



Journal of the Senate

Number 8

Friday, April 20, 1984

REPORTS OF COMMITTEES

The Committee on Education recommends the following pass: SB 300, SB 741 with 1 amendment

The Committee on Health and Rehabilitative Services recommends the following pass: SB 652

The Committee on Judiciary-Civil recommends the following pass: SB 503 with 1 amendment, SB 818

The Committee on Judiciary-Criminal recommends the following pass: SB 400 with 1 amendment, SB 494 with 3 amendments

The Committee on Transportation recommends the following pass: SB 584 with 1 amendment, SB 266, SB 553, SB 586

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

The Committee on Agriculture recommends the following pass: SB 716

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 712

The Committee on Education recommends the following pass: SB 258

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

The Committee on Commerce recommends the following pass: SB 321, SB 559

The Committee on Transportation recommends the following pass: SB 449

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

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 336, SB 480

The Committee on Judiciary-Civil recommends the following pass: SB 911 with 2 amendments

The Committee on Transportation recommends the following pass: SB 376 with 1 amendment

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

The Committee on Judiciary-Civil recommends the following pass: SB 763

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

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 693

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

The Committee on Transportation recommends the following pass: SB 305

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

The Committee on Health and Rehabilitative Services recommends the following pass: SB 644

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

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 432, SB 737 with 1 amendment

The Committee on Education recommends the following pass: SB 436

The Committee on Finance, Taxation and Claims recommends the following pass: SJR 610

The Committee on Transportation recommends the following pass: SB 431

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

The Committee on Education recommends the following pass: SB 525

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

The Committee on Agriculture recommends the following pass: SB 315 with 2 amendments

The Committee on Commerce recommends the following pass: SB 299 with 1 amendment, SB 466, SB 531 with 1 amendment, SB 616, SB 743

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 467, SB 402 with 1 amendment

The Committee on Education recommends the following pass: SB 667

The Committee on Finance, Taxation and Claims recommends the following pass: CS for SB 11 with 1 amendment, SB 119, SB 142, SB 377, SB 430, SB 441 with 1 amendment, SB 604 with 1 amendment, SB 764, SB 780

The Committee on Judiciary-Civil recommends the following pass: SB 401, SB 609, SB 619 with 2 amendments

The Committee on Judiciary-Criminal recommends the following pass: HB 69, SB 345 with 4 amendments, SB 346 with 3 amendments, SB 632

The Committee on Transportation recommends the following pass: SB 65, SB 66, SB 130, SB 209 with 1 amendment, SB 396, SB 837

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

The Committee on Agriculture recommends a committee substitute for the following: SB 579

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 753

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 519

The Committee on Education recommends a committee substitute for the following: SB 733

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 508

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 Agriculture recommends a committee substitute for the following: SB 539

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 189

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

The Committee on Agriculture recommends a committee substitute for the following: SB 554

The Committee on Commerce recommends committee substitutes for the following: SB 633, SB 651

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

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 273, SB 157

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 706

The bill with committee substitute attached was referred to the Committee on Natural Resources and Conservation under the original reference.

The Committee on Judiciary-Criminal recommends a committee substitute for the following: Senate Bills 469, 698, 239 and 380

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

The Committee on Agriculture recommends a committee substitute for the following: SB 614

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 35

The Committee on Judiciary-Civil recommends committee substitutes for the following: SB 371, SB 713

The Committee on Transportation recommends a committee substitute for the following: SB 52

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

REQUESTS FOR EXTENSION OF TIME

April 18, 1984

The Committee on Agriculture requests an extension of 15 days for consideration of the following: Senate Bills 670, 671, 679, 719

The Committee on Commerce requests an extension of 15 days for consideration of the following: Senate Bills 96, 682, 685, 687, 689, 708, 728

April 19, 1984

The Committee on Judiciary-Criminal requests an extension of 15 days for consideration of the following: Senate Bills 228, 678, 683, 688, 720, 724

The Committee on Natural Resources and Conservation requests an extension of 15 days for consideration of the following: SB 673

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senators Neal, Henderson, Mann and Johnston—

SB 1001—A bill to be entitled An act relating to ad valorem taxation; amending s. 192.001, F.S.; amending the definition of "floating structure" to include certain structures used for mining or mineral excavation and certain other structures; providing an effective date.

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

By Senator Margolis (by request)—

SB 1002—A bill to be entitled An act relating to education; amending ss. 236.081, 240.359, F.S.; providing funding for dual enrollment programs; providing for additional full-time equivalent membership; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Margolis (by request)—

SB 1003—A bill to be entitled An act relating to public schools; amending s. 236.083, F.S.; revising the formula for determining the annual allocation of funds to each district for transportation of students to public schools; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Stuart—

SB 1004—A bill to be entitled An act relating to telephone companies; amending ss. 364.07, 364.30, F.S.; granting the Public Service Commission additional authority to modify certain intrastate interexchange service contracts; authorizing the commission to establish the interest rate on fines; providing an effective date.

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

By Senator Hair—

SB 1005—A bill to be entitled An act relating to theft and related crimes; amending s. 812.035(7), Florida Statutes; limiting civil damages to three-fold actual damages; limiting liability to certain persons; clarifying language; providing an effective date.

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

By Senator Malchon—

SB 1006—A bill to be entitled An act relating to ad valorem tax relief; creating part II of ch. 196, F.S.; providing for relief from ad valorem taxes by means of grants to qualified households; providing definitions and procedures; providing for administration by the Department of Revenue; providing penalties; providing for confidentiality; providing an appropriation; providing an effective date.

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

By Senator Frank—

SB 1007—A bill to be entitled An act relating to corporate income tax; amending s. 214.71, F.S.; deleting provisions relating to conditions under which sales of tangible personal property are in this state; amending s. 220.03, F.S.; redefining "state" to exclude foreign countries and deleting the definitions of "nonbusiness income" and "unitary business group"; amending s. 220.12, F.S.; deleting the provision which includes certain nonbusiness income in the calculation of net income; amending s. 220.13, F.S.; revising provisions relating to subtracting certain amounts from taxable income in determining adjusted federal income; amending ss. 220.131, 220.14, F.S., relating to affiliated groups and to exemptions; deleting references to unitary business groups; amending s. 220.15, F.S.; redefining "everywhere" as used in computation of apportionment factor denominators; providing for a refund under specified circumstances; amending ss. 220.63, 220.64, F.S., relating to the franchise tax on banks and savings associations; including reference to certain subtractions; deleting the application of certain provisions to such tax; repealing ss. 220.135, 220.16, F.S., relating to a requirement that all members of a unitary business group must use the unitary reporting method, and to the

allocation of nonbusiness income; repealing s. 11, chapter 83-349, Laws of Florida, relating to recomputation of estimated tax due by certain taxpayers to comply with said act; providing an effective date.

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

By Senator Stuart—

SB 1008—A bill to be entitled An act relating to public property and publicly owned buildings; amending s. 255.27, F.S., relating to state policy on smoking in public buildings, to provide an exception; providing an effective date.

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

By Senator Gersten—

SB 1009—A bill to be entitled An act relating to victims of crimes; amending s. 960.04, F.S.; removing certain restrictions on eligibility for crime compensation award; providing that a person who had, and did not communicate, prior knowledge of the crime is ineligible; providing that a person who is unwilling to assist in the prosecution of the person charged with the crime is ineligible; providing for retroactive operation; providing an effective date.

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

By Senator Margolis—

SB 1010—A bill to be entitled An act relating to taxation; repealing ss. 220.03(6), 221.01(2), 221.02(2), 221.04(2), F.S., relating to expiration of the emergency excise tax; providing an effective date.

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

By Senator Malchon—

SB 1011—A bill to be entitled An act relating to mental health; amending s. 287.012, F.S.; excluding certain prevention services relating to mental health from the definition of "contractual services" for purposes of purchasing requirements; providing an effective date.

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

By Senator Grant—

SB 1012—A bill to be entitled An act relating to use of the instructional materials allocation; amending s. 233.34, F.S.; authorizing, with restrictions, the issuance of purchase orders for materials to be paid for from the ensuing year's allocation; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Grant—

SB 1013—A bill to be entitled An act relating to the Florida Small Cities Community Development Block Grant Program Act; amending ss. 290.042 and 290.046, F.S.; revising requirements for ranking grant applications; providing that applicants may choose to base community need measurement criteria on data from a pocket of poverty; providing an effective date.

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

By Senator Grant—

SB 1014—A bill to be entitled An act relating to debit cards; amending s. 832.05, F.S.; including certain use of debit cards within prohibitions relating to worthless checks and drafts; providing penalties; amending s. 817.58, F.S.; including debit cards and similar cards within the definition of "credit card" for purposes of the State Credit Card Crime Act; providing an effective date.

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

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

SB 1015—A bill to be entitled An act relating to civil actions; creating s. 768.34, F.S.; limiting the recovery of noneconomic losses to a certain amount; providing an effective date.

—was referred to the Committee on Commerce.

By the Committee on Transportation—

SB 1016—A bill to be entitled An act relating to the county road system; amending s. 336.41, F.S.; increasing the amount of road construction work that may be performed by a county with its own forces; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Gersten—

SB 1017—A bill to be entitled An act relating to public defenders; amending s. 27.54, F.S.; providing that the state shall pay certain expenses of the public defender from the appropriation provided for circuit courts in certain circumstances; providing an effective date.

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

By Senator Gersten—

SB 1018—A bill to be entitled An act relating to process and service of process; amending s. 48.031, F.S.; providing for service of process in criminal cases on law enforcement officers or certain public employees; providing an effective date.

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

By Senator Dunn—

SB 1019—A bill to be entitled An act relating to bonds; amending s. 215.68, F.S.; providing interest rates applicable to state bonds and bonds issued on behalf of state agencies; revising procedures for award to lowest bidder; amending s. 215.70, F.S.; requiring the State Board of Administration to monitor certain debt service accounts; amending s. 215.73, F.S.; revising provisions relating to approval of bonds by the board; amending s. 215.76, F.S.; specifying duties of state agencies regarding compliance with the Internal Revenue Code; amending s. 215.82, F.S.; providing that certain bonds may be validated as determined by the Division of Bond Finance; amending s. 215.83, F.S.; providing for construction of resolutions authorizing bond issuance and other proceedings; amending s. 215.84, F.S.; correcting terminology; providing certain reimbursement procedures when state funds must be appropriated to pay principal and/or interest on bonds issued on behalf of local governments or authorities; providing an effective date.

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

By Senators Neal, Henderson and Castor—

SB 1020—A bill to be entitled An act relating to water resources; amending s. 373.044, F.S.; providing that water management district personnel rules shall be made available to the public as specified; amending s. 373.0693, F.S.; specifying the official headquarters of basin board members; creating s. 373.0698, F.S.; providing that ss. 373.0693-373.0697, F.S., govern the creation and operation of basin boards; amending s. 373.079, F.S.; specifying the official headquarters of the water management district governing board members; providing for the delegation of certain board powers to the executive director; amending s. 373.085, F.S.; providing restrictions on the use of works or land of a water district; amending s. 373.109, F.S.; amending the conditions for establishing permit application fees; allowing denial of a permit for failure to pay such fees; amending s. 373.129, F.S.; allowing specified entities to maintain legal actions for certain costs and attorney's fees and for civil penalties; providing for the deposit of such penalties into a trust fund as specified; amending s. 373.246, F.S.; modifying the procedures and conditions for declaration of a water shortage or emergency; repealing ss. 5, 6, 7(2), 8, and 9, chapter 61-691, Laws of Florida, relating to the creation of the Southwest Florida Water Management District; providing an effective date.

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

By Senator Gordon—

SB 1021—A bill to be entitled An act relating to education; revising ch. 246, F.S., relating to nonpublic postsecondary educational institutions; renaming the State Board of Independent Colleges and Universities as the State Board of Independent Postsecondary Educational Institutions; transferring functions of the State Board of Independent

Postsecondary Vocational, Technical, Trade, and Business Schools to the State Board of Independent Postsecondary Educational Institutions; providing for transition; specifying purpose and scope of chapter; providing definitions; providing membership, terms, powers, and duties of board; providing for licensure and exemptions therefrom; requiring the State Board of Education to set fees; providing for collection and analysis of data; providing for authorization of branch educational operations; providing for injunctive relief; providing penalties; providing an effective date.

—was referred to the Committees on Education and Appropriations.

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

SB 1022—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 of punitive damages for attorneys' fees and to fund medical care for indigent persons; creating a trust fund; creating s. 768.33, F.S.; providing for periodic payments of damages and attorney fees in certain civil actions; creating s. 768.34, F.S.; limiting the recovery of noneconomic losses to a certain amount; creating s. 768.36, F.S.; providing for the application of comparative negligence in determining damage awards in certain actions; providing for severability; providing an effective date.

—was referred to the Committee on Commerce.

By Senators Neal, Hair, Jennings, Peterson, Barron, Carlucci, Scott, Dunn, McPherson, Myers, Henderson and Frank—

SB 1023—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending ss. 212.04, 212.12, and 376.11, F.S.; revising the dealer's credit for collecting the tax; providing an effective date.

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

By Senator Jenne—

SB 1024—A bill to be entitled An act relating to the Florida Retirement System; authorizing certain law enforcement officers to take a leave of absence while continuing to participate in the Florida Retirement System in certain circumstances; providing for contributions and retirement credit; providing an effective date.

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

By the Committee on Transportation—

SB 1025—A bill to be entitled An act relating to the International Registration Plan and the Special Fuel and Motor Fuel Use Tax; amending s. 320.01, F.S.; defining "apportioned motor vehicle"; amending s. 320.39, F.S.; providing authority to continue membership in the International Registration Plan; amending s. 320.03, F.S.; designating the Department of Revenue as an agent of the Department of Highway Safety and Motor Vehicles for registration of apportioned motor vehicles; creating s. 320.0706, F.S.; providing for display of truck-tractor license plates; amending s. 316.605, F.S.; providing an exception to certain license plate display requirements; amending s. 207.002, F.S.; providing definitions; amending s. 207.004, F.S.; providing for issuance of motor fuel use tax identifying devices to certain vehicles; providing fees; establishing reporting periods; providing for imposition of fees or taxes on motor carriers based on other states under certain circumstances; amending s. 207.005, F.S.; providing reporting periods; providing for delinquency of reports; providing an effective date.

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

By Senator Dunn—

SJR 1026—A joint resolution proposing an amendment to Section 10, Article VII of the State Constitution, relating to pledging of credit, to authorize certain long-term leases and service contracts.

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

By Senator Johnston—

SB 1027—A bill to be entitled An act relating to the transfer of surplus funds in social and economic services; amending s. 409.085, F.S.; requiring any transfer of surplus funds within the Department of Health and Rehabilitative Services be subject to the provisions of s. 216.292, F.S.; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Dunn—

SB 1028—A bill to be entitled An act relating to tax collection; amending s. 197.0155, F.S.; increasing the minimum amount of ad valorem taxes which may be paid in installments; amending s. 197.0158, F.S.; establishing a de minimis amount for underpayment of ad valorem taxes; amending s. 197.062, F.S.; modifying the collection fee for delinquent taxes; amending s. 197.132, F.S.; increasing the fee for duplicate tax certificates; amending s. 197.141, F.S.; increasing the service charge for endorsing a tax certificate; amending s. 197.151, F.S.; establishing a minimum charge for redemption of a tax certificate; amending s. 197.186, F.S.; increasing the service charge on certain unclaimed redemption moneys; amending s. 197.241, F.S.; permitting consolidated applications for tax certificates; modifying certain deadlines for certificate application; requiring payment of current taxes before issuance of a tax deed; providing an effective date.

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

By Senator Johnston—

SB 1029—A bill to be entitled An act relating to trust funds; requiring an annual report from the Comptroller to the Legislature; providing procedures for legislative review of trust funds; abolishing trust funds of various agencies of state government on specified dates; requiring legislative budget request to include certain schedules; amending s. 216.031, F.S.; requiring the head of each state agency to submit certain information regarding certain trust funds; providing for legislative review of certain charges and fees; providing an effective date.

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

By the Committee on Transportation—

SB 1030—A bill to be entitled An act relating to public transportation; amending s. 341.011, F.S.; correcting a cross-reference; repealing s. 341.021, F.S., relating to legislative intent; amending s. 341.031, F.S.; correcting a cross-reference; providing definitions; amending s. 341.041, F.S.; providing responsibilities of the Department of Transportation; amending s. 341.051, F.S.; providing for project eligibility for funding; providing limitations on state participation in transit projects not approved for federal funding; providing for the advance of state funds to assist transit systems to become self-sufficient; providing for state participation in service development projects or transit urban corridor projects; providing for increases in the duration of such service development projects; repealing the prohibition against state participation in operation deficits of public transit projects; creating s. 341.061, F.S.; providing for minimum safety standards for bus transit and fixed guideway transit systems; providing for the inspection of fixed guideway and bus transit systems; amending s. 341.101, F.S.; amending the scope of "municipal purpose" for state purchase of mass transit vehicles and facilities; amending s. 341.102, F.S.; substituting "local government entity" for county or municipality; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Johnston—

SB 1031—A bill to be entitled An act relating to the Florida Atlantic University West Palm Beach Center; amending s. 2, Chapter 82-247, Laws of Florida; providing for the immediate transfer of certain land to the United Way of Palm Beach County Incorporated; providing an effective date.

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

By Senator Jenne—

SB 1032—A bill to be entitled An act relating to the Uniform Community Development District Act of 1980; amending s. 190.002, F.S.; providing legislative intent and policy; amending s. 190.003, F.S.; providing a definition and revising the definition of a community development district; amending s. 190.004, F.S.; providing status of such districts; amending s. 190.005, F.S.; revising procedures and requirements for creation of such districts; providing filing fees; amending s. 190.006, F.S.; revising qualifications of members of the board of supervisors; amending s. 190.007, F.S.; revising requirements for selection of a depository; amending ss. 190.011, 190.012, F.S.; revising general and special powers of a district; requiring local government approval for certain powers; amending s. 190.016, F.S.; revising requirements for execution of bonds; authorizing payment of revenue bonds by special assessment; restricting authority to issue general obligation bonds and specifying limitations thereon; amending s. 190.021, F.S.; limiting ad valorem tax which may be levied for operating purposes; amending s. 190.022, F.S.; specifying power with respect to levy of special assessments; amending s. 190.046, F.S.; revising provisions relating to merger with other districts; creating s. 190.047, F.S.; providing requirements with respect to incorporation or annexation; creating s. 190.048, F.S.; requiring certain disclosure to purchasers of real estate within a district; amending s. 190.049, F.S.; prohibiting special laws and general laws of local application creating independent special districts having specified powers; repealing s. 190.046(9), F.S., relating to annexation by a municipality; providing this act shall not repeal special assessment collection procedures required by chapter 83-204, Laws of Florida; providing an effective date.

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

By Senator Hill—

SB 1033—A bill to be entitled An act relating to title certificates; amending s. 319.23, F.S.; providing certain fines and penalties for failure to apply for a certificate of title within specified time periods after sale or transfer of a motor vehicle or mobile home and for operation or use of an improperly certificated motor vehicle or mobile home; providing for waiver or reduction of said penalties under certain circumstances; amending s. 319.25, F.S.; revising fees charged by the Department of Highway Safety and Motor Vehicles for furnishing certain lists, photographic copies, and title information; providing for the deposit of such fees in the General Revenue Fund; providing a penalty for failure to surrender canceled certificates, plates, or stickers; amending s. 319.27, F.S.; providing for notice of judgment liens or other nonpossessory statutory liens on certificates of title; amending s. 319.30, F.S.; providing for the disposition of certificate of title to a salvaged vehicle; providing for removal and disposition of manufacturer's identification plate or serial plate; requiring identification of the seller of a junked or salvaged motor vehicle or mobile home; amending s. 319.33, F.S.; providing for the illegal possession of a counterfeit identification number plate, serial number, or decal; providing a penalty; providing for the confiscation and sale of unidentifiable motor vehicles; amending s. 319.34, F.S.; providing penalties for violation of the chapter; amending s. 319.35, F.S.; providing for title and odometer history searches; providing a fee; amending s. 319.36, F.S.; prohibiting the exportation without a certificate of right of possession; increasing the fees for such certificates and expanding the types of evidence of right of possession which may be presented; deleting a restriction upon negotiability of certificates; providing for retitling of vehicles and mobile homes upon reimportation; providing an effective date.

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

By Senator Meek—

SCR 1034—A concurrent resolution commending the Miami-Dade Community College, North, basketball team and its coach, Bill Alheim, for outstanding accomplishments in community college basketball competition.

—was referred to the Committee on Rules and Calendar.

SR 1035 was introduced and adopted April 18.

By Senators Neal, Kirkpatrick, Johnston, Jenne, Castor, D. Childers, Crawford, Dunn, Fox, Frank, Gersten, Girardeau, Gordon, Grizzle, Hair,

Henderson, Hill, Jennings, Malchon, Mann, Margolis, McPherson, Meek, Myers, Rehm, Scott, Stuart, Vogt and Weinstein—

SB 1036—A bill to be entitled An act relating to protection of state waters; creating part VIII of chapter 403, F.S.; providing a short title; providing for issuance of permits to dredge, fill, or place stationary structures in state waters; authorizing the use of certain waters of the state as a natural means of stormwater management in certain circumstances; providing for determinations of permitting jurisdiction by the Department of Environmental Regulation; providing for enforcement; providing for a public information program; amending s. 403.031, F.S.; providing definitions; amending s. 403.813, F.S.; providing exemptions; amending s. 403.814, F.S.; providing for general permits in certain circumstances; providing special notification procedures for certain activities; amending s. 253.03, F.S.; providing procedures for reviewing certain applications relating to state-owned lands; amending s. 253.04, F.S.; authorizing the Board of Trustees of the Internal Improvement Trust Fund to impose an administrative fine in lieu of seeking civil damages for damage to certain state lands; amending s. 253.77, F.S.; requiring authorization to use certain state lands; amending s. 193.501, F.S.; providing for voluntary development right transfers; repealing ss. 253.123, 253.124, 253.1241, 253.1245, 253.76, F.S., relating to issuance of dredge and fill permits; providing an effective date.

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

By the Committee on Transportation—

SB 1037—A bill to be entitled An act relating to the Department of Transportation; renumbering and amending s. 338.19, F.S.; requiring the department to reimburse certain utility owners for the cost of removing or relocating certain utility facilities; providing for certain reductions from reimbursement; authorizing expenditure of certain funds for such reimbursement; providing such reimbursement expenses be charged to the project causing them; declaring reimbursement provisions inapplicable to certain utility facilities; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By the Committee on Judiciary-Civil—

SJR 1038—A joint resolution proposing an amendment to Section 3, Article V of the State Constitution, relating to the organization and jurisdiction of the Supreme Court.

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

By the Committee on Natural Resources and Conservation—

SB 1039—A bill to be entitled An act relating to pesticides; amending s. 487.021, F.S., adding definitions; amending s. 487.041, F.S., providing for emergency exemptions; providing data requirements for registration of pesticides; conforming provisions relating to hearing requests to provisions of the Administrative Procedure Act; clarifying special local need registration requirements; providing notification procedures; creating s. 487.055, F.S., providing antisiphon requirements; amending s. 487.071, F.S., including rules adopted under chapter 487 and labeling requirements within provisions relating to enforcement, inspection, sampling, and analysis; amending s. 487.091, F.S., establishing an administrative fine and providing for criminal penalties; amending s. 487.0615, F.S.; increasing the membership and expanding the purview of the Pesticide Review Council; creating a Center for Environmental Toxicology; describing the powers and duties of the center; providing an effective date.

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

By the Committee on Natural Resources and Conservation—

SB 1040—A bill to be entitled An act relating to water resources; amending s. 373.106, F.S.; correcting a reference; amending s. 373.333, F.S.; transferring authority to issue orders regarding wells to the water management districts; amending s. 373.044, F.S.; providing that water management district personnel rules shall be made available to the public as specified; amending s. 373.0693, F.S.; specifying the official headquarters of basin board members; creating s. 373.0698, F.S.; providing that ss. 373.0693-373.0697, F.S., govern the creation and operation of basin

boards; amending s. 373.079, F.S.; specifying the official headquarters of the water management district governing board members; providing for the delegation of certain board powers to the executive director; prohibiting certain use of charter aircraft; amending s. 373.085, F.S.; providing restrictions on the use of works or land of a water district; providing for certain public access to the ocean; amending s. 373.109, F.S.; amending the conditions for establishing permit application fees; allowing denial of a permit for failure to pay such fees; amending s. 373.129, F.S.; allowing specified entities to maintain legal actions for certain costs and attorney's fees and for civil penalties; providing for the deposit of such penalties into a trust fund as specified; amending s. 373.246, F.S.; modifying the procedures and conditions for declaration of a water shortage or emergency; repealing ss. 5, 6, 7(2), 8, and 9, chapter 61-691, Laws of Florida, relating to the creation of the Southwest Florida Water Management District; providing an effective date.

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

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

SR 1041—A resolution honoring the University of Miami and the 1983 Football Hurricanes.

—was referred to the Committee on Rules and Calendar.

SB 1042 was withdrawn prior to introduction.

By Senator Margolis—

SB 1043—A bill to be entitled An act relating to postsecondary education financial aid; providing a short title; providing scholarships for certain minority students in community colleges; providing an appropriation; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Malchon—

SJR 1044—A joint resolution proposing an amendment to Section 6, Article VII of the State Constitution, relating to homestead tax exemptions.

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

By the Committee on Corrections, Probation and Parole—

SB 1045—A bill to be entitled An act relating to mentally disordered sex offenders; creating ss. 917.40-917.60, F.S.; providing definitions; providing for certification of sex offender treatment programs and treatment personnel; providing procedures for certifying a defendant for hearing; providing for appointment of experts; providing for reports by experts; providing for procedures for hearings; providing sentencing alternatives; providing procedures for commitment of a defendant; providing periodic examination, discharge proceedings, and recommencement of civil proceedings; providing for the continuing jurisdiction of the committing court; providing for recommencement of criminal proceedings and duties of the court upon the discharge of an offender from a sex offender treatment program; providing for probation; providing for a training program for outpatient therapists; providing for community reintegration programs; providing for credit for time served in treatment programs on any subsequent sentence to be served; providing for a clinical record and maintenance of confidentiality; providing for information, documentation, and responsibility of the court upon commitment of an offender to the Department of Health and Rehabilitative Services; providing for civil proceedings; providing for assessment of costs; providing for designation of mental health research and treatment centers; providing for research and treatment programs; providing for donations and grants; providing for rule promulgation by the Department of Health and Rehabilitative Services; creating s. 794.0221, F.S., providing for video-taped testimony by a minor in sex offense cases; amending s. 794.022, F.S., providing for a pretrial in camera proceeding on the admissibility of evidence on prior consensual sexual activity; repealing ss. 917.011, 917.012, 917.014, 917.016, 917.017, 917.018, 917.019, and 917.021, F.S., relating to mentally disordered sex offenders; providing an effective date.

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

By Senator Thurman—

SB 1046—A bill to be entitled An act relating to advertisement of ad valorem taxation levies; amending s. 200.065, F.S.; providing that school districts may amend certain statutory tax notice forms in the event of a tax decrease; providing an effective date.

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

By the Committee on Transportation—

SB 1047—A bill to be entitled An act relating to transportation services; reviving and readopting ch. 427, F.S., relating to transportation services for the transportation disadvantaged, notwithstanding its scheduled repeal; providing for future repeal and legislative review; providing a retroactive effective date.

—was referred to the Committee on Transportation.

By Senator Dunn—

SB 1048—A bill to be entitled An act relating to local government comprehensive plans; amending s. 163.3164, F.S.; defining "aggrieved or adversely affected person"; amending s. 163.3187, F.S.; classifying plan amendments as major or minor; providing different procedures for adopting major plan amendments than for minor plan amendments; amending s. 163.3184, F.S.; prescribing procedures for adopting a comprehensive plan or element or portion thereof; creating s. 163.3199, F.S.; providing for the enforcement of the consistency of certain local government actions with the comprehensive plan; providing limitations on legal actions for such enforcement; providing for an award of attorneys' fees in certain cases; providing an effective date.

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

By Senator Gersten—

SB 1049—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; providing for forfeiture of vehicle upon second or subsequent conviction for violation of s. 316.193, F.S., s. 316.1931, F.S., or a combination thereof; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Gordon—

SB 1050—A bill to be entitled An act relating to privacy of cable television subscribers; providing definitions; prohibiting a cable television system from invading the privacy of its subscribers by electronic means; prohibiting a system from providing certain subscriber information to governmental agencies or other persons; requiring a system to maintain safeguards to ensure the security of certain subscriber information; requiring a subscriber to be notified if requests for certain information about him are received; providing that the standards established are minimum state standards; providing that certain subscriber information is subject to chapter 119, F.S.; permitting a subscriber to examine certain information concerning him which is maintained by a system; requiring certain notices to new subscribers; providing penalties; providing for civil actions; providing that certain remedies are cumulative; providing an effective date.

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

FIRST READING OF COMMITTEE SUBSTITUTES

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

CS for SB 35—A bill to be entitled An act relating to medical practitioners; adding ss. 458.331(1)(ee), 459.015(1)(dd), 462.14(1)(i), 466.028(1)(ff), Florida Statutes; providing that the prescribing, ordering, administering, supplying, selling, or giving of certain drugs to or for any person for the purposes of body building or to enhance athletic performance shall be grounds for suspension or revocation of licensure as a physician or osteopathic physician or naturopath or dentist or for issuance of a reprimand, restriction of practice, or imposition of a fine; providing an effective date.

By the Committee on Transportation and Senators Langley and Neal—

CS for SB 52—A bill to be entitled An act relating to juveniles; creating s. 39.115, F.S.; requiring suspension of a child's driving privilege if the child is found to have committed specified offenses; providing procedures for such suspension; providing that an out-of-state conviction is considered as a previous conviction; providing an effective date.

By the Committee on Health and Rehabilitative Services and Senators Castor, Fox, Jennings, Malchon, Margolis and Meek—

CS for SB 157—A bill to be entitled An act relating to breast cancer; amending s. 381.3712, F.S.; directing the Florida Cancer Control and Research Advisory Board to prepare a written summary of the medically viable treatment alternatives for breast cancer which explains the relative advantages, disadvantages, and risks of each; providing for printing and distribution of such summaries; directing the Florida Cancer Control and Research Advisory Board to develop and implement a public education program; creating ss. 458.324, 459.0125, F.S.; defining "medically viable"; requiring physicians to inform certain persons of medically viable treatment alternatives; providing procedure; providing for certain considerations; authorizing recommendations; providing for records; amending s. 232.246, F.S., mandating that breast self-examination be taught as part of the life-management skills high school graduation requirement; providing an appropriation; providing an effective date.

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

CS for SB 189—A bill to be entitled An act relating to taxation; amending s. 212.0305, F.S.; authorizing certain municipalities to receive and use a portion of convention development taxes levied by a consolidated government; prescribing the property subject to such tax; providing for the administration and collection of convention development taxes by the Department of Revenue in the same manner and subject to the same procedures as similar taxes; providing an effective date.

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

CS for SB 273—A bill to be entitled An act relating to dependent children; amending s. 39.01, F.S., redefining terms; correcting a cross reference; amending s. 39.40, F.S., clarifying jurisdiction of court in judicial reviews; amending s. 39.402, F.S., relating to requirements as to placement and continuation in shelter care; modifying time requirements; providing for notice and hearings; providing for determination as to visitation rights and as to efforts made by the Department of Health and Rehabilitative Services to prevent or eliminate removal from the home; requiring filing of dependency petition within a specified period; adding guardian ad litem to those able to request a continuance; requiring review of continued placement under certain circumstances; amending s. 39.404, F.S., requiring dependency petitions to be filed within a specified period; amending s. 39.407, F.S., providing for certain educational assessment; prohibiting placement of dependent children in certain programs and facilities for evaluation, examination, or treatment; amending s. 39.408, F.S., providing for arraignment hearing; providing time limitations in adjudicatory hearings; requiring additional information in predisposition hearings; amending s. 39.41, F.S., relating certain dependency dispositions to judicial reviews; modifying criteria for permanent commitment determination; providing that disposition orders shall contain certain court determinations and findings relating to departmental efforts to prevent or eliminate removal from the home; clarifying court jurisdiction in permanent commitments; amending s. 39.413, F.S., adding guardian ad litem to those who may appeal; creating s. 39.415, F.S.; limiting compensation of appointed counsel; amending s. 49.011, F.S., providing for service of process by publication; amending s. 409.168, F.S., relating to foster care; providing intent; providing definitions; specifying requirements for performance agreements and permanent placement plans; providing for judicial review; providing for hearing; providing for petition and notice; requiring a social study report to include specified items; requiring the court to make certain determinations in its deliberation; providing for disposition; providing for initiation of permanent commitment proceedings under certain circumstances; providing immunity from liability; providing exemptions; providing an effective date.

By the Committee on Judiciary-Civil and Senator Scott—

CS for SB 371—A bill to be entitled An act relating to visitation rights; creating s. 61.1301, F.S.; providing for visitation rights to grand-

parents of a minor child; providing for termination of visitation rights under certain circumstances; repealing s. 68.08, F.S., relating to grandparents' visitation rights of minor children; providing an effective date.

By the Committee on Judiciary-Criminal and Senators Jenne, Weinstein, Langley, Dunn, Rehm, Castor and Fox—

CS for SB's 469, 698, 239 and 380—A bill to be entitled An act relating to highway safety; amending ss. 316.193, 316.1931, 316.1932, 316.1933, 316.1934, 316.650, 322.261, 322.264, 322.271, 322.28, 322.282, 901.15, F.S.; specifying elements of the crime of driving under the influence; providing that out-of-state convictions count as previous convictions; providing for community service in lieu of a fine; providing penalties; specifying elements of the crime of driving while intoxicated; increasing the penalties for causing certain injuries to another by the operation of a motor vehicle while intoxicated; expanding provisions relating to certain damage caused by a person operating a motor vehicle while under the influence of certain chemical substances; providing penalties; providing circumstances for blood tests; authorizing specified persons to withdraw blood; providing for admissibility of results of such test; providing limited immunity from liability for conducting such test; providing an exemption from confidentiality laws; providing for jury trials in certain circumstances; providing for preparation of traffic citation in certain circumstances; limiting issues to be considered with respect to refusal to submit to such test; defining "habitual traffic offender"; providing conditions for reinstatement of a driver's license; providing circumstances for permanent revocation; providing that an appeal does not stay a suspension or revocation of driving privilege; expanding authority for warrantless arrests for driving while under the influence of alcoholic beverages or chemical or controlled substances or while intoxicated; providing an effective date.

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

CS for SB 508—A bill to be entitled An act relating to Alzheimer's Disease; directing the Department of Health and Rehabilitative Services to allocate appropriated funds for Memory Disorder Clinics and related day care programs with specified purposes; requiring a research component; providing an effective date.

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

CS for SB 519—A bill to be entitled An act relating to contracting; amending s. 489.103, F.S.; exempting the installation and maintenance of certain water conditioning units from provisions regulating contracting; prohibiting political subdivisions from regulating operators of water conditioning services; providing an effective date.

By the Committee on Agriculture and Senator Thurman—

CS for SB 539—A bill to be entitled An act relating to horseracing; creating ss. 550.266, 550.267, F.S.; providing legislative intent; providing for the establishment of a voluntary registry for Florida-bred appaloosas and for Arabian horses; establishing advisory councils; providing duties; authorizing the Department of Agriculture and Consumer Services to administer the registries and to make breeders' awards; setting registration fees to defray administrative expenses; amending s. 550.262, F.S.; providing moneys collected to be deposited to the credit of the Florida Quarter Horse Racing Promotion Trust Fund in a special account to be known as the "Florida Appaloosa Racing Promotion Fund" to encourage the owning and breeding of appaloosas; providing moneys collected to be deposited to the credit of the Florida Quarter Horse Racing Promotion Trust Fund in a special account to be known as the "Florida Arabian Horse Racing Promotion Fund" to encourage the owning and breeding of Arabian horses; providing restrictions on the use of moneys in the Florida Quarter Horse Racing Promotion Trust Fund; authorizing the Department of Agriculture and Consumer Services to adopt rules for and to administer the trust funds; requiring the permit holder to make certain payments to the Division of Pari-mutuel Wagering from each race meet; establishing a formula for determining the amount of such payments; authorizing the division to collect and deposit such payments into the trust funds; amending s. 550.263, F.S.; providing that the division deposit abandoned moneys related to appaloosa races and Arabian horse races into such trust funds; amending s. 550.265, F.S.; providing for deposit of registration fees into the Florida Quarter Horse Racing Promotion Trust Fund; deleting the special account in the General Inspection Trust Fund; restricting the use of such deposited fees; amending s. 550.33, F.S.; specifying other breeds of horses which may be substituted in races conducted

by quarter horse racing permitholders; providing for repeal and review of the advisory councils pursuant to s. 11.611, F.S.; providing an effective date.

By the Committee on Agriculture and Senator Crawford—

CS for SB 554—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 20.14, F.S., removing statutory references to bureaus and authorizing the department to establish same as provided by law; amending ss. 487.159, 570.30, 570.32, 570.36, 570.40, 570.44, 570.46, 570.48, 570.50, 570.53, and 570.548, F.S., prescribing powers and duties of divisions; providing an effective date.

By the Committee on Agriculture and Senators Johnston and Neal—

CS for SB 579—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 603.13, F.S.; creating the Fruit and Vegetable Inspection Trust Fund; providing for the deposit of certain moneys received by the department into the fund; providing for the payment of certain expenses from the fund; providing for temporary transfer of other trust funds to the Fruit and Vegetable Inspection Trust Fund; requiring funds to be repaid within 1 year; providing an effective date.

By the Committee on Agriculture and Senator Thomas—

CS for SB 614—A bill to be entitled An act relating to grain dealers; creating ss. 604.31-604.34, F.S.; requiring grain dealers to issue delivery tickets to producers; requiring such dealers to maintain security in a specified amount; requiring payment to producers within a specified time; providing an effective date.

By the Committee on Commerce and Senator Margolis—

CS for SB 633—A bill to be entitled An act relating to talent agencies and theatrical agencies; providing for regulation of such agencies by the Department of State; providing definitions; specifying powers and duties of the department; providing for issuance of a license to such agency upon application and for denial, suspension, or revocation of license; providing for fees; providing for civil penalties for specified violations; specifying qualifications of applicants for license; providing for filing and posting of fee schedules; providing requirements for the content and the display of licenses; providing for license cancellation; requiring an applicant for license to provide bond; requiring maintenance of specified records; prohibiting penalization of an applicant who leaves a project in specified circumstances; limiting registration requirements and fees; requiring a theatrical agency to provide an applicant with a contract that includes certain information; requiring the agency to give notice of labor disputes; prohibiting theatrical agencies from placing performers with employers who exhibit certain employment practices; requiring theatrical agencies to maintain a buyer's file as specified; requiring talent agencies to maintain certain records in a buyer's file; providing that certain acts are second degree misdemeanors and providing penalties; creating a trust fund and providing for deposit of moneys therein; providing for future repeal and legislative review; providing for licensure of certain existing agencies; providing an effective date.

By the Committee on Commerce and Senator Vogt—

CS for SB 651—A bill to be entitled An act relating to employment security; amending s. 443.191, F.S., relating to money credited under section 903 of the Social Security Act (Reed Act funds), to conform to changes in federal law; providing an appropriation from Reed Act funds for the purchase of land and construction of a parking lot adjacent to the office of the Division of Unemployment Compensation of the Department of Labor and Employment Security in the City of Cocoa; limiting use of such funds to employment security purposes; limiting the period during which such funds may be obligated for such purposes; limiting the amount which may be obligated during the federal and state fiscal year periods; authorizing the withdrawal of funds; providing for deposit of such funds in a separate account with separate recordkeeping requirements relative thereto; authorizing employment of certain parties and the execution of contracts; providing for repayment; providing an effective date.

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

CS for SB 706—A bill to be entitled An act relating to the Department of Community Affairs; amending s. 11.45, F.S., deleting a

cross-reference to a section repealed hereby; amending s. 20.18, F.S., relating to departmental organization; removing references to the Office of Community Services; renaming the Division of Local Resource Management as the Division of Resource Planning and Management; dividing the Division of Public Safety Planning and Assistance into two divisions and renaming same as the Division of Housing and Community Development and the Division of Emergency Management; amending s. 145.19, F.S., relating to annual determination of salaries of county officers, to remove a departmental responsibility with respect thereto; amending s. 163.03, F.S., modifying duties of the secretary of the department; amending s. 171.042, F.S., removing a requirement that the department lend technical assistance to municipalities preparing for annexation or deannexation; amending ss. 252.32, 252.34, 252.35, and 252.60, F.S., to conform references affected by the name changes effected herein; amending s. 943.25, F.S., to conform a reference affected by the name changes effected herein; repealing s. 165.091, F.S., relating to general powers and duties of the department with respect to the formation of local governments; repealing s. 165.092, F.S., relating to special departmental studies of various governmental activities being conducted, and services being provided, by local governments; providing an effective date.

By the Committee on Judiciary-Civil and Senator Fox—

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

By the Committee on Education and Senator Hill—

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

By the Committee on Corrections, Probation and Parole and Senators Rehm and Kirkpatrick—

CS for SB 753—A bill to be entitled An act relating to the correctional work program; amending ss. 946.01-946.03, F.S., relating to the nonprofit corporation which operates such program by lease with the Department of Corrections; providing for filling vacancies in the corporation; amending s. 946.042, F.S.; changing certain conditions upon the appropriation of state funds to the corporation; creating s. 946.044, F.S.; creating a Correctional Work Program Revolving Trust Fund; providing funding and uses; vesting in the department title to certain permanent enhancements; amending s. 946.14, F.S.; exempting the corporation from certain liability to inmates; repealing s. 946.30, F.S.; abolishing the Correctional Work Program Trust Fund; authorizing the Department of Highway Safety and Motor Vehicles to contract with the corporation for license plates and validation stickers without competitive bids; directing the preparation of revisers' bills for introduction in the 1985 Regular Session of the Legislature; providing an effective date.

By the Committee on Corrections, Probation and Parole—

CS for SB 783—A bill to be entitled An act relating to corrections; amending ss. 921.001, 944.291, F.S.; providing that a prisoner who is released before the end of his sentence by reason of gain-time allowances shall remain under the supervision and control of the department; providing an exception; amending s. 944.30, F.S.; requiring the Parole and Probation Commission to review the sentence of certain prisoners for the purpose of recommending a commutation of sentence to the Board of Pardons; providing for the release of such prisoners subject to certain conditions; prescribing those prisoners eligible for release; amending s. 940.03, F.S.; requiring the commission to provide the Board of Pardons with certain information when it recommends a sentence be commuted; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

First Reading

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 36 and HB 618 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Shelley—

HB 36—A bill to be entitled An act relating to fraudulent practices; adding subsection (3) to s. 817.36, Florida Statutes, prohibiting the fraudulent creation of admission tickets and tokens; providing a penalty; amending s. 817.58(2), Florida Statutes, and adding subsection (7) thereto, redefining the term “credit card” and defining the term “counterfeit credit card” for the purposes of the State Credit Card Crime Act; amending s. 817.60(6)(a) and (b), Florida Statutes, prohibiting persons from falsely altering a purported credit card; providing that possession of one or more items defined as “counterfeit credit cards” is prima facie evidence of intent to fraudulently use or counterfeit a credit card; providing a penalty; providing an exception; amending ss. 817.60(1), (2), (3), (4), and (7), 817.61, 817.62(2), 817.64, and 817.645, Florida Statutes, increasing to a third degree felony the penalty for certain crimes relating to credit cards; creating s. 817.646, Florida Statutes, providing that it is unlawful for certain persons to make credit card account lists or portions thereof available to third parties; providing exceptions; providing a penalty; providing an effective date.

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

By the Committee on Ethics and Elections and Representative Bass and others—

HB 618—A bill to be entitled An act relating to elections; amending s. 101.28, F.S., relating to voting machines; amending ss. 101.292, 101.293, and 101.294, F.S., relating to voting equipment; amending s. 101.5602, F.S., to allow for electronic voting; amending s. 101.5603, F.S., providing definitions; amending s. 101.5605, F.S., relating to the examination of voting equipment; amending s. 101.5606, F.S., relating to requirements for approval of electronic and electromechanical voting systems; amending s. 101.5607, F.S., relating to rules of the Department of State; amending s. 101.5608, F.S., relating to voting procedures; amending s. 101.5609, F.S., relating to ballot requirements; amending s. 101.5610, F.S., relating to duties of the election board; amending s. 101.5612, F.S., relating to testing of automatic tabulating equipment; amending s. 101.5613, F.S., relating to examination of voting devices; amending s. 101.5614, F.S., relating to canvass of returns; amending s. 102.012, F.S., relating to inspectors and clerks; amending s. 102.141, F.S., relating to duties of the county canvassing board; providing effective dates.

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

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 447, CS for HB 727, HB 428, CS for HB 150 and CS for HB 795 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Regulatory Reform and Representative Ward—

CS for HB 447—A bill to be entitled An act relating to building construction standards; amending s. 553.79, F.S., relating to the issuance of building permits for threshold buildings and the responsibility of the contractor with respect thereto; providing an effective date.

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

By the Committee on Commerce and Representative Gallagher—

CS for HB 727—A bill to be entitled An act relating to savings associations; amending s. 665.0311, F.S., revising provisions relating to the power to reorganize, merge, or consolidate; creating s. 665.0315, F.S., providing for the reorganization, merger, or consolidation with a foreign association; amending s. 665.034, F.S., providing for the acquisition of a Florida association by a foreign association under certain circumstances; creating s. 665.0345, F.S., providing for the regulatory supervision of foreign associations; amending s. 665.1001, F.S., providing for the establishment of a branch office of a foreign association under certain circumstances; providing legislative intent; providing review and repeal; providing an effective date.

—was referred to the Committee on Commerce.

By Representative Deutsch—

HB 428—A bill to be entitled An act relating to adoption; creating s. 63.085, F.S., and amending s. 63.092, F.S.; requiring certain disclosure by intermediaries to persons seeking to adopt a child; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committee on Community Affairs and Representatives Tobin and T. C. Brown—

CS for HB 150—A bill to be entitled An act relating to local government; amending ss. 125.31 and 166.261, F.S., increasing the authority of counties and municipalities to invest surplus funds; providing an effective date.

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

By the Committee on Commerce and Representative Meffert—

CS for HB 795—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.

—was referred to the Committee on Commerce.

ENROLLING REPORTS

Senate Bills 118 and 124 and CS for SB 105 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on April 19, 1984.

Joe Brown, Secretary

CO-INTRODUCERS

Senator Grizzle—SB 57; Senator Deratany—Senate Bills 71 and 137; Senator Hair—SB 140; Senator Crawford—SB 326; Senators W. D. Childers, Hill, McPherson, Deratany, Stuart, Beard, Weinstein, Dunn and Girardeau—SB 333; Senator Grant—SJR 363; Senator Johnston—SB 387; Senators Rehm and Malchon—SB 438; Senator Deratany—SB 440; Senator Jenne—SB 500; Senators Johnston and Fox—SB 509; Senators Margolis, Fox and Meek—SB 824; Senator Jennings—SB 836