20, F.S.; providing that certain outboard motors offered for sale in the state have the serial number of the motor permanently affixed thereto; authorizing the Department of Natural Resources to make certain rules; repealing s. 328.07(7), F.S., relating to the numbering of vessels under federal law; providing an effective date.

By the Committee on Judiciary-Civil and Senator Jenne—

CS for SB 347—A bill to be entitled An act relating to state lands; amending s. 253.04, F.S.; expanding the powers of the Board of Trustees of the Internal Improvement Trust Fund with respect to the protection of state lands and state products thereof; providing a fine; providing liability for damage to state lands and products thereof; providing for disposition of revenues from fines and damages; providing an effective date.

By the Committee on Commerce and Senator Scott—

CS for SB 390—A bill to be entitled An act relating to horseracing; amending s. 550.262, F.S.; providing for optional takeout on exotic wagering for purses or owners' awards; providing for optional takeout for winter thoroughbred tracks for use as purses and capital improvements; providing an effective date.

By the Committee on Commerce and Senators Hair, Margolis, Vogt, Jennings, Myers, Dunn, Neal, Hill, D. Childers, McPherson, Malchon, Jenne, Beard, Carlucci, Rehm, Gersten, Scott, Mann, Castor, Stuart, Meek, Crawford and Girardeau—

CS for SB 409—A bill to be entitled An act relating to banking; creating s. 658.295, F.S.; creating the "Regional Reciprocal Banking Act of 1984"; providing definitions; authorizing bank holding companies whose operations are principally conducted in certain states to acquire banks and bank holding companies located in Florida; providing certain conditions and limitations; requiring divestiture in certain circumstances; providing applicable law and regulatory supervision; providing for nonseverability of provisions; amending s. 658.73, F.S.; providing for an application fee; providing for conditional repeal; providing for sunset review and repeal; providing effective dates.

By the Committee on Governmental Operations and Senators Frank and Mann—

CS for SB 497—A bill to be entitled An act relating to paleontology; providing legislative intent; declaring state policy with respect to the preservation of vertebrate paleontology sites and matters relative thereto; providing state policy with respect to fossils found on state-owned, state-leased, and designated private lands; establishing the Program of Vertebrate Paleontology within the Florida State Museum and providing its responsibilities; providing for the disposition of vertebrate fossils; prohibiting certain field investigations without permit; providing a penalty; protecting rights of legitimate mine or quarry operators; providing for civil actions; providing an effective date.

By the Committee on Education and Senators Scott and Weinstein—

CS for SB's 504 and 681—A bill to be entitled An act relating to education; creating s. 232.257, Florida Statutes, the "Safe Schools Act"; establishing a trust fund, providing for school district eligibility for funding, and providing a funding formula; requiring school safety program plans and reports; providing for rules; providing an effective date.

By the Committee on Education and Senator Fox—

CS for SB 544—A bill to be entitled An act relating to education; amending s. 231.17, F.S.; providing for the issuance of teaching certificates for certain noncitizens; providing an effective date.

By the Committee on Transportation and Senator W. D. Childers—

CS for SB 595—A bill to be entitled An act relating to motor vehicle registration license plates; amending s. 320.089, F.S.; authorizing issuance of special license plates for survivors of the attack on Pearl Harbor; providing fees for such plates; providing an effective date.

By the Committee on Commerce and Senator W. D. Childers—

CS for SB 599—A bill to be entitled An act relating to pari-mutuel wagering; amending ss. 550.08, 550.291, 550.37, F.S.; increasing the length of the harness racing season; amending s. 550.16, F.S.; increasing the commission of a harness racing permitholder for certain specified purposes; amending s. 550.162, F.S.; allowing dogracing permitholders to withhold specified amounts for certain purposes on all exotic wagering; amending s. 551.09, F.S.; allowing jai alai permitholders to withhold specified amounts for certain purposes on all exotic wagering; providing an effective date.

By the Committee on Governmental Operations and Senators Dunn, Neal, Henderson, Stuart, Margolis, Hair, Girardeau and Gersten—

CS for SB 601—A bill to be entitled An act relating to state public facilities; providing legislative findings and intent; providing for a comprehensive capital facilities planning and budgeting process; providing for needs assessment; providing for an inventory of current facilities; providing for an assessment of certain trends and conditions; providing for legislative adoption of state goals and objectives; providing for assessment of facility needs; providing for policy statements guiding public facility development to be adopted by the Governor, the Administration

Commission, and the Legislature; providing for monitoring and evaluation; providing appropriations; repealing s. 216.043(3), F.S., relating to fixed capital outlay budget requests; providing an effective date.

By the Committee on Personnel, Retirement and Collective Bargaining and Senator Dunn—

CS for SB 602—A bill to be entitled An act relating to death benefits for law enforcement officers and firefighters; amending s. 112.1904, F.S.; including bailiffs, state attorneys, assistant state attorneys, public defenders, assistant public defenders, and public defender investigators within the definition of law enforcement officer; providing that certain law enforcement officer death benefits are in addition to any others provided by law; providing that the Department of Administration is liable for certain death benefits; amending s. 112.1914, F.S.; including volunteer firefighters within the meaning of firefighter; providing that certain death benefits for firefighters shall be in addition to any other benefits provided by law; providing that the Department of Administration is liable for certain death benefits for firefighters; providing an effective date.

By the Committee on Governmental Operations and Senator Vogt—

CS for SB 646—A bill to be entitled An act relating to the "Florida Energy Conservation in Buildings Act of 1974"; amending s. 255.252, F.S., relating to legislative intent; amending s. 255.253, F.S., defining the term "shared savings financing"; expanding the application of the act; creating s. 255.258, F.S., relating to private financing of energy conservation in state-owned buildings; providing an effective date.

On motion by Senator Hair, by two-thirds vote SR 985 was withdrawn from the Committee on Rules and Calendar and taken up instanter.

On motion by Senator Hair—

SR 985—A resolution recognizing Jacksonville University for 50 years of service to the state.

—was taken up out of order by unanimous consent, read the second time in full and adopted. The vote on adoption was:

Yeas—39

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

Nays—None

The President presented a copy of the resolution to the following guests representing Jacksonville University: Alexander Brest, member, Board of Trustees; Dr. Robert L. Augspurger, Vice-President, Operations; and Dr. John E. Trainer, Vice-President, Academic Affairs.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Malchon, SB 1042 was withdrawn prior to introduction.

On motions by Senator Myers, by two-thirds vote Senate Bills 364 and 54 were withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Margolis, by two-thirds vote Senate Bills 88, 599, 711, 710 and 600 were withdrawn from the Committee on Finance, Taxation and Claims.

On motions by Senator Henderson, the rules were waived and by two-thirds vote HB 95 was withdrawn from the Committee on Governmental Operations and referred to the Committee on Agriculture as the first committee of reference.

On motion by Senator Carlucci, the rules were waived and by two-thirds vote SB 150 was withdrawn from the Committee on Economic, Community and Consumer Affairs.

On motion by Senator Johnston, by two-thirds vote SB 291 was removed from the calendar and referred to the Committee on Appropriations.

On motions by Senator Johnston, the rules were waived and by two-thirds vote Senate Bills 2, 37, 99, 160, 180, 185, 220, 309, 325, 354 and 360 and CS for SB 61 were withdrawn from the Committee on Appropriations.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State SB 174 which became law with his signature on April 6.

Appointments Subject to Confirmation by the Senate:

The Secretary of State has certified that pursuant to the provisions of Section 114.05, Florida Statutes, certificates subject to confirmation by the Senate had been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Professional Engineers, Member Seckinger, Allen H., Tampa	12/20/87
Harbor Master, Port of Fernandina Kavanaugh, William Hardee, Fernandina Beach	12/5/85
Historic Broward County Preservation Board of Trustees, Member McPherson, Sally Ann, Ft. Lauderdale	11/1/85
Board of Psychological Examiners, Member Boswell, Philip C., Miami Beach	9/30/84
Apalachee Regional Planning Council, Region Two, Member Childers, Ronald Wayne, Port St. Joe	10/1/86
Northeast Florida Regional Planning Council, Region Four, Member Williams, G. Everett Burghardt, I, Jacksonville	10/1/86
Withlacoochee Regional Planning Council, Region Five, Member Schwalb, Robert A., Jr., Ocala	10/1/86
Tampa Bay Regional Planning Council, Region Eight, Member Banspach, Conrad, Jr., St. Petersburg	10/1/86

[Referred to the Committee on Executive Business.]

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Curtis Peterson, President

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

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

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On pages 3 and 4, lines 3-30 and 1-25, strike all language and insert: renumber subsequent section

Amendment 2—On page 1, in the title, lines 5-11, strike all language and insert: providing an effective date.

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

SB 179 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Hill, Rehm

The bill was ordered engrossed and then enrolled.

The Honorable Curtis Peterson, President

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

SB 164—A bill to be entitled 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.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 1, line 17, strike everything after the enacting clause and insert the following:

Section 1. Subsection (3) of Section 443.101, Florida Statutes, is amended to read:

443.101 Disqualification for benefits.—An individual shall be disqualified for benefits:

(3) For any week with respect to which he is receiving or has received remuneration in the form of:

(a) Wages in lieu of notice;

(b) Compensation for temporary partial disability, temporary total disability, or permanent total disability under the workers' compensation law of any state or under a similar law of the United States.

(c) Sick pay benefits.

(d) However, if the remuneration referred to in paragraphs (a), and (b), and (c) is less than the benefits which would otherwise be due under this chapter, he shall be entitled to receive for such week, if otherwise eligible, benefits reduced by the amount of such remuneration.

Section 2. 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 3. 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 4. 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 chapter; and, upon evidence taken before it or upon the transcript submitted to it with the findings and recommendation of its special deputy, the divi-

sion 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 5. This act shall take effect July 1, 1984.

Amendment 2—On page 1, line 2, strike lines 2-13 and insert:

An act relating to unemployment compensation; amending s. 443.101(3), F.S., providing disqualification for benefits based upon sick pay; 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 motions by Senator Fox, the Senate refused to concur in the House amendments and the House was requested to recede. The action of the Senate was certified to the House.

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 151, SB 129, SB 28, CS for SB 105, SB 118 and SB 124.

Allen Morris, Clerk

The bills contained in the foregoing message were ordered enrolled.

First Reading

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 262, HB 23, HB 391, HB 265, HB 966, HB 900, CS for HB 61, HB 297, HB 488, HB 538, HB 923, HB 1056, HB 442, HB 329 and HB 585 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Health and Rehabilitative Services and Representative Hargrett—

CS for HB 262—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 referred to the Committee on Health and Rehabilitative Services.

By Representative Dudley—

HB 23—A bill to be entitled An act relating to the Probate Code; repealing s. 733.709, Florida Statutes, which bars certain claims by creditors against an estate; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committee on Judiciary and Representative Silver—

HB 391—A bill to be entitled An act relating to civil actions; providing legislative intent; providing definitions; providing for the appointment of a judge pro tempore to try nonjury civil cases where the parties agree to such a procedure; providing for reference by direction of the

court; providing for the order of reference, the appointment of judges pro tempore, and the qualifications of judges pro tempore; providing for the issuance of the judge pro tempore's report, findings of fact, and conclusions of law; providing for judgment; providing for objections; providing that the record of such proceedings shall be public; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committee on Agriculture—

HB 265—A bill to be entitled An act relating to quarter horse racing; amending s. 550.262, F.S.; providing restrictions on the use of moneys in the Florida Quarter Horse Racing Promotion Trust Fund; amending s. 550.265, F.S.; providing for deposit of registration fees into said fund; restricting the use of such deposited fees; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By the Committee on Judiciary and Representative Thomas and others—

HB 966—A bill to be entitled An act relating to noncriminal traffic infractions; providing legislative intent; creating s. 34.0215, F.S., providing qualifications for traffic infraction hearing officers; amending s. 43.26, F.S., providing for the appointment of traffic infraction hearing officers; amending s. 318.13, F.S., redefining the term "official" with respect to the Florida Uniform Disposition of Traffic Infractions Act to include traffic infraction hearing officers; providing an effective date.

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

By the Committee on Finance and Taxation—

HB 900—A bill to be entitled An act relating to ad valorem taxation; amending s. 193.1142, F.S.; providing for extension of deadlines relating to fixing of millage under certain conditions; requiring issuance of a review notice by the Department of Revenue under certain conditions; amending s. 200.065, F.S.; revising requirements relating to certification of taxable value; revising requirements for school district notices of tax increase; deleting provisions relating to hearings of multicounty taxing districts when the notice of proposed property taxes is delayed beyond August 15; providing additional requirements for advertisements required under said section; specifying period during which state funds may be forfeited by taxing authorities in violation of said section; imposing additional notice and hearing requirements on such authorities; providing that certain revenues be held in escrow; providing that certain excess revenues be held in reserve and used to reduce subsequent taxes; amending s. 373.536, F.S.; correcting a reference; providing an effective date.

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

By the Committee on Judiciary and Representative Dudley—

CS for HB 61—A bill to be entitled An act relating to probate; amending s. 733.705, F.S., relating to objections to claims filed against an estate; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committee on Governmental Operations—

HB 297—A bill to be entitled An act relating to the Department of State; creating s. 15.20, F.S., to provide for the development and coordination of a program for the protection of the rights, privileges, and immunities of foreign governmental officials residing or otherwise having jurisdiction in Florida; providing for the promulgation of rules; providing an effective date.

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

By the Committee on Judiciary—

HB 488—A bill to be entitled An act relating to the liability of public officers, employees, and agents; amending s. 768.28, F.S., specifically including public defender offices within the statutory definition of state agencies, and specifically including public defenders and their employees and agents within certain exemption from personal liability for acts or omissions in the course of their duties; providing an effective date.

—was referred to the Committees on Judiciary-Civil; and Finance, Taxation and Claims.

By the Committee on Regulatory Reform—

HB 538—A bill to be entitled An act relating to pilots, piloting, and pilotage; amending s. 310.002, F.S., relating to definitions; amending s. 310.071, F.S., modifying application procedure to require documentation of qualifications; modifying age, health, education, and experience requirements for certification as a deputy pilot; creating s. 310.073, F.S., providing modified age, health, education, and experience requirements for licensure as a state pilot; creating s. 310.075, F.S., requiring licensed state pilots in each port to submit to the Board of Pilot Commissioners for its approval a deputy pilot training program; providing for an initial period as an “observer trainee”; requiring trainees to document compliance with training requirements; providing for gradual increase of the limits and specifications under which a deputy pilot is authorized to pilot; providing prerequisites to completion of the program; creating s. 310.083, F.S., providing for renewal of license or certificate upon documentation of good physical and mental health and upon payment of a renewal application fee; providing for rules; amending s. 310.101, F.S., expanding present and providing additional grounds for disciplinary action and providing administrative penalties therefor; amending s. 310.111, F.S., requiring marine incident reports within certain time frames, depending upon the nature of the incident; requiring written reports in addition to initial reports in all cases; saving chapter 310, F.S., from sunset repeal scheduled October 1, 1984, and providing for review and repeal of said chapter on October 1, 1994; providing an effective date.

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

By the Committee on Corrections, Probation and Parole—

HB 923—A bill to be entitled An act relating to probation and community control; amending s. 948.01, F.S., removing a restriction upon the duration of probation; providing an effective date.

—was referred to the Committee on Corrections, Probation and Parole.

By the Committee on Regulatory Reform—

HB 1056—A bill to be entitled An act relating to the practice of public accountancy; amending s. 473.309, F.S.; providing additional requirements for partnerships and corporations engaged in such practice; providing an effective date.

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

By Representative Bankhead—

HB 442—A bill to be entitled An act relating to education; amending s. 232.425, Florida Statutes, as amended, relating to student standards for participation in interscholastic extracurricular activities; removing an exemption; providing an effective date.

—was referred to the Committee on Education.

By the Committee on Tourism and Economic Development—

HB 329—A bill to be entitled An act relating to the Historic Preservation Trust Fund; amending s. 267.0617, F.S.; authorizing historic preservation grants-in-aid to any corporation, partnership, or other organization or individual; providing an effective date.

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

By the Committee on Natural Resources and Representative Murphy—

HB 585—A bill to be entitled An act relating to energy appropriations; creating s. 377.704, F.S.; providing legislative intent that funds received by the state due to settlements of certain federal litigation relating to petroleum overcharges shall not be expended unless appropriated by the Legislature; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 147, HB 252, HB 274, HB 456, HB 139, HB 111, HB 1006, HB 10, HB 1008, HB 1014, HB 537 and HB 286 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives Metcalf and Cosgrove—

HB 147—A bill to be entitled An act relating to graves; amending s. 872.02, F.S., providing a felony penalty for the wanton and malicious disturbance of the contents of a grave or for the removal of or damage to property in excess of a certain value; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Representative Stewart—

HB 252—A bill to be entitled An act relating to state lands; providing legislative findings and declaration; requiring the Board of Trustees of the Internal Improvement Trust Fund to deed certain land to the San Antonio Boys Village; providing that the land shall revert to the state if not used as specified; providing an effective date.

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

By Representative R. M. Johnson and others—

HB 274—A bill to be entitled An act relating to unemployment compensation; amending s. 443.101(3), F.S., providing disqualification for benefits based upon sick pay; 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.

—was referred to the Committee on Commerce.

By Representatives Mills and Ward—

HB 456—A bill to be entitled An act relating to the Department of Corrections; creating s. 944.331, F.S.; requiring adoption by rule of an inmate grievance procedure; requiring compliance with standards of the United States Department of Justice; requiring application for certification of such procedure within a certain time period; providing an effective date.

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

By Representative Dunbar—

HB 139—A bill to be entitled An act relating to liens; amending s. 713.76, F.S., permitting a lienee to release his property from certain liens by filing either a cash or surety bond with the clerk of the court; providing criminal penalties for failure to release property upon posting of bond; authorizing judicial proceedings to compel compliance; providing for costs, attorney's fees, and damages; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Representative Selph and others—

HB 111—A bill to be entitled An act relating to automated telephone solicitation; amending s. 365.165, Florida Statutes; prohibiting the use of a telephone for solicitation when such use involves an automated system for the selection or dialing of telephone numbers and the playing of a recorded message; providing an exemption; providing penalties; providing an effective date.

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

By the Committee on Regulatory Reform—

HB 1006—A bill to be entitled An act relating to the regulation of professions and occupations; amending s. 455.02, F.S., providing that members of the Armed Forces who are currently kept in good standing by an administrative board regulating their vocation or profession shall not be kept in good standing under certain circumstances; amending s. 455.241, F.S., including X-rays within patient records to be provided by certain health care practitioners; providing an effective date.

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

By Representative T. C. Brown and others—

HB 10—A bill to be entitled An act relating to the code of ethics for public officers and employees; amending s. 112.3143, Florida Statutes, relating to voting conflicts, to provide for prior disclosure of conflicts of interest and abstention from voting in certain cases; providing exceptions; reenacting s. 286.012, Florida Statutes, to incorporate the amendment to s. 112.3143, Florida Statutes, in a reference thereto; providing an effective date.

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

By the Committee on Regulatory Reform—

HB 1008—A bill to be entitled An act relating to local occupational licenses; creating s. 205.194, F.S.; prohibiting issuance of such license for the practice of any profession or occupation for which state licensure or registration is required unless a current state license or registration is exhibited; amending s. 463.011, F.S., and repealing ss. 205.195, 205.197, 205.198, 205.199, and 480.051, F.S., relating to such prohibition with respect to individual professions and occupations; providing exemptions; providing an effective date.

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

By the Committee on Regulatory Reform—

HB 1014—A bill to be entitled An act relating to osteopathy; amending s. 459.006, F.S., expanding, with respect to qualifications for licensure as an osteopathic physician, the internship programs allowed, subject to approval by the Board of Osteopathic Medical Examiners; providing an effective date.

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

By the Committee on Regulatory Reform—

HB 537—A bill to be entitled An act relating to solicitation of funds; amending s. 496.02, F.S., clarifying definitions; amending s. 496.021, F.S., making technical changes; providing fining authority; amending s. 496.03, F.S., changing financial statement requirements; amending s. 496.04, F.S., enlarging exemptions; amending s. 496.045, F.S., altering registration expirations; amending s. 496.05, F.S., making technical changes; amending s. 496.06, F.S., providing that annual solicitation drives may be conducted on certain roads and rights-of-way; creating s. 496.065, F.S., providing for disclosure; amending ss. 496.09, 496.095, and 496.105, F.S., making technical changes; amending s. 496.11, F.S., providing additional prohibited acts and eliminating limitation on professional solicitor's fee; amending s. 496.13, F.S., revising present and providing additional disciplinary penalties and procedures and providing for the imposition of administrative fines; creating s. 496.1315, F.S., defining unlawful solicitation and providing enforcement authority to Department of Legal Affairs; amending ss. 496.132, 496.20, and 496.21, F.S., making technical changes; amending s. 496.22, F.S., making technical changes and providing for fines; amending s. 496.23, F.S., changing financial statement and disclosure requirements; amending s. 496.235, F.S., making technical changes; amending s. 496.24, F.S., requiring fingerprints of professional solicitors and providing for automatic suspension of registration; amending s. 496.25, F.S., enlarging exemptions; amending s. 496.26, F.S., providing for extension of time for filing financial information; amending ss. 496.27, 496.28, 496.29, and 496.30, F.S., making technical changes; amending s. 496.31, F.S., making technical changes and providing a criminal penalty for willfully avoiding prosecution; amending s. 496.32, F.S., making technical changes; amending s. 496.33, F.S., revising present and providing additional disciplinary penalties and procedures; amending ss. 496.335 and 496.34, F.S., making technical changes; amending s. 496.40, F.S., relating to solicitation of funds within public transportation facilities; amending s. 943.14, F.S., making technical changes; dividing chapter 496, F.S., into three parts; saving chapter 496, F.S., from sunset repeal scheduled October 1, 1984; providing for review and repeal of said chapter on October 1, 1994; providing an effective date.

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

By Representative Peoples—

HB 286—A bill to be entitled An act relating to personnel of the district school system; amending s. 231.40, F.S., authorizing, through collective bargaining, changes in employee sick leave benefits with respect to a sick leave pool; amending ss. 231.40 and 231.41, F.S., adjusting the filing time requirement for a written certificate of absence; providing an effective date.

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

SPECIAL ORDER

REPORT OF COMMITTEE ON EXECUTIVE BUSINESS RECOMMENDING APPOINTMENTS FOR CONFIRMATION

The Honorable Curtis Peterson
President, The Florida Senate

April 12, 1984

Dear Mr. President:

The following executive appointments were referred to the Senate Committee on Executive Business for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
1. Board of Architecture, Member Appointee: Donofro, Paul A.	12/17/87
2. Florida Barbers' Board, Members Appointees: Barfield, Joseph L. Mosher, Gerald R.	6/30/87 6/30/87
3. Board of Building Codes and Standards, Members Appointees: Moore, Douglas M. Reilly, Richard C. Thompson, Jr., Milton E.	1/23/87 8/11/87 5/1/87
4. Board of Chiropractic, Members Appointees: Smith, Harold P. Wasson, Frances R.	8/1/87 8/1/87
5. Escambia County Civil Service Board, Members Appointees: Baroco, Jr., J. H. Grimes, Isabella P.	2/15/87 2/15/87
6. State Board of Community Colleges, Members Appointees: Baker, Ida S. Benjamin, Philip Diaz, Manuel A. Friedmann, Peggy C. Jernigan, Minette Louise Justl, John W. Lewis, Philip D. McKown, Bobby F. Sorchych, Donald R. Sparber, Byron L. Urquhart, Jr., Marvin A. Williams, Wendell W.	9/30/86 9/30/87 9/30/87 9/30/88 3/27/84 9/30/84 9/30/86 9/30/88 9/30/88 9/30/85 9/30/86 9/30/87 9/30/85
7. Board of Trustees, Brevard Community College, Members Appointees: Burnett, Irene H. Nabors, Robert L.	5/31/87 5/31/87
8. Board of Trustees, Broward Community College, Member Appointee: Schlesinger, Sheldon J.	5/31/87
9. Board of Trustees, Central Florida Community College, Members Appointees: Mathis, Benjamin L. Ritz, N. William Sandlin, Robert P.	5/31/85 5/31/87 5/31/85
10. Board of Trustees, Chipola Junior College, Members Appointees: Barton, C. H. Hudson, Arol Pete, Benjamin	5/31/87 5/31/87 5/31/87

<i>Office and Appointment</i>		<i>For Term Ending</i>	<i>Office and Appointment</i>		<i>For Term Ending</i>
	Sangaree, Marjorie P.	5/31/87	28.	Board of Trustees, South Florida Junior College, Members Appointees: Britt, Helen B. Henderson, Harold E. Rudasill, Jean Stidham, Charles D.	5/31/85 5/31/87 5/31/87 5/31/87
11.	Board of Trustees, Edison Community College, Member Appointee: Hendry, Jody Tharp	5/31/87			
12.	Board of Trustees, Florida Keys Community College, Member Appointee: Toppino, Frank P.	5/31/87	29.	Board of Trustees, Tallahassee Community College, Member Appointee: Wilson, Harriet M.	5/31/87
13.	Board of Trustees, Gulf Coast Community College, Members Appointees: Bidwell, Jr., John David Smith, T. Woodrow	5/31/87 5/31/87	30.	Board of Trustees, Valencia Community College, Member Appointee: Bronson, Jeanelle G.	5/31/87
14.	Board of Trustees, Hillsborough Community College, Member Appointee: Collins, Jr., LeRoy	5/31/87	31.	Construction Industry Licensing Board, Members Appointees: Dickey, Edwin A. McLaughlin, Terance W.	2/18/87 2/18/87
15.	Board of Trustees, Indian River Community College, Members Appointees: Crews, Standish L. Cromwell, Guy N. Morgan, Ida	5/31/87 5/31/87 5/31/87	32.	Florida School for the Deaf and the Blind, Board of Trustees, Member Appointee: Proctor, William Lee	11/14/86
16.	Board of Trustees, Lake City Community College, Member Appointee: Hofmann, Ann Douglass	5/31/87	33.	Board of Dentistry, Member Appointee: Chace, Jr., Richard	2/7/87
17.	Board of Trustees, Lake-Sumter Community College, Members Appointees: Mizell, Mildred M. Roesel, Jr., Sidney Fred	5/31/87 5/31/87	34.	Education Practices Commission, Members Appointees: Collinsworth, Abe House, Joanne Sickles, Walter L.	9/30/86 9/30/86 9/30/86
18.	Board of Trustees, Manatee Junior College, Members Appointees: Peters, Marjory J. Smith, Jan E. Varnadore, N. Donald	5/31/87 5/31/85 5/31/87	35.	Education Standards Commission, Members Appointees: Coffee, James M. Frye, James E. Garcia, A. F. Lucas, Jr., Harold V. Patterson, Jr., E. D. Simpkins, Marian A. Watts, Edna McA.	9/30/86 9/30/86 9/30/86 9/30/86 9/30/86 9/30/86
19.	Board of Trustees, Miami-Dade Community College, Member Appointee: D'Alemberte, Talbot	5/31/87	36.	Florida Elections Commission, Member Appointee: Nunez-Portuondo, Ricardo	12/10/85
20.	Board of Trustees, North Florida Junior College, Members Appointees: Hardee, II, Carey A. Russell, Bryant J.	5/31/87 5/31/87	37.	Environmental Regulation Commission, Members Appointees: Browning, Jr., Edwin B. Fisher, George Ryad Hall, A. Sterling Parks, Robert L.	7/1/87 7/1/87 7/1/87 7/1/87
21.	Board of Trustees, Okaloosa-Walton Junior College, Members Appointees: Clark, W. Max Walker, Rodney	5/31/87 5/31/87	38.	Commission on Ethics, Members Appointees: Ecclestone, Jr., E. Llwyd Fleeman, David B. McIntosh, Charles B. Spanjers, Bernadine J.	6/30/85 6/30/85 6/30/83 6/30/85 6/30/85
22.	Board of Trustees, Palm Beach Junior College, Members Appointees: Findling, Willard F. Michael, George A.	5/31/87 5/31/87	39.	Broward County Expressway Authority, Members Appointees: Chambers, Jack H. Hart, John P.	7/1/87 7/1/87
23.	Board of Trustees, Pensacola Junior College, Members Appointees: Barfield, Clement W. Brick, J. H.	5/31/87 5/31/87	40.	Tampa-Hillsborough County Expressway Authority, Member Appointee: Harper, William H.	7/1/87
24.	Board of Trustees, St. Johns River Community College, Member Appointee: Pickens, Robert W.	5/31/87	41.	Florida State Fair Authority, District Eleven, Member Appointee: Albritton, Hubert H.	6/30/84
25.	Board of Trustees, St. Petersburg Junior College, Members Appointees: Brockus, Janice Chapin Gregory, Thomas H.	5/31/87 5/31/87	42.	Harbor Master for the Port of Ft. Pierce, St. Lucie County Appointee: Ergle, Walter W.	9/26/85
26.	Board of Trustees, Santa Fe Community College, Members Appointees: Ayers, Clarence T. Gresham, W. Marvin Reddish, Drew F.	5/31/87 5/31/87 5/31/87	43.	Harbor Master for the Port of New Smyrna Beach Appointee: Sweett, Lawrence J.	2/19/85
27.	Board of Trustees, Seminole Community College, Members Appointees: Freeman, Beverley P. Ringling, Julius C.	5/31/87 5/31/86	44.	Harbor Master for the Port of Panama City Appointee: Hobbs, Emory Gay	7/1/85
			45.	State of Florida Health Facility Authority, Members Appointees: Dixon, R. Earl Shaw, Amie L. Walbolt, Sylvia H.	9/30/85 9/30/84 9/30/87

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
46. Board of Hearing Aid Specialists, Members Appointees: Bassett, Marion E. Colongo, Chester Howerton, Sr., S. D. Jones, Millard F. Kennedy, June F. Klene, Kenneth W. Moore, Kay Johnson	7/30/87 7/30/86 7/30/87 7/30/86 7/30/85 7/30/85 7/30/87	61. Parole and Probation Commission, Members Appointees: Greadington, Barbara A. Lawson, Charles H. Revell, Jr., E. Guy Wolson, Judith A.	10/6/86 7/1/87 10/1/83 10/1/87 7/1/85
47. Citrus County Hospital, Board of Trustees, Members Appointees: Taft, Bonnie C. Tolle, Edgar E.	7/3/87 7/8/86	62. Board of Pharmacy, Members Appointees: Ansbacher, Sybil B. Klimetz, Jerry Elaine Mack, Monroe W.	8/1/87 8/1/87 8/1/87
48. South Lake County Hospital District, Board of Trustees, Members Appointees: Cogshall, Millard V. Cole, Aurelia M. Hovis, George E. Lillard, Jr., T. Guy Rice, Matthews A. Roberts, Harold	7/5/87 7/5/87 7/5/87 7/5/87 7/5/87 7/5/87	63. Board of Pilot Commissioners, Members Appointees: Schaefer, Ronald E. Zapf, John T.	6/30/87 6/30/87
49. Board of the Florida Housing Finance Agency, Member Appointee: Horner, Duke C.	11/30/86	64. Jacksonville Port Authority, Member Appointee: Birchfield, W. O.	9/30/87
50. Florida Commission on Human Relations, Members Appointees: Dopico, Elvira M. Marshall, Reese	9/30/87 9/30/87	65. Ponce De Leon Port Authority, Members Appointees: Hall, James B. Stuck, Martin F. Wirsig, Jr., Leonard A.	2/1/87 2/1/87 2/1/87
51. State Board of Independent Colleges and Universities, Members Appointees: Dansby, Grace H. Peterson, Clifford A. Turner, Bernard L.	9/30/86 9/30/86 9/30/86	66. Tampa Port Authority, Hillsborough County, Member Appointee: Cromwell, Robert L.	11/15/87
52. Southeast Interstate Low-level Radioactive Waste Management Commission, Members Appointees: Batchelor, Dick J. Hodes, Richard S.	Pleasure of Governor 6/30/85	67. Postsecondary Education Planning Commission, Members Appointees: Feinberg, Rosa Castro Lesser, Michael T. Smith, Harry L.	2/4/87 8/31/84 2/4/85
53. Governor's Mansion Commission, Member Appointee: Lovett, Elizabeth Ross	9/30/87	68. Historic Broward County Preservation Board of Trustees, Member Appointee: Veltri, Genevieve S.	11/1/84
54. Marine Fisheries Commission, Members Appointees: Barley, G. Briggs, John C. Butler, S. Clark Fox, Jr., William W. Raffield, Gene Sandefur, Sr., William J.	8/1/86 8/1/85 8/1/86 8/1/86 8/1/87 8/1/85	69. Historic Key West Preservation Board of Trustees, Member Appointee: Stickney, Edward L.	11/29/84
55. Atlantic States Marine Fisheries Commission, Member Appointee: Barley, Jr., George M.	9/4/86	70. Historic Pensacola Preservation Board of Trustees, Member Appointee: Donovan, Fred C.	9/13/87
56. Board of Medical Examiners, Members Appointees: Brunner, William F. Echevarria, Emilio Katims, Robert Valdes-Fauli, Raul J.	8/1/87 8/1/86 8/1/87 8/1/87	71. Historic St. Augustine Preservation Board of Trustees, Members Appointees: Bailey, John D. Grabiell, Julio	8/31/87 8/24/87
57. Board of Naturopathic Examiners, Members Appointees: Geldner, R. Wilson Harvey, Charles R.	7/15/87 7/16/85	72. Historic Tampa/Hillsborough County Preservation Board of Trustees, Members Appointees: Dunn, Hampton Mormino, Gary R.	11/1/86 11/1/86
58. Board of Nursing, Members Appointees: Eckhauser, Irwin A. Malasanos, Lois Trice, Jessie	8/1/87 8/1/87 8/1/87	73. Promotion of Uniformity of Legislation in the United States, Commissioners Appointees: Cutler, Edward I. Kittleson, Henry Morse, III, Joshua M.	6/5/87 6/5/87 6/5/87
59. Board of Nursing Home Administrators, Members Appointees: Iglesias, Silvia V. Lane, Fred A. Lichtman, Marc	12/13/86 12/13/86 12/13/86	74. Board of Psychological Examiners, Members Appointees: Hudock, Deborah J. Smith, Jr., Harold H.	9/30/87 9/30/83 9/30/87
60. Board of Osteopathic Medical Examiners, Members Appointees: King, Alice Maxine Taylor, James H.	1/29/87 1/29/87	75. Board of the Oklawaha Basin Recreation and Water Conservation and Control Authority in Lake County, Member Appointee: Newman, Richard O.	7/13/87
		76. Board of Sumter County Recreation and Water Conservation and Control Authority, Member Appointee: Peterson, Thomas Lee	10/9/85
		77. Board of Regents, Member Appointee: Graham, Frank	9/1/84

Jennings	Mann	Plummer	Thurman
Johnston	Margolis	Rehm	Vogt
Kirkpatrick	McPherson	Scott	Weinstein
Langley	Meek	Stuart	
Malchon	Myers	Thomas	

Nays—None

Consideration of CS for SB 117 was deferred.

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.

—was read the second time by title. On motion by Senator Carlucci, by two-thirds vote CS for SB 356 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
Beard	Gersten	Johnston	Rehm
Carlucci	Girardeau	Kirkpatrick	Scott
Castor	Gordon	Langley	Stuart
Childers, D.	Grant	Malchon	Thomas
Childers, W. D.	Grizzle	Mann	Thurman
Crawford	Hair	Margolis	Vogt
Deratany	Henderson	McPherson	Weinstein
Dunn	Hill	Meek	
Fox	Jenne	Myers	

Nays—None

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.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote CS for SB 365 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

SB 418—A bill to be entitled An act relating to the regulation of professions and occupations; amending s. 455.02, F.S.; requiring a member or recently discharged member of the Armed Forces who engages in his profession or occupation in the private sector for profit to comply with certain administrative board requirements in order to be kept in good standing; providing an effective date.

—was read the second time by title. On motion by Senator Grant, by two-thirds vote SB 418 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Beard

Senator Grant presiding

SB 79—A bill to be entitled An act relating to condominiums; amending s. 718.120, F.S.; prohibiting the separate assessment of ad valorem taxes or special assessments against certain recreation facilities or other common elements; providing an effective date.

—was read the second time by title.

The Committee on Finance, Taxation and Claims recommended the following amendments which were moved by Senator Scott and adopted:

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

Section 2. Subsection (5) is added to section 193.023, Florida Statutes, to read:

193.023 Duties of the property appraiser in making assessments.—

(5) *In assessing any condominium parcel or any parcel of any other residential development having common elements appurtenant to such parcels, if such common elements are owned by the condominium association or owned jointly by the owners of such parcels, the assessment shall apply to each such parcel and its fractional or proportionate share of the appurtenant common elements.*

(Renumber subsequent section.)

Amendment 2—In title, on page 1, line 6, after the semicolon (;) insert: adding s. 193.023(5), Florida Statutes; requiring assessments of certain condominium or residential development parcels to include certain portions of common elements;

On motion by Senator Scott, by two-thirds vote SB 79 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

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

Nays—None

SB 575—A bill to be entitled An act relating to legislative review of regulatory programs and functions and legislative review of advisory bodies, commissions, and boards of trustees adjunct to executive agencies; providing for future repeal and review by the Legislature of certain provisions of law relating to regulatory programs and functions and to advisory bodies, commissions, and boards of trustees adjunct to executive agencies; amending s. 11.611, F.S., as amended by chapter 83-265, Laws of Florida; removing certain provisions of law from those scheduled for future repeal and review; repealing various provisions of the Laws of Florida which repeal various laws relating to regulatory programs and functions and which require such laws to be reviewed pursuant to the Regulatory Sunset Act; repealing ss. 23.152, 23.153, F.S., relating to the Florida Council on Criminal Justice; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 575 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

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.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote CS for SB 517 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 131—A bill to be entitled An act relating to administrative procedure; amending s. 120.52, F.S., exempting certain Department of Corrections regulations from the definition of "rule" for purposes of administrative procedures; amending s. 120.56, F.S., requiring prisoners to exhaust certain grievance procedures of the department prior to recourse to certain administrative proceedings; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, strike all of lines 14-27 and insert:

Section 1. Paragraph (g) is added to subsection (15) of section 120.52, Florida Statutes, to read:

120.52 Definitions.—As used in this act:

(15) "Rule" means each agency statement of general applicability that implements, interprets, or prescribes law or policy or describes the organization, procedure, or practice requirements of an agency and includes

any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule. The term also includes the amendment or repeal of a rule. The term does not include:

(g) Policy directives, policy memoranda, or operating procedures of the Department of Corrections, if limited in scope to a single Department of Corrections facility, which implement, but do not alter or amend, valid rules previously enacted by the department.

Senators Castor, Kirkpatrick, Grizzle, Malchon, Fox, Jenne, Mann, Meek, Thurman and Dunn offered the following amendment which was moved by Senator Castor and adopted:

Amendment 2—On page 2, strike all of lines 9 and 10 and insert:

Section 3. Section 120.57, Florida Statutes, is amended to read:

120.57 Decisions which affect substantial interests.—The provisions of this section apply in all proceedings in which the substantial interests of a party are determined by an agency, unless such proceedings are exempt pursuant to subsection (5). Unless waived by all parties, subsection (1) applies whenever the proceeding involves a disputed issue of material fact. Unless otherwise agreed, subsection (2) applies in all other cases.

(1) FORMAL PROCEEDINGS.—

(a) A hearing officer assigned by the division shall conduct all hearings under this subsection, except for:

1. Hearings before agency heads or a member thereof other than an agency head or a member of an agency head within the Department of Professional Regulation;

2. Hearings before the Unemployment Appeals Commission in unemployment compensation appeals, unemployment compensation appeals referees, and special deputies pursuant to s. 443.141;

3. Hearings regarding drivers' licensing pursuant to chapter 322;

4. Hearings conducted within the Department of Health and Rehabilitative Services in the execution of those social and economic programs administered by the former Division of Family Services of said department prior to the reorganization effected by chapter 75-48, Laws of Florida;

5. Hearings in which the division is a party, in which case an attorney assigned by the Administration Commission shall be the hearing officer;

6. Hearings which involve student disciplinary suspensions or expulsions and which are conducted by educational units;

7. Hearings of the Public Employees Relations Commission in which a determination is made of the appropriateness of the bargaining unit, as provided in s. 447.307; and

8. Hearings held by the Department of Agriculture and Consumer Services pursuant to chapter 601.

(b) In any case to which this subsection is applicable, the following procedures apply:

1. A request for a hearing shall be granted or denied within 15 days of receipt.

2. All parties shall be afforded an opportunity for a hearing after reasonable notice of not less than 14 days; however, the 14-day notice requirement may be waived with the consent of all parties. In a preliminary hearing for the revocation of parole, no less than 7 days' notice shall be given. In a hearing involving a student disciplinary suspension or expulsion conducted by an educational unit, the 14-day notice requirement may be waived by the agency head or the hearing officer without the consent of the parties. The notice shall include:

a. A statement of the time, place, and nature of the hearing.

b. A statement of the legal authority and jurisdiction under which the hearing is to be held.

c. A reference to the particular sections of the statutes and rules involved.

d. Except for any hearing before an unemployment compensation appeals referee, a short and plain statement of the matters asserted by

the agency and by all parties of record at the time notice is given. If the agency or any party is unable to state the matters in sufficient detail at the time initial notice is given, the notice may be limited to a statement of the issues involved, and thereafter, upon timely written application, a more definite and detailed statement shall be furnished not less than 3 days prior to the date set for the hearing.

3. Except for any proceeding conducted as prescribed in s. 120.54(4) or s. 120.56, a petition or request for a hearing under this section shall be filed with the agency. If the agency elects to request a hearing officer from the division, it shall notify the division within 10 days of receipt of the petition or request, requesting the assignment of a hearing officer and, with the concurrence of the division, set the time, date, and place of the hearing. On the request of any agency, the division shall assign a hearing officer with due regard to the expertise required for the particular matter. Any party may request the disqualification of any hearing officer by filing an affidavit with the division prior to the taking of evidence at a hearing, stating the grounds with particularity.

4. All parties shall have an opportunity to respond, to present evidence and argument on all issues involved, to conduct cross-examination and submit rebuttal evidence, to submit proposed findings of facts and orders, to file exceptions to any order or hearing officer's recommended order, and to be represented by counsel. When appropriate, the general public may be given an opportunity to present oral or written communications. If the agency proposes to consider such material, then all parties shall be given an opportunity to cross-examine or challenge or rebut it.

5. The record in a case governed by this subsection shall consist only of:

- a. All notices, pleadings, motions, and intermediate rulings;
- b. Evidence received or considered;
- c. A statement of matters officially recognized;
- d. Questions and proffers of proof and objections and rulings thereon;
- e. Proposed findings and exceptions;
- f. Any decision, opinion, proposed or recommended order, or report by the officer presiding at the hearing;

g. All staff memoranda or data submitted to the hearing officer during the hearing or prior to its disposition, after notice of the submission to all parties, except communications by advisory staff as permitted under s. 120.66(1), if such communications are public records;

h. All matters placed on the record after an ex parte communication pursuant to s. 120.66(2); and

i. The official transcript.

6. The agency shall accurately and completely preserve all testimony in the proceeding, and, on the request of any party, it shall make a full or partial transcript available at no more than actual cost. In any proceeding before a hearing officer initiated by a consumptive use permit applicant pursuant to subparagraph 13., the applicant shall bear the cost of accurately and completely preserving all testimony and providing full or partial transcripts to the water management district. At the request of any other party, full or partial transcripts shall be provided at no more than cost.

7. Findings of fact shall be based exclusively on the evidence of record and on matters officially recognized.

8. Except as provided in subparagraph 12., the hearing officer shall complete and submit to the agency and all parties a recommended order consisting of his findings of fact, conclusions of law, interpretation of administrative rules, and recommended penalty, if applicable, and any other information required by law or agency rule to be contained in the final order. The agency shall allow each party at least 10 days in which to submit written exceptions to the recommended order.

9. The agency may adopt the recommended order as the final order of the agency. The agency in its final order may reject or modify the conclusions of law and interpretation of administrative rules in the recommended order, but may not reject or modify the findings of fact unless the agency first determines from a review of the complete record, and states with particularity in the order, that the findings of fact were not based upon competent substantial evidence or that the proceedings on

which the findings were based did not comply with essential requirements of law. The agency may accept or reduce the recommended penalty in a recommended order, but may not increase it without a review of the complete record. In the event a court reverses the order of an agency, the court in its discretion may award attorney's fees and costs to the aggrieved prevailing party.

10. If the hearing officer assigned to a hearing becomes unavailable, the division shall assign another hearing officer who shall use any existing record and receive any additional evidence or argument, if any, which the new hearing officer finds necessary.

11. A hearing officer who is a member of an agency head may participate in the formulation of the final order of the agency, provided he has completed all his duties as hearing officer.

12. In any application for a license or merger pursuant to title XXX-VIII which is referred by the agency to the division for hearing pursuant to this section, the hearing officer shall complete and submit to the agency and to all parties a written report consisting of findings of fact and rulings on evidentiary matters. The agency shall allow each party at least 10 days in which to submit written exceptions to the report.

13. In any application for a consumptive use permit pursuant to part II of chapter 373, the water management district on its own motion may, or, at the request of the applicant for the permit, shall, refer the matter to the division for the appointment of a hearing officer to conduct a hearing under this section.

(2) **INFORMAL PROCEEDINGS.**—In any case to which subsection (1) does not apply:

(a) The agency shall, in accordance with its rules of procedure:

1. Give reasonable notice to affected persons or parties of the action of the agency, whether proposed or already taken, or of its decision to refuse action, together with a summary of the factual, legal, and policy grounds therefor.

2. Give affected persons or parties or their counsel an opportunity, at a convenient time and place, to present to the agency or hearing officer written or oral evidence in opposition to the action of the agency or of its refusal to act, or a written statement challenging the grounds upon which the agency has chosen to justify its action or inaction.

3. If the objections of the persons or parties are overruled, provide a written explanation within 7 days.

(b) The record shall only consist of:

1. The notice and summary of grounds;

2. Evidence received or considered;

3. All written statements submitted by persons and parties;

4. Any decision overruling objections;

5. All matters placed on the record after an ex parte communication pursuant to s. 120.66(2); and

6. The official transcript.

(3) Unless precluded by law, informal disposition may be made of any proceeding by stipulation, agreed settlement, or consent order.

(4) This section does not apply to agency investigations preliminary to agency action.

(5) *This section does not apply to any proceeding in which the substantial interests of a student are determined by a state university which has adopted its own rules of procedure for such proceeding.*

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

Senators Castor and Kirkpatrick offered the following amendment which was moved by Senator Castor and adopted:

Amendment 3—On page 1, strike line 10 and insert: amending s. 120.57, F.S.; providing that a state university which has adopted rules of procedure for proceedings in which the substantial interests of students are determined is exempt from the proceedings requirements of the Administrative Procedures Act; providing an effective date.

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

Amendment 4—In title, on page 1, line 4, strike “regulations” and insert: policy directives, policy memoranda, or operating procedure

On motion by Senator Langley, by two-thirds vote SB 131 as amended was read the third time by title. Further consideration of SB 131 was deferred.

The President presiding

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

INTRODUCTION AND REFERENCE OF BILLS

By Senator W. D. Childers—

SR 1035—A resolution commending Matt Langley Bell, III, for his outstanding community service.

—which was read the first time by title. On motion by Senator W. D. Childers, SR 1035 was read the second time in full and adopted. The vote on adoption was:

Yeas—39

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

Nays—None

Senator W. D. Childers introduced Mr. Bell stating that he was present today to receive from the Governor and his Council on Handicapped Concerns the “Meritorious Service Award” for his leadership in the area of handicapped employment. This award comes from President Reagan’s Committee on Employment of the Handicapped. Senator W. D. Childers also introduced Dr. and Mrs. Langley Bell, parents of the honoree; Howard Liggett, Warren Jernigan and Melvin Edmundson.

On motions by Senator Barron, the rules were waived and by two-thirds vote SR 839, SB 388 and CS for SB 36 were withdrawn from the Committee on Rules and Calendar.

On motions by Senator Barron, the rules were waived and by two-thirds vote SB 427 was withdrawn from the Committee on Commerce and referred to the Committee on Transportation.

The Senate resumed consideration of—

SB 131—A bill to be entitled An act relating to administrative procedure; amending s. 120.52, F.S., exempting certain Department of Corrections regulations from the definition of “rule” for purposes of administrative procedures; amending s. 120.56, F.S., requiring prisoners to exhaust certain grievance procedures of the department prior to recourse to certain administrative proceedings; providing an effective date.

Senator Gordon moved the following amendment which was adopted by two-thirds vote:

Amendment 5—On page 2, lines 4 and 5, strike “as defined in s. 944.02(5),” and insert: in the custody of the Department of Corrections

Senator Frank moved the following amendment which was adopted by two-thirds vote:

Amendment 6—On page 1, line 27, after the period (.) insert: *This paragraph shall expire on October 1, 1987.*

SB 131 as amended was read by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Fox	Jennings	Neal
Barron	Frank	Johnston	Plummer
Beard	Gersten	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
Deratany	Hill	Meek	Weinstein
Dunn	Jenne	Myers	

Nays—1

Girardeau

The Senate proceeded to consideration of CS for SB 117.

On motions by Senator Jennings, the rules were waived and by two-thirds vote CS for HB 51 was withdrawn from the Committees on Personnel, Retirement and Collective Bargaining and Appropriations.

On motion by Senator Jennings—

CS for HB 51—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091(9)(b), Florida Statutes, as amended, relating to limitations on reemployment after retirement; providing that only certain dually employed office holders may elect to retire while continuing elected office; ratifying and confirming certain benefit payments actually made under ch. 83-76, Laws of Florida, and conditioning retirement eligibility and certain future benefit payments under said act upon satisfaction of certain criteria; providing an effective date.

—a companion measure, was substituted for CS for SB 117 and read the second time by title. On motion by Senator Jennings, by two-thirds vote CS for HB 51 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

CS for SB 117 was laid on the table.

On motion by Senator Grant, by two-thirds vote HB 1006 was withdrawn from the Committee on Economic, Community and Consumer Affairs.

On motion by Senator Grant, by unanimous consent—

HB 1006—A bill to be entitled An act relating to the regulation of professions and occupations; amending s. 455.02, F.S., providing that members of the Armed Forces who are currently kept in good standing by an administrative board regulating their vocation or profession shall not be kept in good standing under certain circumstances; amending s. 455.241, F.S., including X-rays within patient records to be provided by certain health care practitioners; providing an effective date.

—was taken up out of order. On motions by Senator Grant, by two-thirds vote HB 1006 was read the second time by title, and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Jenne	Mann	Neal	Thomas
Johnston	Margolis	Plummer	Thurman
Kirkpatrick	McPherson	Rehm	Vogt
Langley	Meek	Scott	Weinstein
Malchon	Myers	Stuart	

Nays—None

Vote after roll call:

Yea—Jennings

SB 355—A bill to be entitled An act relating to meat inspection; amending s. 585.34, F.S., providing felony penalties with respect to certain activities relating to uninspected meat and the buying, selling, or transportation of dead, dying, disabled, or diseased animals; providing an effective date.

—was read the second time by title.

Senator Kirkpatrick moved the following amendments which were adopted:

Amendment 1—On page 1, line 27, strike “felony of the third degree” and insert: misdemeanor of the first degree

Amendment 2—On page 2, line 10, strike “felony of the third degree” and insert: misdemeanor of the first degree

Amendment 3—In title, on page 1, line 3, strike “felony” and insert: misdemeanor of the first degree

On motion by Senator Kirkpatrick, by two-thirds vote SB 355 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, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein
Fox	Jenne	Myers	

Nays—None

SB 522—A bill to be entitled An act relating to judicial nominating commissions; amending s. 43.29, F.S., providing that persons who serve on judicial nominating commissions shall not be eligible for appointment to state judicial office unless such office is filled by a judicial nominating commission other than the one on which such persons serve; providing an effective date.

—was read the second time by title. On motion by Senator Scott, by two-thirds vote SB 522 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
Castor	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein
Fox	Jenne	Myers	
Frank	Jennings	Neal	

Nays—1

Carlucci

On motion by Senator Johnston, by two-thirds vote HB 23 was withdrawn from the Committee on Judiciary-Civil.

On motions by Senator Johnston—

HB 23—A bill to be entitled An act relating to the Probate Code; repealing s. 733.709, Florida Statutes, which bars certain claims by creditors against an estate; providing an effective date.

—a companion measure, was substituted for SB 458 and by two-thirds vote read the second time by title. On motion by Senator Johnston, by two-thirds vote HB 23 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Rehm

SB 458 was laid on the table.

SB 113—A bill to be entitled An act relating to clerks of the circuit courts; amending s. 28.222, F.S.; providing that clerks of the circuit courts shall accept for recording that portion of certificates of discharge, separation, or service which indicates the character of the discharge, separation, or service of citizens of this state with respect to the United States armed forces; providing an effective date.

—was read the second time by title. On motion by Senator Dunn, by two-thirds vote SB 113 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Rehm

SB 162—A bill to be entitled An act relating to employment discrimination; amending ss. 110.233, 112.042, F.S.; prohibiting public employment discrimination based upon handicap; providing an effective date.

—was read the second time by title. On motion by Senator Fox, by two-thirds vote SB 162 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Rehm

On motions by Senator Jennings, by two-thirds vote HB 111 was withdrawn from the Committees on Judiciary-Civil and Commerce.

On motions by Senator Jennings—

HB 111—A bill to be entitled An act relating to automated telephone solicitation; amending s. 365.165, Florida Statutes; prohibiting the use of a telephone for solicitation when such use involves an automated system for the selection or dialing of telephone numbers and the playing of a recorded message; providing an exemption; providing penalties; providing an effective date.

—a companion measure, was substituted for SB 78 and by two-thirds vote read the second time by title. On motion by Senator Jennings, by two-thirds vote HB 111 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 78 was laid on the table.

SB 473—A bill to be entitled An act relating to telephone company regulation; amending s. 364.02, F.S.; excluding certain entities from the meaning of "telephone company"; providing an effective date.

—was read the second time by title. On motion by Senator Hill, by two-thirds vote SB 473 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fox	Jennings	Neal
Barron	Frank	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
Deratany	Hill	Meek	
Dunn	Jenne	Myers	

Nays—None

Vote after roll call:

Yea—Rehm

SB 524—A bill to be entitled An act relating to insurance; amending s. 627.803, F.S.; providing for the elimination of minimum proceeds in certain life insurance policies; changing certain type requirements in certain life insurance policies; providing an effective date.

—was read the second time by title.

Senator W.D. Childers moved the following amendment which was adopted:

Amendment 1—On page 1, line 26, after "type" insert: , and in a type size as large as the type used in the text of the policy

On motion by Senator W. D. Childers, by two-thirds vote SB 524 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Carlucci	Crawford	Fox
Barron	Castor	Deratany	Frank
Beard	Childers, W. D.	Dunn	Gersten

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

Nays—None

SB 128—A bill to be entitled An act relating to insurance; repealing s. 627.7288, F.S., relating to deductibility of windshield damage in comprehensive motor vehicle insurance policies; providing an effective date.

—was read the second time by title. On motion by Senator Thomas, by two-thirds vote SB 128 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 80—A bill to be entitled An act relating to cigarette tax evasion; amending s. 210.18, F.S.; prohibiting any person from jamming, tampering with, or altering meter machines; providing penalties; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, line 17, between "or" and "jams" insert: , with intent to evade taxes,

On motion by Senator McPherson, by two-thirds vote SB 80 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	Fox	Jenne	Myers
Barron	Frank	Jennings	Plummer
Beard	Gersten	Johnston	Rehm
Carlucci	Girardeau	Kirkpatrick	Scott
Castor	Gordon	Langley	Stuart
Childers, D.	Grant	Malchon	Thomas
Childers, W. D.	Grizzle	Mann	Thurman
Crawford	Hair	Margolis	Vogt
Deratany	Henderson	McPherson	Weinstein
Dunn	Hill	Meek	

Nays—None

On motion by Senator Castor, by two-thirds vote CS for HB 262 was withdrawn from the Committee on Health and Rehabilitative Services.

On motion by Senator Castor, by unanimous consent—

CS for HB 262—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 taken up out of order. On motions by Senator Castor, by two-thirds vote CS for HB 262 was read the second time by title, and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

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

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Dunn, the rules were waived and by two-thirds vote CS for SB 601 was also referred to the Committee on Finance, Taxation and Claims and then Appropriations.

On motions by Senator Dunn, the rules were waived and by two-thirds vote SB 942 was referred to the Committee on Finance, Taxation and Claims as the first committee of reference and then to the Committees on Governmental Operations and Appropriations.

On motions by Senator Johnston, the rules were waived and by two-thirds vote CS for SB 81 was withdrawn from the Committee on Appropriations.

ENROLLING REPORTS

SB 252 has been enrolled, signed by the required Constitutional Officers and presented to the Governor on April 16, 1984.

Joe Brown, Secretary

Senate Bills 28, 129 and CS for SB 151 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on April 18, 1984.

Joe Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 13 and 12 were corrected and approved.

CO-INTRODUCERS

Senator Deratany—Senate Bills 7, 105 and 316; Senators Vogt and Margolis—SB 333; Senator Stuart—SB 344; Senators Jenne and Hair—SB 550; Senator Stuart—SB 451

ADJOURNMENT

Senator Barron moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Wednesday, April 25 at 10:00 a.m. The motion was adopted.

Pursuant to the motion by Senator Barron, the Senate recessed at 11:51 a.m. to reconvene at 10:00 a.m., Wednesday, April 25.