



Journal of the Senate

Number 14

Friday, May 4, 1984

REPORTS OF COMMITTEES

The Committee on Commerce recommends the following pass: SB 668, SB 279 with 1 amendment

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 540 with 1 amendment

The Committee on Education recommends the following pass: SB 735 with 4 amendments, SB 19, SB 773, SB 656, SB 718, SB 1070, SB 734, SB 916

The Committee on Governmental Operations recommends the following pass: CS for SB 633 with 3 amendments, CS for SB 651 with 2 amendments, CS for SB 554 with 1 amendment, SB 763, SB 855

The Committee on Judiciary-Civil recommends the following pass: SB 462, SB 941, SB 1017

The Committee on Natural Resources and Conservation recommends the following pass: CS for SB 706, HB 252

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 644, SB 654 with 2 amendments, CS for Senate Bills 591 and 147 with 2 amendments

The Committee on Transportation recommends the following pass: SB 717 with 1 amendment, SB 861 with 2 amendments, SB 992 with 2 amendments, HB 400 with 2 amendments

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

The Committee on Commerce recommends the following pass: SB 5 with 2 amendments

The Committee on Education recommends the following pass: SB 1031

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

The Committee on Commerce recommends the following pass: SB 716 with 4 amendments

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

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 548 with 1 amendment

The Committee on Transportation recommends the following pass: SB 847 with 1 amendment

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

The Committee on Commerce recommends the following pass: SB 719

The Committee on Education recommends the following pass: SB 263

The Committee on Governmental Operations recommends the following pass: SB 931 with 4 amendments

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

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 378

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

The Committee on Judiciary-Civil recommends the following pass: SB 1073

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

The Committee on Appropriations recommends the following pass: SB 153

The Committee on Commerce recommends the following pass: SB 567, SB 893 with 2 amendments

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 488, SB 606, SB 919, SB 521 with 1 amendment

The Committee on Education recommends the following pass: SB 833, SB 677 with 2 amendments, SB 826, SB 997

The Committee on Judiciary-Civil recommends the following pass: SB 678, CS for Senate Bills 890 and 891

The Committee on Transportation recommends the following pass: SB 789

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

The Committee on Education recommends the following not pass: HB 442

The bill was laid on the table.

The Committee on Commerce recommends a committee substitute for the following: SB 1077

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 701

The Committee on Education recommends a committee substitute for the following: SB 832

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 255

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 Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 982

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

The Committee on Commerce recommends a committee substitute for the following: SB 573

The Committee on Governmental Operations recommends a committee substitute for the following: SB 248

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

The Committee on Commerce recommends a committee substitute for the following: SB 887

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

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 1045

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 3

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 495

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

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 143

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

The Committee on Governmental Operations recommends a committee substitute for the following: SB 438

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

The Committee on Commerce recommends a committee substitute for the following: SB 728

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 929

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 392

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 598

The Committee on Judiciary-Criminal recommends committee substitutes for the following: SB 317, SB 879, SB 981

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee A recommends SB 373 favorably with 1 amendment to the Committee on Appropriations.

REQUESTS FOR EXTENSION OF TIME

May 2, 1984

The Committee on Appropriations requests an extension of 15 days for consideration of the following: Senate Bills 266, 553, 584, 586, 733, 1027

The Committee on Commerce requests an extension of 15 days for consideration of the following: Senate Bills 539, 712, 1004, 1014, 1015, 1022; House Bills 121, 727

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The Committee on Agriculture requests an extension of 15 days for consideration of the following: Senate Bills 190, 397, 532, 622, 903, 915

The Committee on Appropriations requests an extension of 15 days for consideration of the following: Senate Bills 11, 15, 134, 201, 258, 268, 413, 470, 601, 612, 750, 799, 805, 809, 896, 898, 947, 1019; House Bills 265, 266, 1039

The Committee on Corrections, Probation and Parole requests an extension of 15 days for consideration of the following: Senate Bills 246, 533, 775

The Committee on Education requests an extension of 15 days for consideration of the following: Senate Bills 771, 779, 800, 825, 845, 873, 884, 895, 906; House Bills 217, 256

The Committee on Finance, Taxation and Claims requests an extension of 15 days for consideration of the following: Senate Bills 1, 7, 13, 22, 71, 211, 267, 297, 314, 332, 350, 351, 368, 406, 455, 492, 518, 542, 703, 704, 745, 767, 778, 808, 859, 882, 904

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following: Senate Bills 655, 782, 797, 829, 830, 840, 841, 842, 852, 854, 875, 877, 901, 902, 909; House Bill 270

The Committee on Natural Resources and Conservation requests an extension of 15 days for consideration of the following: Senate Bills 306, 757, 768, 790, 806, 807, 814, 874, 885; House Bill 365

The Committee on Personnel, Retirement and Collective Bargaining requests an extension of 15 days for consideration of the following: Senate Bills 664, 760, 794, 823, 858

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: Senate Bills 227, 481, 661, 769, 849

The Special Master for Claims requests an extension of 15 days for consideration of the following: Senate Bills 40, 349, 631

The Committee on Transportation requests an extension of 15 days for consideration of the following: Senate Bills 765, 772, 774, 789, 817, 819, 847, 861, 869, 883, 908, 910, 914; House Bills 3, 423

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senators McPherson, Weinstein, Margolis and Johnston—

SB 1112—A bill to be entitled An act relating to Broward County and the South Broward Hospital District; amending s. 4, ch. 24415, Laws of Florida, 1947, as amended; stating, prescribing, and broadening the powers of the Board of Commissioners of the South Broward Hospital District; amending s. 6, ch. 24415, Laws of Florida, 1947, as amended; authorizing and empowering the board of commissioners to establish, construct, operate, and maintain such hospital or hospitals and other health facilities as in its opinion is necessary for the use of the people of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Scott and Jenne—

SR 1113—A resolution commending the Senior Mentors for Creative Students program conceived by Selma Hopen.

—was referred to the Committee on Rules and Calendar.

SR 1114 was introduced and adopted May 2.

SR 1115 was introduced and adopted May 2.

SR 1116 was introduced and adopted May 2.

By Senator Barron—

SR 1117—A resolution commending Justice James C. Adkins for his contributions to the traffic court systems of this state and nation.

—was referred to the Committee on Rules and Calendar.

By Senator Dunn—

SR 1118—A resolution recognizing the Father Lopez High School del-egation and their coach, the Reverend John Hurley, for winning the national debating championship at the Organization of American States' Model General Assembly and the Canadian Model United Nations award.

—was referred to the Committee on Rules and Calendar.

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Economic, Community and Consumer Affairs and Senators Langley, Neal and Rehm—

CS for SB 3—A bill to be entitled An act relating to mobile homes and recreational vehicles; amending ss. 320.01, 320.822, F.S.; providing definitions; amending s. 320.8231, F.S., relating to uniform standards for recreational units; amending s. 320.8325, F.S., relating to mobile home tie-down requirements and installation standards; creating s. 513.001, F.S.; providing legislative intent; amending s. 513.01, F.S.; providing definitions; amending s. 513.02, F.S., relating to permits; amending s. 513.03, F.S.; relating to applications for and issuance of permits; amending s. 513.055, F.S., providing for the suspension or revocation of permits; amending s. 513.10, F.S., relating to enforcement and penalties; creating s. 513.105, F.S.; providing for inspection of premises; creating s. 513.107, F.S., providing for rules and the maintenance of a guest register; creating s. 513.109, F.S., providing for liability with respect to property of guests; amending s. 513.13, F.S., relating to grounds for eviction and proceedings with respect to recreational vehicle parks; creating ss. 513.14-513.38, F.S.; providing for conduct on the premises and refusal of service; providing a penalty for obtaining accommodations in a park with intent to defraud; providing for rules of evidence in prosecutions; providing for detaining and arresting violators; providing for unclaimed property; providing for site rates, posting, and advertising; providing for duties of the state attorney; providing for application; providing for the operator's right to disconnect utilities; providing for the operator's right to recover the premises; providing for a writ of distress; providing for venue and jurisdiction; providing requirements with respect to complaints; providing for a pre-judgment writ of distress; providing for levy of the writ; providing for form and return; providing for inventory; providing for execution; providing exemptions from a writ of distress; providing for claims by third parties; providing for judgment for plaintiff when goods not delivered to defendant; providing for judgment for plaintiff under certain circumstances; providing for judgment for defendant under certain circumstances; providing for the sale of property under certain circumstances; providing an effective date.

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

CS for SB 143—A bill to be entitled An act relating to human body parts; prohibiting a person from selling, offering for sale, purchasing, or otherwise transferring for consideration any human body part for purposes of transplantation, or from soliciting another to do so; providing an exception; providing penalties; providing that the storage and processing of human tissue and organs shall not be considered a sale; providing an effective date.

By the Committee on Finance, Taxation and Claims and Senator Crawford—

CS for SB 191—A bill to be entitled An act relating to commercial feed; amending s. 580.061, F.S.; providing exemptions from the inspection fee imposed on the distribution of commercial feed; repealing said section on October 1, 1985; providing an effective date.

By the Committee on Governmental Operations and Senator Meek—

CS for SB 248—A bill to be entitled An act relating to minority business enterprises; amending s. 235.31, F.S., authorizing district school boards to set aside funds allocated thereto for construction project contracts with minority business enterprises; amending s. 287.094, F.S., authorizing counties, municipalities, community colleges, and district school boards to set aside funds allocated thereto for contracts with minority business enterprises; providing for competitive bidding and for periodic reassessment; providing an effective date.

By the Committee on Judiciary-Criminal, Senators Vogt and Deratany—

CS for SB 317—A bill to be entitled An act relating to bingo; amending s. 849.093, F.S., defining the term "charitable, nonprofit, or veterans' organizations"; requiring such organizations involved in the conduct of or sponsoring any bingo game to be located in the county or a specified radius of where the game is located; requiring a sponsoring organization to designate a member who will be present at the sponsored bingo game; requiring posting of notice of sponsoring organization and designated member; limiting in certain circumstances the number of such organizations which may conduct bingo on certain leased premises; providing an effective date.

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

CS for SB 392—A bill to be entitled An act relating to land surveyors; amending s. 472.017, F.S.; providing for mandatory continuing education prior to license renewal; providing for future repeal of s. 472.013(2)(d), F.S., relating to certain qualifications for examination; providing an effective date.

By the Committee on Governmental Operations and Senators Stuart, Castor, Scott, Dunn, Jennings, Meek, Mann, Margolis, Rehm, Gordon, Kirkpatrick, Malchon, McPherson, Jenne, Beard, Myers and Carlucci—

CS for SB 438—A bill to be entitled An act relating to state agencies; providing a short title; providing definitions; providing for the award of attorney's fees and costs to certain businesses in actions initiated by state agencies; providing exceptions; providing for enforcement and review; providing for agency reports; providing for applicability; providing an effective date.

By the Committee on Health and Rehabilitative Services and Senators Castor and Frank—

CS for SB 495—A bill to be entitled An act relating to domestic violence; amending s. 415.601, F.S.; providing legislative intent; amending s. 415.602, F.S.; providing definitions; amending s. 415.603, F.S.; setting forth duties and functions of the Department of Health and Rehabilitative Services with respect to domestic violence; creating s. 415.604, F.S.; requiring an annual report by the department; amending s. 415.605, F.S.; providing for certification, decertification, procedures for seeking services, and funding of domestic violence centers; providing rulemaking authority; amending s. 415.606, F.S.; providing for referral of victims to centers and notice of rights; amending s. 415.608, F.S.; providing for confidentiality of information; creating s. 415.609, F.S.; requiring that law enforcement officers and certain judges receive certain information and training; amending s. 741.01, F.S.; conforming provisions; amending s. 741.30, F.S.; providing for an injunction for protection and an ex parte temporary injunction for protection; providing penalties for violating such injunctions; prescribing relief available through an injunction for protection; providing for law enforcement officers to assist in executing or serving such injunction; providing for sending copies of such injunctions to certain law enforcement agencies; amending s. 901.15, F.S.; requiring arrest with or without a warrant in specified circumstances; giving immunity from civil liability to certain law enforcement officers; creating s. 901.155, F.S.; providing duties of law enforcement officers in domestic violence investigations; providing an effective date.

By the Committee on Commerce and Senators McPherson and Stuart—

CS for SB 573—A bill to be entitled An act relating to electric power; providing legislative intent; requiring certain electric utilities to contract with local governments to fund solid waste facilities that generate electricity by using solid waste as fuel; providing the Florida Public Service Commission with certain powers over such contracts; providing for the determination of certain costs; providing for the recovery of financing expenditures; providing an effective date.

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

CS for SB 701—A bill to be entitled An act relating to housing; creating s. 420.5095, F.S.; providing for allocation of single-family mortgage revenue bonds, mortgage credit certificates, and similar instruments; imposing certain requirements on local housing finance authorities; creating a small issuers pool; amending s. 420.101, F.S.; specifying purposes to be included in articles of incorporation of housing development corporations; providing an effective date.

By the Committee on Commerce and Senator Girardeau—

CS for SB 728—A bill to be entitled An act relating to dental insurance and dental service corporations; creating s. 627.6577, F.S., requiring employers, groups, and organizations offering certain dental coverage to enable insureds to select their dentist; providing for notice; limiting application of provisions; providing an effective date.

By the Committee on Education and Senator Jenne—

CS for SB 832—A bill to be entitled An act relating to transportation of school children; amending s. 234.02, F.S., relating to safety and health

of pupils, to provide for adoption by the State Board of Education of a state plan providing for examination, maintenance, and repair of transportation equipment used in connection with the public school system; amending s. 234.051, F.S., relating to public school buses, to redefine the term "school bus" and to modify standards therefor; amending s. 234.091, F.S., relating to general qualifications of public school bus drivers, to clarify such provisions and provide age and training requirements; amending s. 316.003, F.S., redefining the term "school bus" for purposes of the Florida Uniform Traffic Control Law; amending s. 316.615, F.S., revising provisions relating to inspection of school buses and physical requirements of nonpublic school bus drivers to expand inspection provisions and to provide additional qualifications for such drivers; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Carlucci—

CS for SB 879—A bill to be entitled An act relating to law enforcement; providing findings and intent; requiring that law enforcement officers who conduct interviews of sexual battery victims meet certain requirements; requiring the Criminal Justice Standards and Training Commission to establish training standards for such officers; providing an effective date.

By the Committee on Commerce and Senator Crawford—

CS for SB 887—A bill to be entitled An act relating to the Florida Securities Act; amending s. 517.021, F.S.; defining "branch office" and including nonbank subsidiaries of a bank within the definition of "dealer"; amending s. 517.051, F.S., relating to exempt securities; clarifying language and including federally chartered savings banks; amending s. 517.061, F.S., relating to exempt transactions; adding technical and clarifying language; deleting an exemption; amending s. 517.12, F.S., relating to registration; including provisions relating to branch offices and associated persons; requiring dealers, investment advisers and branch offices to keep certain currency transaction records and file reports with the Department of Banking and Finance; revising disposition of fees; amending s. 517.131, F.S.; renaming the Security Guaranty Fund; providing notice requirements; amending s. 517.141, F.S.; revising procedures for payment from the guaranty fund; deleting reference to salesmen and including associated persons; prohibiting payments before a specified period elapses; providing for multiple and joint claims; amending ss. 517.151 and 517.161, F.S.; correcting terminology; amending ss. 517.221 and 517.315, F.S.; providing for deposit of fines and fees in a Securities Regulatory Trust Fund; providing an effective date.

By the Committee on Finance, Taxation and Claims and Senator Hair—

CS for SB 911—A bill to be entitled An act relating to immunity of the State of Florida from suit in federal court; amending s. 768.28, F.S.; providing that the Florida Statutes shall not be construed to waive the immunity of the state or its agencies from suit in federal court; providing an effective date.

By the Committee on Corrections, Probation and Parole and Senator Rehm—

CS for 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 and cost of supervision 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.

By the Committee on Judiciary-Criminal and Senator Dunn—

CS for SB 981—A bill to be entitled An act relating to fighting or baiting animals; amending s. 828.122, F.S.; expanding the definition of animal to include fowl; 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.

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

CS for 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. 402.507, F.S.; authorizing the Florida Housing Finance Agency to review and approve home equity conversion mortgage agreements; creating part VII of chapter 420, the "Florida Home Equity Conversion Act"; providing definitions; providing duties of the Department of Community Affairs; providing an appropriation to the department; creating a home equity conversion mortgage guaranty fund to be administered by the Florida Housing Finance Agency; providing an appropriation to the 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 for a home equity mortgage consortium; providing powers of the department; providing for an annual report by the department to the Legislature; providing for future repeal of s. 420.604, F.S.; providing an effective date.

By the Committee on Finance, Taxation and Claims and Senators Neal, Henderson, Mann and Johnston—

CS for 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.

By the Committee on Finance, Taxation and Claims and Senators Neal, Hair, Jennings, Peterson, Barron, Carlucci, Scott, Dunn, McPherson, Myers, Henderson and Frank —

CS for 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.

By the Committees on Finance, Taxation and Claims and Transportation—

CS for 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. 316.545, F.S.; establishing inspection requirements at weight stations; amending s. 320.01, F.S.; defining "apportioned motor vehicle"; amending s. 320.39, F.S.; authorizing 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; amending s. 320.055, F.S.; establishing registration and renewal periods; amending s. 320.06, F.S.; establishing requirements for registration certificates, license plates, and validation stickers; 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; amending s. 207.021, F.S.; providing settlement or compromise of penalties or interest; providing an effective date.

By the Committee on Corrections, Probation and Parole—

CS for SB 1045—A bill to be entitled An act relating to behaviorally 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 commencement of civil proceedings; providing for the continuing jurisdiction of the committing court; providing for commencement 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; pro-

viding 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 behaviorally disordered sex offenders; amending s. 395.003, F.S., to provide an exemption from hospital licensure; providing for a report on sex offender programs to the Legislature; providing an effective date.

By the Committee on Commerce and Senator Jenne—

CS for SB 1077—A bill to be entitled An act relating to motor vehicle manufacturers, distributors, importers, and dealers; amending s. 320.60, F.S., providing definitions; amending s. 320.61, F.S., requiring certain licensing; amending s. 320.63, F.S., relating to application for license; creating s. 320.632, F.S., relating to franchise agreements; amending s. 320.64, F.S., providing additional grounds for denial, suspension, or revocation of a license; amending s. 320.641, F.S., relating to unfair cancellation of franchise agreements; creating s. 320.6415, F.S., relating to changes in plans or systems of distribution; amending s. 320.643, F.S., relating to transfer, assignment, or sale of franchise agreements; creating s. 320.644, F.S., relating to change of executive management control; creating s. 320.645, F.S., restricting ownership of a motor vehicle dealership by licensees; amending s. 320.697, F.S., providing for civil damages; providing for application of this act to existing and future agreements; providing for future repeal and review; providing effective dates.

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 by the required Constitutional three-fifths vote of the membership of the House, HJR 1159, HJR 1160; and has passed as amended CS for HB 487, CS for CS for HB 1187 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Judiciary—

HJR 1159—A joint resolution proposing an amendment to Section 3 of Article V of the State Constitution relating to the Florida Supreme Court.

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

By the Committee on Judiciary and Representative Lehtinen—

HJR 1160—A joint resolution proposing an amendment to Section 11 of Article V of the State Constitution relating to the judiciary.

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

By the Committee on Judiciary and Representative Deutsch and others—

CS for HB 487—A bill to be entitled An act relating to visitation rights; creating s. 61.1301, F.S., providing for visitation rights of grandparents; repealing s. 68.08, F.S., relating to visitation rights of grandparents; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committees on Appropriations, Finance and Taxation, and Natural Resources and Representative Mills and others—

CS for CS for HB 1187—A bill to be entitled An act relating to wetlands protection; creating part VIII of chapter 403, F.S., consisting of ss. 403.901-403.913, F.S., entitled the "Florida Wetlands Protection Act of 1984"; providing definitions; regulating the mining of peat; providing for the powers and duties of the Department of Environmental Regulation; providing for jurisdiction with respect to the wetlands; requiring permits for construction, dredging, and filling; providing criteria for permit issuance; providing criteria for permit review; providing for enforcement; providing for judicial review; providing for jurisdictional declaratory statements; providing for local governmental participation; providing for state sovereignty land applications; providing for agricultural activities; amending s. 193.023, F.S., relating to duties of the property appraiser; amending ss. 403.021, 403.061, and 403.816, F.S., including St. Petersburg within a list of locations required to maintain certain authorized water depths in channels, harbors, basins, and berths; amending s. 403.812, F.S., relating to permits for certain dredge and fill activities where the department has delegated certain functions to a water management district; amending s. 403.814, F.S., authorizing the department to provide for alternative notice procedures for certain routine and repetitive activities; ratifying and revising the vegetative index adopted pursuant to rule; creating a Vegetative Index Review Committee composed of 9 members; amending s. 253.03, F.S., providing for the review of applications for the use of state lands; amending s. 253.04, F.S., relating to the duty of the Board of Trustees of the Internal Improvement Trust Fund to protect state lands; providing for imposition of fines and award of damages; amending s. 253.77, F.S., prohibiting any person from commencing any excavation, construction, or other activity with respect to state land until required consent is obtained from the board; amending s. 403.031, F.S., redefining the term "waters" to include reference to the Everglades; repealing s. 253.123, F.S., relating to restrictions on dredging and filling; repealing s. 253.124, F.S., repealing s. 253.1245, F.S., relating to local control of fill projects relating to applications for filling land; repealing s. 253.76, F.S., relating to appeals of decisions by the Department of Environmental Regulation; directing the Department of Environmental Regulation to study the use of soils and plants as wetlands indicators; providing an effective date.

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

ENROLLING REPORTS

Senate Bills 80, 85 and 164 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on May 4, 1984.

Joe Brown, Secretary

Senate Concurrent Resolutions 555 and 1034 have been enrolled, signed by the required Constitutional Officers and filed with the Secretary of State on May 4, 1984.

Joe Brown, Secretary

CO-INTRODUCERS

Senator Gersten—Senate Bills 255 and 259; Senator Hair—SB 424 and 425; Senator Stuart—SB 573; Senator Deratany—SB 649; Senator Jenne—SB 877