



Journal of the Senate

Number 25

Tuesday, May 29, 1984

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

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

Excused periodically: Mr. President and the following conferees and alternates on the General Appropriations Bill, the education package and implementing bill: Senators Neal, Scott, Thomas, Beard, Hair, Gordon, Castor, Kirkpatrick, Vogt, Grizzle, Margolis, Crawford

Prayer by the Rev. Ed Montgomery, Pastor, First Presbyterian Church, Lake City:

Lord, in this the final week of this session of the Legislature, many thoughts and feelings press upon us. The feeling of frustration that some good legislation did not make it, but also the feeling of satisfaction that some important issues have been seriously considered and resolved; the feeling that there is so much to do and so little time left in which to do it; so many bills still to be considered and acted on; several major issues still to be decided; the budget to be approved and all of this when fatigue has begun to set in and energy levels have begun to wane.

We take solace in the fact that, although we are told that God created the world in six days, that he has not finished it even until today. And this session of the Legislature will not finish it either. We pray your blessing upon each of these senators during this very taxing and trying week. May each of them find that final spurt of enthusiasm, energy and dedication which will enable them to do the work that needs to be done this week to the best of their ability; that they may hear within themselves if from no one else, the approbation "Well done thou good and faithful servant" and we make this prayer now in the name of that great law giver, who together with Moses, held the first legislative session on Mt. Sinai, from whence came the Ten Commandments, which we still seek to implement even until today. Amen.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, May 29, 1984: CS for SB 650, SB 655, HB 900, SJR 610, SB 142, CS for SB 712, CS for SB 952, CS for SB's 144 and 184, CS for CS for SB 159, SB 14, CS for SB 937, SCR 588, SB 582, SB 606, SB 559, CS for SB 230, CS for SB 529, SB 208, CS for SB 883, SB 377, SR 477, CS for CS for SJR 612, SB 1019, HB 856, CS for SB 885, CS for SB 816, CS for SB 813, SB 719, SB 99

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Rules and Calendar submits the following bills to be placed on the Local Bill Calendar for Tuesday, May 29, 1984: SB 1122, SB 1139, SB 1141, SB 1142, SB 1148, SB 1149, SB 1154, HB 773, HB 917, HB 941, HB 951, HB 952, HB 1082, HB 1098, HB 1099, HB 1209, HB 1279, HB 1292, HB 1314, HB 1066, HB 1087, HB 1106, HB 1115, HB 1116, HB 1121, HB 1316

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Rules and Calendar submits the following bill for introduction pursuant to Rule 4.6:

A bill relating to gross receipts tax by Senator Margolis. (SJR 1157)

The Special Master for Claims recommends the following pass: HB 344, HB 534

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

The Committee on Rules and Calendar recommends the following pass: SB 1151

The bill was placed on the calendar.

The Special Master for Claims recommends the following not pass: HB 395

The bill was referred to the Committee on Finance, Taxation and Claims under the original reference, pursuant to Rule 4.8.

REQUESTS FOR EXTENSION OF TIME

May 28, 1984

The Committee on Economic, Community and Consumer Affairs requests an extension of 15 days for consideration of the following: House Bills 305, 1012, 1013, 1153, 1185

The Committee on Natural Resources and Conservation requests an extension of 15 days for consideration of the following: Senate Bills 768, 806, 807, 814; House Bills 276, 365

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator W. D. Childers—

SR 1153—A resolution commending the Gonzalez Tate High School baseball team of Pensacola as the 1984 Class AAAA High School Champions of the State of Florida.

—was referred to the Committee on Rules and Calendar.

By Senator D. Childers—

SB 1154—A bill to be entitled An act relating to Hendry County; repealing chapter 61-2227, Laws of Florida, relating to garbage collection and disposal; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Plummer—

SR 1155—A resolution commending the Key West High School boys' baseball team and the Marathon High School girls' softball team for winning their respective state championships.

—was referred to the Committee on Rules and Calendar.

By Senators Barron, Thomas and Grant—

SR 1156—A resolution commending Senator George G. Tapper of Port St. Joe upon his receipt of the 1984 Regional Trustee Leadership Award of the Association of Community College Trustees, and honoring him for his contributions to educational and civic endeavors.

—was referred to the Committee on Rules and Calendar.

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Appropriations and Senator Jenne—

CS for SB 494—A bill to be entitled An act relating to the Florida RICO Act; creating s. 895.09, F.S., providing for the distribution of funds obtained through forfeiture proceedings under the Florida RICO Act; amending s. 16.53, F.S.; conforming provisions relating to the Legal Affairs Revolving Trust Fund; creating s. 27.345, F.S.; providing reimbursement to state attorneys for expenses incurred in certain RICO forfeiture actions; amending s. 253.03, F.S.; conforming provisions relating to the Land Acquisition Trust Fund; amending s. 895.05, F.S.; conforming provisions relating to the distribution of forfeiture proceeds; providing an effective date.

By the Committees on Appropriations; and Corrections, Probation and Parole and Senators Rehm and Kirkpatrick—

CS for 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 Committees on Appropriations; and Corrections, Probation and Parole—

CS for CS for SB 775—A bill to be entitled An act relating to sentencing; providing legislative adoption and implementation of revisions to sentencing guidelines promulgated by the Florida Supreme Court in accordance with s. 921.001, F.S.; amending s. 921.001, F.S.; specifying deadlines for submission of certain documents; providing an effective date.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Margolis, the rules were waived and the Committee on Finance, Taxation and Claims was granted permission to consider SB 1152, House Bills 18, 77, 344, 393, 395 and 534 this day.

On motion by Senator Margolis, the rules were waived and by two-thirds vote SB 799 was withdrawn from the Committee on Finance, Taxation and Claims.

On motions by Senator Barron, the rules were waived and by two-thirds vote Senate Resolutions 1147 and 1146 and CS for SB 550 were withdrawn from the Committee on Rules and Calendar.

On motion by Senator Scott, the rules were waived and by two-thirds vote SB 1142 was withdrawn from the Committee on Economic, Community and Consumer Affairs.

On motion by Senator Scott, the rules were waived and by two-thirds vote SB 213 was withdrawn from the Committee on Judiciary-Civil.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State SB 175 which became law on May 28, 1984.

EXECUTIVE BUSINESS

The Honorable Curtis Peterson May 24, 1984
President, The Florida Senate

Dear Mr. President:

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

		<i>For Term Ending</i>
<i>Office and Appointment</i>		
1.	Board of Acupuncture, Members Appointees: Ku, Su Liang Lee, Eugene Hsien-Teh Lim, Chang Dong Matthews, Susanna B. Pine, Terre Gottlieb	9/30/85 9/30/87 9/30/86 9/30/85 9/30/87
2.	Division of Administrative Hearings, Director Appointee: Smith, Sharyn Lynn	Pleasure of Administration Commission
3.	Greater Orlando Aviation Authority, Members Appointees: Chapin, Linda W. Dantzler, Sherman S. Potter, Charles M.	4/16/88 4/16/88 4/16/88
4.	Capitol Center Planning Commission, Member Appointee: Tuthill, Robert W.	9/30/87
5.	Career Service Commission, Member Appointee: Sapp, Richard E.	11/22/87
6.	Florida Citrus Commission, Members Appointees: Crocker, James A. D'Albora, Jr., John V. Griffin, III, Ben Hill Hamrick, David O. Smoak, Edward L. Taylor, Sr., Thomas H.	5/31/86 5/31/86 5/31/86 5/31/86 5/31/84 5/31/85
7.	Hillsborough County Civil Service Board, Members Appointees: Pou, W. K. Scott, Robert R.	7/2/87 7/2/87
8.	Board of Trustees of Central Florida Community College, Member Appointee: Vitter, Patricia B.	5/31/87
9.	Board of Trustees of Daytona Beach Community College, Member Appointee: Mercer, Ray L.	5/31/87
10.	Board of Trustees of Edison Community College, Member Appointee: Stephens, James	5/31/86
11.	Board of Trustees of Florida Junior College at Jacksonville, Member Appointee: Shainbrown, Bernard J.	5/31/87
12.	Board of Trustees of Lake City Community College, Members Appointees: Dopson, Veda F. Pritchett, M. H.	5/31/87 5/31/87
13.	Board of Trustees of Miami-Dade Community College, Member Appointee: Pina, Ileana L.	5/31/87
14.	Board of Trustees of North Florida Junior College, Member Appointee: Starling, Homer C.	5/31/87
15.	Board of Trustees of Pasco-Hernando Community College, Member Appointee: Springstead, Gerald W.	5/31/87
16.	Board of Trustees of the Seminole Community College, Member Appointee: White, William Garnett	5/31/87
17.	Board of Cosmetology, Members Appointees: Fortier, Andre Holder, Michelle Ragan, Jeff D.	1/1/85 1/1/88 1/1/88
18.	Board of Dentistry, Members Appointees: Ferris, Robert T. Sindledecker, Maxine	2/7/88 2/7/88
19.	Education Standards Commission, Member Appointee: Yarnold, Genevieve	9/30/86

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
20. Florida Elections Commission, Members Appointees: Taylor, L. Haldane Withers, Isaac A.	12/10/87 12/10/87	39. Board of Directors of Prison Rehabilitative Industries and Diversified Enterprises, Inc., Member Appointee: Tobin, Gerald J.	9/30/87
21. Electrical Contractors' Licensing Board, Members Appointees: Leon, Armando Simpson, Eugene R.	12/17/87 12/17/87	40. Board of Psychological Examiners, Member Appointee: Boswell, Philip C.	9/30/84
22. Board of Professional Engineers, Member Appointee: Seckinger, Allen H.	12/20/87	41. Public Employees Relations Commission, Chairman Appointee: Renovitch, Patricia A.	1/1/88
23. Board of Funeral Directors and Embalmers, Members Appointees: Caicedo, Elton K. Ramsdell, Robert E. Turner, Jr., Fred B.	8/1/87 8/1/87 8/1/87	42. Public Employees Relations Commission, Members Appointees: Grizzard, Vernon Townes Shelley, Lewis E.	1/1/86 1/1/85
24. Harbor Master for the Port of Fernandina Appointee: Kavanaugh, William Hardee	12/5/85	43. Commission for Purchase from the Blind or Other Severely Handicapped, Member Appointee: Thompson, William S.	10/1/87
25. State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools, Members Appointees: Izquierdo, Maria R. Pace, Joseph S. Peoples, David L.	7/1/86 7/1/86 7/1/86	44. Florida Real Estate Commission, Member Appointee: Schlitt, Marguerite M.	11/16/87
26. Information Resource Commission, Executive Administrator Appointee: Hale, Mike	Pleasure of Commission	45. Sumter County Recreation and Water Conservation and Control Authority, Member Appointee: Graham, Thomas William	12/1/87
27. Investment Advisory Council, Member Appointee: Crum, Gary R.	12/12/85	46. Board of Regents, Member Appointee: Masvidal, Raul P.	1/1/90
28. Board of Professional Land Surveyors, Member Appointee: Shiskin, James P.	12/6/87	47. West Florida Regional Planning Council, Region One, Members Appointees: Miramontes, Agnes S. Page, Sr., Wiley C. Shahid, Robert J. Sloan, Charles Williams, Jr., Bill	10/1/86 10/1/86 10/1/86 10/1/85 10/1/86
29. Board of Landscape Architecture, Member Appointee: Karahalios, Efstathios	3/4/88	48. Apalachee Regional Planning Council, Region Two, Members Appointees: Burggraf, Shirley P. Childers, Ronald Wayne Ringer, Robert E.	10/1/86 10/1/86 10/1/86
30. Florida State Board of Nursing, Member Appointee: Oakley, A. Pura	8/1/87	49. North Central Florida Regional Planning Council, Region Three, Members Appointees: Broughton, James A. Durrance, Jack Hood, Helen H. Starnes, E. M.	10/1/86 10/1/86 10/1/86 10/1/86
31. Board of Opticianry, Members Appointees: Card, Carol A. Jones, Helen L. Williams, Richard E.	12/26/87 12/26/87 12/26/87	50. Northeast Regional Planning Council, Region Four, Member Appointee: Williams, G. Everett Burghardt	10/1/86
32. Board of Optometry, Member Appointee: Walker, Edward K.	12/28/87	51. Withlacoochee Regional Planning Council, Region Five, Members Appointees: Poole, Eugene A. Schwalb, Jr., Robert A. Shepard, Ralph E.	10/1/86 10/1/86 10/1/86
33. Board of Osteopathic Medical Examiners, Member Appointee: Barroso, Luis F.	1/29/88	52. East Central Regional Planning Council, Region Six, Members Appointees: Crotty, Marilyn E. Hamilton, Christyne B. Moore, Merrill P. Roberts, D. Gene	10/1/86 10/1/86 10/1/85 10/1/86
34. Board of Podiatry, Member Appointee: Broner, Thomas P.	1/8/88	53. Central Florida Regional Planning Council, Region Seven, Members Appointees: Roberts, Lawrence Arthur Williamson, Jack H.	10/1/86 10/1/86
35. Postsecondary Education Planning Commission, Member Appointee: Page, Rayma C.	2/4/88	54. Tampa Bay Regional Planning Council, Region Eight, Members Appointees: Dennison, Laura L. Saunders, Sr., Robert William Sedgeman, Judith A.	10/1/86 10/1/86 10/1/83 10/1/86
36. Historic Broward County Preservation Board of Trustees, Members Appointees: Dickey, Constance L. McPherson, Sally Ann Roach, Jr., Cato Ryan, Genevieve M.	11/1/84 11/1/85 11/1/84 11/1/85	55. Southwest Florida Regional Planning Council, Region Nine, Members Appointees: Hole, Stanley W. Strode, William C.	10/1/86 10/1/86
37. Historic Pensacola Preservation Board of Trustees, Members Appointees: Lindstrom, Marcia Pace Long, Mary Ann	9/19/87 1/22/87		
38. Historic Tampa/Hillsborough County Preservation Board of Trustees, Members Appointees: DiMaio, Victor Emmanuele Kruse, Frances P. Rollyson, Nancy Moody	11/1/86 11/1/87 11/1/87		

<i>Office and Appointment</i>	<i>For Term Ending</i>
56. Treasure Coast Regional Planning Council, Region Ten, Member Appointee: Montgomery, John R.	10/1/86
57. South Florida Regional Planning Council, Region Eleven, Member Appointee: Crumpton, Charles L.	10/1/86
58. Board of Trustees, John and Mable Ringling Museum of Art, Members Appointees: Schall, Harry H. Stefany, John E.	11/5/87 11/5/87
59. Unemployment Appeals Commission, Member Appointee: Baskin, Delois	6/30/87

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the offices indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of each appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the committee, by a separate vote as to each appointee, respectfully advises and recommends:

- (1) That the executive appointments of the above-named appointees, to the office and for the term indicated, be *confirmed* by the Senate.
- (2) That Senate action on said appointments be taken prior to the adjournment of the 1984 Regular Session.
- (3) That there is no necessity known to the committee for the deliberations on said appointments to be held in executive session.

Respectfully submitted,

John A Hill, Chairman *Pat Frank*
Franklin B. Mann, Vice Chairman *Patrick K. Neal*
Edgar M. Dunn, Jr.

Senator Hill moved that the report be adopted and the Senate confirm the appointments identified in the foregoing report of the committee to the offices and for the terms indicated, in accordance with the recommendations of the committee. The motion was adopted by the following vote:

Yeas—26

Mr. President	Crawford	Jenne	Rehm
Barron	Deratany	Jennings	Stuart
Beard	Dunn	Langley	Thurman
Carlucci	Frank	Malchon	Vogt
Castor	Gordon	Margolis	Weinstein
Childers, D.	Grizzle	Myers	
Childers, W. D.	Hill	Plummer	

Nays—None

Vote after roll call:

Yea—Gersten, Grant, Hair, Kirkpatrick, Mann

The Honorable Curtis Peterson May 24, 1984
President, The Florida Senate

Dear Mr. President:

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
1. Florida School for the Deaf and the Blind, Board of Trustees, Member Appointee: Faske, Paul	11/7/87
2. Education Standards Commission, Member Appointee: Simpkins, Marian A.	9/30/83

<i>Office and Appointment</i>	<i>For Term Ending</i>
3. Board of Nursing, Member Appointee: Hernandez, Gregory	8/1/87
4. Historic Broward County Preservation Board of Trustees, Members Appointees: Anderson, Cathleen Young, Virginia S.	11/1/84 11/1/83
5. Governing Board of the South Florida Water Management District, Member Appointee: Burnham, Aubrey L.	7/1/87

The Senate Committee on Executive Business has failed to consider these appointments because the committee finds that Paul Faske, Gregory Hernandez, and Aubrey L. Burnham resigned from the offices of appointment, Governor Graham cancelled the appointment of Cathleen Anderson, and the terms of Marian A. Simpkins and Virginia S. Young have expired. Therefore, the committee respectfully advises and recommends:

- (1) That the Senate fail to consider the appointments during the 1984 Regular Session.
- (2) That the failure to consider the appointments be noted in the pages of the Journal of the Senate in accordance with s. 114.05(1)(e), Florida Statutes.

Respectfully submitted,

John A Hill, Chairman *Pat Frank*
Franklin B. Mann, Vice Chairman *Patrick K. Neal*
Edgar M. Dunn, Jr.

On motion by Senator Hill, the report was adopted and the Senate failed to consider the appointments identified in the foregoing report of the committee, to the offices and for the terms indicated, in accordance with the recommendations of the committee.

The Honorable Curtis Peterson May 24, 1984
President, The Florida Senate

Dear Mr. President:

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
1. Florida State Fair Authority, Members Appointees: Blanchard, G. Robert Burkhardt, Vincent L. Dance, Nancy H. Davis, Charles M. Edwards, Norman Lykes, Charles Robbins, Jr., Bruce Urbanski, James F. Wheeler, Harman	6/30/86 6/30/87 6/30/87 6/30/86 6/30/87 6/30/86 6/30/86 6/30/86 6/30/87
2. Florida Housing Finance Agency, Member Appointee: Rosen, Marvin S.	11/13/86
3. Public Employees Relations Commission, Chairman Appointee: Renovitch, Patricia A.	1/1/86
4. Public Employees Relations Commission, Member Appointee: Grizzard, Vernon Townes	1/1/88

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience and general suitability of the above-named appointees for appointment to the offices indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of each appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the committee, by a separate vote as to each appointee, respectfully advises and recommends:

(11) To accept grants of money or materials or property and to provide any required local matching funds of any kind for the acquisition, holding, management, or maintenance of airport property, or the facilitation or preparation for the eventual establishment of an airport or aviation facility, from any federal or state agency, political subdivision or other public body or from any private agency or individual, upon such terms and conditions as may be imposed and to enter into contracts and grants agreements with the Federal Aviation Agency, or any successor or successors thereof, or any other federal agency, or with the State of Florida or any of its agencies, in the capacity of sponsor or cosponsor of any airport development project involving the acquisition, holding, management, or maintenance of any airport property.

(12) To pay debts and disburse funds for any lawful purpose.

(13) To do all acts and things necessary or convenient to carry out the powers granted by this act.

Section 5. Action by resolution. All action required or authorized to be taken under the provisions of this law by the Authority may be by resolution or duly recorded motion, which resolution or motion may be adopted or approved at the meeting of the Authority at which the same is introduced, and the action thereby taken shall be effective immediately unless otherwise provided. Except as otherwise provided by law, no resolution or other action under this section need be published or posted, nor shall any resolution or motion require for its approval more than a majority vote at a duly convened and held meeting of the Authority, unless the rules of the Authority otherwise provide.

Section 6. Contributions of certain political subdivisions. The respective governing bodies of Manatee County and counties adjacent to Manatee County, and the municipalities located therein, are hereby expressly authorized to make, in their sole discretion, grants of money to the Authority and to lease, lend, grant, or convey to the Authority, with or without consideration, real or personal property, for use by the Authority for the purposes set forth herein; provided, however, that if the approval of such grant of money or property at an election by the qualified electors of any such municipality or county shall be required by the constitution of the state, such election shall be called, noticed, and conducted, and the result thereof determined and declared, in the manner required by the Florida Election Code, Title IX, Florida Statutes, as from time to time amended, or any successor statute.

Section 7. Tax exemption. The Authority as a public body corporate shall be deemed a political subdivision within the meaning of the exemptions granted under s. 196.199, Florida Statutes.

Section 8. Additional method. This act shall be deemed to provide an additional and alternative method for the doing of the things authorized hereby and shall be regarded as supplemental and additional to powers conferred now or in the future by other laws, including without limitation chapter 125, Florida Statutes, and any charter that may be hereafter adopted for Manatee County. This act shall not be regarded as in derogation of or as repealing any powers now existing under any other law, whether general, special or local.

Section 9. Provisions of act severable. The provisions of this act are severable, and if any of its provisions shall be held unconstitutional by any court of competent jurisdiction the decision of such court shall not affect or impair any of the remaining provisions.

Section 10. Liberal construction. This act, being necessary for the welfare of the inhabitants of the state, shall be liberally construed to effect the purposes thereof.

Section 11. Inconsistent laws inapplicable. All other special or local laws or parts thereof inconsistent herewith are hereby declared to be inapplicable to the provisions of this act.

Section 12. This act shall take effect upon becoming a law.

Amendment 2—On page 1 in the title, lines 1-15, strike all of said lines and insert: A bill to be entitled An act relating to Manatee County; providing for the creation of the Manatee County Airport Authority; providing definitions; providing that the membership shall consist of the Board of County Commissioners of Manatee County or its appointees; defining powers; providing for contracts; providing for action by resolution; providing for contributions of certain political subdivisions; providing for a tax exemption; providing definition as an additional method; providing severability; providing for liberal construction; providing that inconsistent laws shall be declared inapplicable; providing an effective date.

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

SB 1105 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—27

Mr. President	Dunn	Jennings	Rehm
Beard	Fox	Langley	Stuart
Carlucci	Frank	Malchon	Thomas
Childers, D.	Gersten	Mann	Thurman
Childers, W. D.	Grant	McPherson	Vogt
Crawford	Grizzle	Myers	Weinstein
Deratany	Hill	Neal	

Nays—None

Vote after roll call:

Yea—Hair, Jenne, Kirkpatrick

The bill was ordered engrossed and then enrolled.

The Honorable Curtis Peterson, President

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

SB 1097—A bill to be entitled An act relating to Broward County and the North Broward Hospital District; amending section 4 of chapter 27438, Laws of Florida, 1951, as amended; providing for the leasing of property of the district on reasonable terms; amending section 9 of chapter 27438, Laws of Florida, 1951, as amended; authorizing the North Broward Hospital District to borrow money, incur indebtedness, and issue anticipation notes, including bond anticipation notes, grant anticipation notes, revenue anticipation notes, and tax anticipation notes, and to issue the same in the form of commercial paper, having such maturities, form and terms and bearing interest at such rate or rates, including variable rates, as shall be determined by the Board of Commissioners or by the Chairman, the Vice-Chairman or the Secretary-Treasurer within guidelines and limits determined by the Board of Commissioners; and to refund any or all previously issued anticipation notes; amending section 33 of chapter 27438, Laws of Florida, 1951, as amended; authorizing the District to sell, relinquish and dispose of any real or personal property of the District under specified circumstances; amending section 37 of chapter 27438, Laws of Florida, 1951, as amended; providing for public bidding in the purchase of supplies, equipment, and materials in excess of certain amounts; adding section 47; declaring the District to be a local agency as defined in s. 159.27, F.S., and granting the District the powers set forth in chapter 159, part II, F.S.; adding section 48, authorizing the District to transfer or lease District owned or operated hospitals to a Florida not-for-profit corporation; adding section 49; repealing provisions of chapter 27438, Laws of Florida, 1951, as amended, which conflict with the provisions of s. 215.84, F.S., relating to interest rates which may be paid on bonds, and s. 218.385, F.S., relating to the sale of general obligation bonds and revenue bonds; adding section 50; providing a severability clause; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 3, lines 4-14, strike all of lines and insert: “and to issue notes, *revenue certificates*, bonds and other evidences of indebtedness of said District; and to carry out the provisions of this Act in the manner hereinafter provided. Said Board of Commissioners, pursuant to chapter 218, Florida Statutes, is authorized and empowered, as the Board of a special tax district of the State of Florida, to invest district “surplus funds,” as defined in that chapter, in such a manner as allowed under s. 218.345, Florida Statutes or by any general law amending or superseding s. 218.345, Florida Statutes. The Board of Commissioners shall also have the power to delegate its authority to invest these “surplus funds” as outlined above, to a state or national banking organization acting pursuant to a

Amendment 2—On pages 4 and 5, lines 25-31, 1-4, strike all of subsection (3) and insert: (3) *The District may borrow money and issue bond anticipation notes in anticipation of the issuance of bonds under section 10 and in anticipation of the issuance of bonds under this section, all as provided in s. 215.431, Florida Statutes, expend the proceeds thereof for the purposes for which such bonds are to be issued and*

pledge, by resolution or contract, the proceeds to be derived from the sale of such bonds and other legally available funds of the District for the payment of the principal thereof, premium, if any, and interest thereon.

Amendment 3—On page 6, line 8, after “necessary” insert: “or beneficial”

Amendment 4—On page 8, lines 18-23, strike all of subsection (10) and insert: (10) *The district is hereby authorized to enter into agreements providing for the issuance, repayment, and securing of letters of credit, insurance or any other credit enhancement device, with any financial institution, as the Board of Commissioners may determine, to further secure any of its indebtedness.*

Amendment 5—On page 8, line 26, strike “board of commissioners” and insert: “Board of Commissioners”

Amendment 6—On page 13, line 25, strike “hospital” and insert: “hospitals”

Amendment 7—On page 14, lines 6, 12, strike “corporation” and insert: “corporations”

Amendment 8—On page 15, line 13, strike “218.285” and insert: “218.385”

Amendment 9—On page 1 in the title, line 6, strike “district” and insert: “District”

Amendment 10—On page 2 in the title, lines 5-7, strike all of lines and insert: the District to transfer or lease any District owned or operated hospitals to one or more Florida not-for-profit corporations; adding section 49;

Amendment 11—On page 4, lines 18 and 19, strike “, and bearing such rate or rates of interest, including variable rates,”

Amendment 12—On page 4, line 24, after the period (.), insert: The rate or rates of interest for such borrowing shall be as provided by general law. Further, all indebtedness incurred by the district shall, where required by the Constitution, be contingent upon voter approval.

Amendment 13—On page 4, line 29, strike “s. 215.431, Florida Statutes,” and insert: general law

Amendment 14—On page 5, lines 26-30, strike all existing language and insert: premium, if any, and interest thereon.

Amendment 15—On page 6, lines 15 and 16, strike “as may be determined by the Board of Commissioners” and insert: allowed by general law

Amendment 16—On page 7, lines 6-8, strike all existing language and insert: rate of interest authorized by general law and may authorize the

Amendment 17—On page 7, lines 18 and 19, strike “the rate or rates of interest payable thereon (which may be a variable rate)”

Amendment 18—On page 7, line 20, strike “execute,”

Amendment 19—On page 7, line 31, and on page 8, line 1, strike “and the manner of execution thereof” and insert: *which shall be executed according to general law,*

Amendment 20—On page 14, lines 18-31, and on page 15, lines 1-13, strike all of said lines and insert: Section 49. (1) District bonds shall be issued or sold in such manner and at such rate or rates of interest as authorized by general law. Such bonds may be sold at par or at such premium or discount as the Board of Commissioners shall determine, in keeping with general law.

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

SB 1097 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—29

Mr. President	Fox	Jennings	Stuart
Beard	Frank	Kirkpatrick	Thomas
Carlucci	Gersten	Langley	Thurman
Childers, D.	Girardeau	Malchon	Vogt
Childers, W. D.	Grant	McPherson	Weinstein
Crawford	Grizzle	Myers	
Deratany	Hair	Rehm	
Dunn	Hill	Scott	

Nays—None

Vote after roll call:

Yea—Jenne, Mann

The bill was ordered engrossed and then enrolled.

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 150, CS for SB 241, CS for SB 390, CS for SB 438, CS for SB 489, SB 837 and SB 907.

Allen Morris, Clerk

The bills contained in the foregoing message were ordered enrolled.

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendments to House Amendments 5 and 6 and passed SB 723, as amended; and has concurred in Senate Amendments to House Amendment 1 and passed CS for SB 87, as amended.

Allen Morris, Clerk

The bills contained in the foregoing message were ordered engrossed and then enrolled.

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment and passed as amended HB 655.

Allen Morris, Clerk

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has accepted the Conference Committee Report as an entirety and passed CS for CS for HB 1187 as amended by the Conference Committee Report.

Allen Morris, Clerk

First Reading

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has passed HB 395, CS for HB 847; and has passed as amended HB's 701, 475, CS for HB's 469 and 486, HB's 78, 344, 534, 1066, 1084, 980, 1107, 1087, 1106, 1142, 1115, 1316, 1121, 1116, 908, 1276 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives Hollingsworth and Thompson—

HB 395—A bill to be entitled An act for the relief of Robert Leroy Davis, Jr., Robert Leroy Davis, Sr., and Reba Kay Davis; providing an appropriation to compensate them for personal injuries and damages suffered as a result of the negligence of the City of Port St. Joe; providing an effective date.

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

By the Committee on Regulatory Reform and Representatives Thompson and Patchett—

CS for HB 847—A bill to be entitled An act relating to professional regulation; amending s. 20.30, F.S., creating the Board of Foresters within the Division of Professions of the Department of Professional Regulation;

providing legislative purpose; providing definitions; providing for the powers and duties of the Board of Foresters; providing for fees; providing for examinations; providing for licensure; providing for license renewal; providing for reciprocity; providing exemptions to the registration requirement; providing for violations and penalties; providing for legislative review; providing an effective date.

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

By Representative Pajcic and others—

HB 701—A bill to be entitled An act relating to firefighters; creating part VIII of chapter 112, F.S., relating to the "Firefighters' Bill of Rights"; providing definitions; specifying the rights of firefighters who are under interrogation with respect to matters which may result in disciplinary action, suspension, or dismissal; specifying rights of firefighters with respect to civil actions and specifying that firefighters are deemed to be invitees rather than licensees; specifying that the rights of firefighters set forth under the act are nonexclusive; providing an effective date.

—was referred to the Committees on Economic, Community and Consumer Affairs; and Personnel, Retirement and Collective Bargaining.

By Representative Martinez and others—

HB 475—A bill to be entitled An act relating to insurance; amending s. 627.419, F.S., requiring chiropractic coverage in certain insurance policies, plans, and contracts; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

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

CS for HB's 469 and 486—A bill to be entitled An act relating to elections; creating s. 99.013, F.S., relating to the residency requirement of law for public officers and candidates for public office; defining "residency requirement," "resident," and "residence"; requiring that certain candidates or public officers have only one residence; providing prima facie proof thereof; providing factors to be considered in certain cases; providing for investigation of violations by the Florida Elections Commission; amending s. 106.18, F.S., requiring omission from the ballot of the name of any candidate found in violation of the residency requirement of law; amending s. 106.25, F.S., granting the Florida Elections Commission authority to investigate, consider, and determine such violations; providing procedure; amending s. 106.26, F.S., adding to the powers of the commission procedures relative to consideration of evidence of such violations; providing procedure upon a determination that such a violation has occurred or has not occurred; amending s. 114.01, F.S., relating to vacancy in office, to conform; providing an effective date.

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

By Representatives Tobiassen and B. L. Johnson—

HB 78—A bill to be entitled An act relating to motor vehicle licenses; creating s. 320.0898, F.S.; providing for the Department of Highway Safety and Motor Vehicles to issue emergency service registration plates for motor vehicles owned by certain public safety officers; providing a fee; providing penalties for willfully or fraudulently obtaining such plate; amending s. 320.0807, F.S., relating to special license plates for members of the Legislature and s. 320.089, F.S., 1982 Supplement, as amended, authorizing the issuance of special "Medal of Honor" license plates to Florida residents who have been awarded the Congressional Medal of Honor; amending s. 320.0848, F.S., relating to exemption entitlement parking permits for handicapped persons; providing an effective date.

—was referred to the Committee on Transportation.

By Representative Kutun—

HB 344—A bill to be entitled An act relating to Dade County; authorizing and directing the county to compensate Raphael Espinosa for certain damages suffered as a result of the negligence of the Metropolitan Dade County Transit Authority; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Silver—

HB 534—A bill to be entitled An act relating to Metropolitan Dade County; providing for the relief of Rosalie Brooks, as mother and next friend of Vincent Nevada Brooks, a minor, and Vincent Nevada Brooks, a minor, to compensate them for injuries sustained by Vincent Nevada Brooks as the result of an accident involving a utility truck owned by the defendant; providing for payment by the Board of County Commissioners of Dade County; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative B. L. Johnson—

HB 1066—A bill to be entitled An act relating to Santa Rosa County; creating the Bagdad Fire Protection District within the County; providing definitions; providing for election, membership, terms, compensation and duties of the Board of Commissioners of the district; providing for the filling of vacancies on the board; authorizing the board to employ necessary personnel; authorizing the board to levy special assessments on the property within the district; providing a schedule of maximum rates of assessments for certain types of property; authorizing the property appraiser and tax collector of the county to take certain actions to assist the board; providing that assessments by the board shall be enforced as are tax assessments by the county; authorizing the board to borrow money to issue revenue anticipation certificates and to pledge certain liens; restricting the use of funds of the district by the board; authorizing the board to purchase or lease certain fire equipment and the fire department; authorizing the board to adopt rules and regulations; requiring the board to make annual reports; requiring approval by the Santa Rosa County Commission of the district budget; providing for a referendum; providing for the reimbursement to the Santa Rosa County Supervisor of Elections for actual costs for conducting such elections.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Liberti—

HB 1084—A bill to be entitled An act relating to Ritta Drainage District, Palm Beach and Hendry Counties; amending section 7 of chapter 22882, Laws of Florida, 1945, as amended, amending the district maintenance tax cap; amending section 5 of chapter 76-461, Laws of Florida, increasing the maximum amount which the district may pay as interest on borrowed money; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Hodges—

HB 980—A bill to be entitled An act relating to Dixie, Gilchrist, and Levy counties; creating and establishing the Tri-County Hospital Authority; stating the purpose of the act; stating that the boundaries of the authority shall be the boundaries of Dixie, Gilchrist, and Levy counties; creating the governing body and providing for composition thereof and appointment thereto; providing that authority assets and properties constitute public property exempt from any taxes and assessments where authority for such exemption is provided by general law; providing powers of the authority, including the power to acquire property, real and personal, and to issue notes and bonds; providing for the preparation of an annual report, including a complete operating and financial statement; providing for the authority to be entitled to a lien for all reasonable charges; providing construction and severability; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative B. L. Johnson—

HB 1107—A bill to be entitled An act relating to Santa Rosa County; creating the Munson Fire Protection District within the county; providing definitions; providing for the election, membership, terms, compensation and duties of the board of commissioners of the district; providing

for the filling of vacancies on the board; authorizing the board to employ necessary personnel; authorizing the board to levy ad valorem taxes on the property within the district; providing the maximum rate of tax millage; authorizing the property appraiser and tax collector of the county to take certain actions to assist the board; providing that assessments by the board shall be enforced as are tax assessments by the county; authorizing the board to borrow money to issue revenue anticipation certificates and to pledge certain liens; exempting the commissioners from certain liability; restricting the use of funds of the district by the board; authorizing the board to purchase or lease certain fire equipment and a fire department; authorizing the board to adopt rules and regulations; requiring the board to make annual reports; authorizing the board to enact and enforce a fire prevention ordinance; providing for a referendum; providing for reimbursement to the Santa Rosa County Supervisor of Elections for actual costs for conducting such elections.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Healey—

HB 1087—A bill to be entitled An act relating to the West Palm Beach Downtown Development Authority, Palm Beach County; amending Section 3 of Chapter 67-2170, Laws of Florida, enlarging the Downtown District area and redefining the boundary thereof and extending the annual 1 mill tax levy imposed by Section 8 of said Act to the entire area within the district of the Downtown Development Authority, including the newly annexed area; providing a procedure for further expansion of the district boundary; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative B. L. Johnson—

HB 1106—A bill to be entitled An act relating to Santa Rosa County; creating the East Milton Fire Protection and Rescue Service District within the county; providing definitions; providing for the election, membership, terms, compensation, and duties of the board of commissioners of the district; providing for the filling of vacancies on the board; authorizing the board to employ necessary personnel; authorizing the board to levy special assessments on the property within the district; providing a maximum rate of assessment; authorizing the property appraiser and tax collector of the county to take certain actions to assist the board; providing that assessments by the board shall be enforced as are tax assessments by the county; authorizing the board to borrow money to issue revenue anticipation certificates and to pledge certain liens; exempting the commissioners from certain liability; restricting the use of funds of the district by the board; authorizing the board to purchase or lease certain fire equipment and a fire department; authorizing the board to adopt rules and regulations; requiring the board to make annual reports; authorizing the board to enact and enforce a fire prevention ordinance; providing for a referendum; providing for reimbursement to the Santa Rosa County Supervisor of Elections for actual costs for conducting such elections.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Healey—

HB 1142—A bill to be entitled An act relating to the Lake Worth Downtown Development Authority, Palm Beach County; amending section 8 of chapter 72-592, Laws of Florida, as amended, providing for ad valorem taxation and increasing the tax rate from 1 mill on each dollar of tax base to 2 mills on each dollar of tax base to commence the fiscal year beginning October 1, 1984, following approval by referendum; repealing section 11(c) of chapter 72-592, Laws of Florida; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Grant and others—

HB 1115—A bill to be entitled An act relating to Hillsborough County; creating a special district for the purpose of continued develop-

ment, administration, and maintenance of properties for the unincorporated area known as Sugarwood Grove as set forth according to the public records of Hillsborough County; providing for the administration of the affairs of said district by a board of seven trustees and defining their powers and duties; providing for the qualification of electors in the district and the manner of conducting the first election of the board of trustees and for annual election of trustees thereafter; providing for removal of trustees and appointment to fill vacancies; providing for the assessment and collection of a special district tax assessed against each improved residential parcel of real property within the district; providing that such district tax shall be a lien against each parcel of land so assessed and for the method of collecting such tax; providing for the deposit and disbursement of funds of the district; establishing a fiscal year and providing for publication of annual financial statements; authorizing the trustees of the district to issue obligations of the district and to secure the same by pledge of tax revenues and other property of the district subject to referendum where required by the constitution; authorizing the trustees of the district to acquire and dispose of personal property for the general purposes of the district; authorizing the trustees of the district to promulgate rules and regulations for the use of facilities of the district; relieving individual trustees from personal liability for obligations of the district; providing for abolishment of this district; defining terms; providing for a referendum.

—was referred to the Committee on Rules and Calendar.

By Representative Martin—

HB 1316—A bill to be entitled An act relating to the City of Gainesville, Florida, amending the charter of the City of Gainesville; providing authority to the City of Gainesville to establish the Gainesville Regional Airport Authority; specifying membership of the board; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representatives Hodges and Lawson—

HB 1121—A bill to be entitled An act relating to the town of St. Marks in Wakulla County; amending sections 1, 3, 8, 12, 20, 21, 22, 23, 33, 37, 78, 128, 129 and 141 of Chapter 63-1872, Laws of Florida, as amended, relating to the charter of St. Marks; changing the name of the town to "St. Marks"; increasing borrowing limits; eliminating a provision prohibiting canvassing by candidates for the office of town commission; providing for meetings of the town commission; eliminating provisions relating to the mayor's court; increasing the minimum required purchase amount for competitive bids; deleting the requirement that the town attorney have 10 years experience; conforming interest rates to general law; deleting provisions with respect to the imprisonment of town prisoners and labor requirements with respect to such prisoners; increasing the borrowing limitations of the town; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Grant and others—

HB 1116—A bill to be entitled An act relating to Hillsborough County; creating a dependent special district for the purpose of administration and maintenance of properties for the unincorporated area known as Northdale subdivision as set forth according to the public records of Hillsborough County; providing for the administration of the affairs of said district by a board of trustees; defining the powers and duties of the board; providing for the qualification of electors in the district and the manner of conducting the first election of the board of trustees and for annual election of trustees thereafter; providing for removal of trustees and appointment to fill vacancies; providing for the assessment and collection of a special assessment against each parcel of residential real property subject to taxation within the district; providing that such assessment shall be a lien against each parcel of land so assessed and providing for the method of collection; providing for the deposit and disbursement of funds of the district; establishing a fiscal year and providing for publication of annual financial statements; providing conditions precedent to the filing of suit against the district or any of the trustees thereof; relieving individual trustees from personal liability for obligations of the district; providing a procedure for the abolition of the district; defining terms; providing for a special referendum within the district before this act may be effective; providing for audit of district funds; providing an effective date.

—was referred to the Committee on Rules and Calendar.

By Representative Locke—

HB 908—A bill to be entitled An act relating to Citrus County; providing criteria for special alcoholic beverage licenses for restaurants; preserving the renewal of existing licenses; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representatives Ward and B. L. Johnson—

HB 1276—A bill to be entitled An act relating to the City of Destin in Okaloosa County; providing for the charter of a municipal corporation known as the City of Destin; defining the territorial limits of said city; prescribing the form of government for said city; conferring certain powers upon the municipality and its officers; providing a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

SPECIAL ORDER

CS for SB 650—A bill to be entitled An act relating to construction contracting; amending s. 489.107, F.S.; expanding the membership of the Construction Industry Licensing Board; amending s. 489.119, F.S.; increasing the time period for mailing corrected application information to the Department of Professional Regulation with respect to construction contracting; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote CS for SB 650 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

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

Nays—None

Vote after roll call:

Yea—Hair

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

—was read the second time by title.

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

Amendment 1—On page 10, line 7, after “BUDGET” insert: *EXPENDITURES*

Amendment 2—On page 10, line 8, strike “is” and insert: *are*

On motion by Senator Margolis, by two-thirds vote HB 900 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Dunn	Hill	Neal
Barron	Fox	Jennings	Rehm
Beard	Frank	Langley	Stuart
Carlucci	Gersten	Malchon	Thomas
Childers, D.	Gordon	Mann	Thurman
Childers, W. D.	Grant	Margolis	Vogt
Crawford	Grizzle	McPherson	Weinstein
Deratany	Hair	Myers	

Nays—None

Vote after roll call:

Yea—Jenne, Kirkpatrick

On motions by Senator Vogt, by two-thirds vote CS for HB 497 was withdrawn from the Committees on Natural Resources and Conservation and Health and Rehabilitative Services.

On motion by Senator Vogt—

CS for HB 497—A bill to be entitled An act relating to sewage disposal; amending s. 381.272, F.S., providing for a waiver of the requirement for mandatory connection with respect to onsite sewage disposal systems; providing an effective date.

—a companion measure, was substituted for SB 655 and read the second time by title. On motion by Senator Vogt, by two-thirds vote CS for HB 497 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Fox	Jennings	Rehm
Beard	Frank	Langley	Stuart
Carlucci	Gersten	Malchon	Thomas
Childers, D.	Grant	Mann	Thurman
Childers, W. D.	Grizzle	McPherson	Vogt
Crawford	Hill	Myers	Weinstein
Deratany	Jenne	Neal	

Nays—None

Vote after roll call:

Yea—Hair, Kirkpatrick

SB 655 was laid on the table.

SJR 610—A joint resolution proposing an amendment to Section 3 of Article VII of the State Constitution relating to ad valorem tax exemption for widowers.

Be It Resolved by the Legislature of the State of Florida:

That the amendment to Section 3 of Article VII of the State Constitution set forth below is agreed to and shall be submitted to the electors of Florida for approval or rejection at the general election to be held in November 1984:

SECTION 3. Taxes; exemptions.—

(a) All property owned by a municipality and used exclusively by it for municipal or public purposes shall be exempt from taxation. A municipality, owning property outside the municipality, may be required by general law to make payment to the taxing unit in which the property is located. Such portions of property as are used predominantly for educational, literary, scientific, religious or charitable purposes may be exempted by general law from taxation.

(b) There shall be exempt from taxation, cumulatively, to every head of a family residing in this state, household goods and personal effects to the value fixed by general law, not less than one thousand dollars, and to every widow or widower or person who is blind or totally and permanently disabled, property to the value fixed by general law not less than five hundred dollars.

(c) Any county or municipality may, for the purpose of its respective tax levy and subject to the provisions of this subsection and general law, grant community and economic development ad valorem tax exemptions to new businesses and expansions of existing businesses, as defined by general law. Such an exemption may be granted only by ordinance of the

county or municipality, and only after the electors of the county or municipality voting on such question in a referendum authorize the county or municipality to adopt such ordinances. An exemption so granted shall apply to improvements to real property made by or for the use of a new business and improvements to real property related to the expansion of an existing business and shall also apply to tangible personal property of such new business and tangible personal property related to the expansion of an existing business. The amount or limits of the amount of such exemption shall be specified by general law. The period of time for which such exemption may be granted to a new business or expansion of an existing business shall be determined by general law. The authority to grant such exemption shall expire ten years from the date of approval by the electors of the county or municipality, and may be renewable by referendum as provided by general law.

(d) By general law and subject to conditions specified therein, there may be granted an ad valorem tax exemption to a renewable energy source device and to real property on which such device is installed and operated, to the value fixed by general law not to exceed the original cost of the device, and for the period of time fixed by general law not to exceed ten years.

BE IT FURTHER RESOLVED that in accordance with the requirements of section 101.161, Florida Statutes, the title and substance of the amendment proposed herein shall appear on the ballot as follows:

PROPERTY TAX EXEMPTION FOR WIDOWERS

Proposes to extend the property tax exemption for widows to widowers as well.

—was read the second time in full. On motion by Senator Frank, by two-thirds vote SJR 610 was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Dunn	Hill	Rehm
Beard	Fox	Jennings	Stuart
Carlucci	Frank	Kirkpatrick	Thomas
Castor	Gersten	Langley	Thurman
Childers, D.	Girardeau	Malchon	Weinstein
Childers, W. D.	Grant	McPherson	
Crawford	Grizzle	Myers	
Deratany	Hair	Neal	

Nays—None

Vote after roll call:

Yea—Jenne, Mann

Senator Langley presiding

On motions by Senator Crawford, the rules were waived and by two-thirds vote HB 560 was withdrawn from the Committees on Commerce and Finance, Taxation and Claims.

On motion by Senator Crawford—

HB 560—A bill to be entitled An act relating to the excise tax on documents; amending ss. 201.04, 201.05, F.S.; providing that the excise tax on documents not apply to the stocks or shares of certain mutual funds; providing an effective date.

—a companion measure, was substituted for SB 142 and read the second time by title. On motion by Senator Crawford, by two-thirds vote HB 560 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

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

Nays—None

Vote after roll call:

Yea—Jenne

SB 142 was laid on the table.

CS for SB 712—A bill to be entitled An act relating to condominiums; amending s. 718.103, F.S.; providing definitions; amending s. 718.104, F.S.; providing that a copy of the bylaws shall be included in the declaration; amending s. 718.106, F.S.; adding membership in the condominium association to the appurtenances of the unit; amending s. 718.110, F.S., relating to amendments of declaration; providing for a two-thirds vote with respect to certain amendments to the declaration of condominiums; amending the procedures for amending the declaration of condominium, including the granting of jurisdiction to circuit courts for certain purposes; amending s. 718.111, F.S., relating to condominium associations; requiring the maintenance of certain official records and providing that association records shall be open to public inspection; providing that the association's powers and duties include those set forth in chapters 607, 617, F.S.; providing that a fee assessment for common elements or association property is prohibited under certain circumstances; requiring notification of insurance coverages and obligations; amending s. 718.112, F.S., relating to bylaws; providing requirements with respect to proof of mailing of notice of annual meetings; providing requirements with respect to budget meetings by petition of unit owners; providing procedures for recall of board members; excluding certain leases or subleases from a fee requirement; providing other modifications with respect to condominium association bylaws and administration of an association; amending s. 718.115, F.S.; providing that the declaration may provide that common expenses for the operation and maintenance of association property may be shared equally by all unit owners; amending s. 718.116, F.S., relating to the liability of unit owners for assessments; providing for grantee's responsibility for a grantor's unpaid assessments for common expenses; revising provisions relating to a condominium association's lien for assessments, including provisions on maximum interest rates, on the date from which the lien accrues, on notice requirements, and for a certificate showing the amount of unpaid assessments; providing requirements with respect to special assessments; requiring the naming of the association as a junior lienholder under certain circumstances; providing that, if anyone is excused from paying assessments, certain funds collected by the developer shall not be used to pay common expenses until unit owners control association finances; amending s. 718.202, F.S., relating to sales or reservation deposits prior to closing; providing that failure to establish an escrow account or deposit funds therein is prima facie evidence of a violation; providing escrow requirements; amending s. 718.301, F.S., relating to the transfer of association control from the developer to the unit owners; amending s. 718.302, F.S., relating to agreements entered into by an association; substituting percentages of "voting interests" for "units" in certain voting requirements for the association to enter into certain agreements; providing that certain agreements or contracts requiring the association to purchase condominium property or to lease condominium property may be rejected by the association; amending s. 718.303, F.S., relating to the obligations of unit owners; providing for the levying of fines against a unit for failure to comply with provisions of the declaration, association bylaws, or rules; amending s. 718.401, F.S.; providing an exemption; providing the division director with the authority to accept alternate assurances to secure payment of rent under certain circumstances; amending s. 718.402, F.S., relating to the conversion of existing improvements to condominiums; amending s. 718.403, F.S., relating to phase condominiums; providing requirements in the original declaration of condominiums; providing restrictions on amendments by the developer; providing for the recording of certain amendments; amending s. 718.501, F.S., relating to the powers and duties of the Division of Florida Land Sales and Condominiums; providing that certain condominium associations must pay fees to the division; amending s. 718.502, F.S.; providing for information required to be included in the reservation agreement form for the sale of a condominium; amending s. 718.503, F.S., relating to disclosures required to be contained in contracts for sale; amending s. 718.504, F.S.; requiring a prospectus or offering circular to contain certain information; amending s. 718.606, F.S., relating to the right of a tenant to terminate a tenancy after notice of conversion to condominium; amending s. 718.612, F.S., to redefine the term "offer" with respect to a tenant's right to first refusal; amending s. 718.616, F.S., relating to disclosure requirements for condition of building and estimated replacement costs; amending s. 718.618 and s. 719.618, F.S., relating to the requirement that a developer fund certain reserve accounts upon the conversion of existing improvements to ownership as a residential condominium or cooperative, and providing modifications with respect thereto;

repealing s. 718.304, F.S., relating to the association's right to amend the declaration of condominium; creating a residential planned development study commission; providing for the appointment and powers and duties of the commission; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 49, lines 4-31 and on page 50, lines 1-8, strike all of said lines and insert:

Section 13. Subsections (3) and (7) of section 718.401, Florida Statutes, are amended to read:

718.401 Leaseholds.—A condominium may be created on lands held under lease or may include recreational facilities or other common elements or commonly used facilities on a leasehold, if, on the date the first unit is conveyed by the developer to a bona fide purchaser, the lease has an unexpired term of at least 50 years. If rent under the lease is payable by the association or by the unit owners, the lease shall include the following requirements:

(3) The lease shall state the minimum number of unit owners that will be required, directly or indirectly, to pay the rent under the lease and the maximum number of units that will be served by the leased property. The limitation of the number of units to be served shall not preclude enlargement of the facilities leased and an increase in their capacity, if approved by the association operating the leased property after unit owners other than the developer have assumed control of the association. *The provisions of this subsection shall not apply if the lessor is the government of the United States or the State of Florida or any political subdivision thereof or any agency of any political subdivision thereof.*

(7) The lease or a subordination agreement executed by the lessor must provide either:

(a) That any lien which encumbers a unit for rent or other moneys or exactions payable is subordinate to any mortgage held by an institutional lender, or

(b) That, upon the foreclosure of any mortgage held by an institutional lender or upon delivery of a deed in lieu of foreclosure, the lien for the unit owner's share of the rent or other exactions shall not be extinguished, but shall be foreclosed and unenforceable against the mortgagee with respect to that unit's share of the rent and other exactions which mature or become due and payable on or before the date of the final judgment of foreclosure, in the event of foreclosure, or on or before the date of delivery of the deed in lieu of foreclosure. The lien may, however, automatically and by operation of the lease or other instrument, reattach to the unit and secure the payment of the unit's proportionate share of the rent or other exactions coming due subsequent to the date of final decree of foreclosure or the date of delivery of the deed in lieu of foreclosure.

The provisions of this subsection shall not apply if the lessor is the government of the United States or the State of Florida or any political subdivision thereof or any agency of any political subdivision thereof.

Senator Hill moved the following amendment which was adopted:

Amendment 2—On page 46, lines 3-30, and on page 47, lines 1-9, strike all of said lines and insert: (e)1. Notwithstanding the provisions of this subsection, a developer may obligate an association under a lease agreement or other contractual agreement for *laundry-related* vending equipment to be used in common by unit owners or for space at the condominium property whereupon *such* vending equipment will be used in common by unit owners, and such lease or agreement shall not be subject to cancellation as provided herein, provided that:

a. The agreement is with an entity which is duly licensed to transact business in the state and independent of the developer. As used in this paragraph, "independent of the developer" means that the developer has no direct or indirect financial interest in the entity and is not related by blood or marriage to any person who does have a direct or indirect interest in the entity;

b. The terms and conditions of the agreement, including but not limited to the amount of rental fees and other costs, are fair and reasonable and in substantial conformity with those prevailing in agreements for similar purposes in the locality;

c. The agreement is for an initial term not exceeding 7 4 years or, if for a longer term, shall be enforceable for no longer than 7 4 years from the date the equipment is completely installed, but in no event more than 6 months after delivery to the condominium property, and no renewal or extension of the agreement beyond the first 7 years is enforceable against the association after unit owners other than the developer obtain control of the association; ~~can be effective other than by mutual consent;~~

d. The vending equipment contemplated by the agreement is new and unused when originally installed on the condominium property and meets applicable nationally recognized standards for fitness and safety;

e. The association has no obligation under the agreement to maintain or repair the vending equipment, and the owner thereof is obligated to make periodic inspections (not less frequently than monthly) and to ensure that all of the same remain in good working order; ~~and~~

f. The agreement contains the entire understanding of the parties with respect to the subject matters covered thereby, without the necessity of reference to, or dependence upon, any other oral or written understanding; and

g. *When a vending machine is reported as inoperable to the party responsible for maintaining the machine, that responsible party shall have a service call made within 3 days of the report. The vending machine shall be repaired or replaced with an operable machine within 7 days of the vending machine being reported as inoperable. Failure of the party responsible for maintaining the machine to comply with the provisions of this paragraph shall constitute a breach of the contract and the condominium association, as its option, may cancel the contract.*

Senator Neal moved the following amendment which was adopted:

Amendment 3—On page 68, line 25, after "of" insert: offerings which involve the sale of any interest in real property comprised of units to which no interest in common property is appurtenant to the ownership interest in the units

Senator Rehm moved the following amendment which failed:

Amendment 4—On page 29, line 11, after "declaration" insert: , if recorded on or after October 1, 1984,

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

Amendment 5—In title, on page 3, line 19, strike "an exemption" and insert: exemptions

Senator Hill moved the following amendment which was adopted:

Amendment 6—In title, on page 3, line 13, after the semicolon (;) insert: authorizing a developer to obligate an association under certain laundry-related vending machine contractual agreements in certain circumstances;

On motion by Senator Scott, by two-thirds vote CS for SB 712 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—31

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

Nays—1

Rehm

Vote after roll call:

Yea—Jenne

CS for SB 952—A bill to be entitled An act relating to the Florida Small Cities Community Development Block Grant program; amending s. 290.044, F.S.; providing for process to determine recommended distri-

bution of funds among program categories; postponing establishment of distribution of funds for 1985 federal fiscal year; amending s. 290.046, F.S.; allowing local governments to submit an application in the housing or the neighborhood and commercial revitalization program category; requiring the Department of Commerce to develop a procedure by which to distribute funds three times annually; deleting prohibition against an applicant being denied funding solely on the basis of past performance; amending s. 290.047, F.S.; exempting the economic development program category from certain procedures to eliminate population bias; allowing the use of such procedures under certain circumstances; providing an effective date.

—was read the second time by title.

Senator Grant moved the following amendments which were adopted:

Amendment 1—On page 2, line 10, after “(7)” insert: and paragraph (3)(a)

Amendment 2—On page 3, between lines 12 and 13, insert:

(3)(a) Each application shall be ranked competitively based on community need and program impact. Community need shall be weighted 25 40 percent. Program impact shall be weighted 65 50 percent. Outstanding performance in equal opportunity employment and housing shall be weighted 10 percent.

On motion by Senator Grant, by two-thirds vote CS for SB 952 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

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

Nays—1

Thomas

Vote after roll call:

Yea—Jenne

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

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Johnston, the rules were waived and by two-thirds vote SB 847, CS for SB 280, SB 942, SB 953, CS for HB 1196, SB 513 and SB 947 were withdrawn from the Committee on Appropriations.

SPECIAL ORDER, continued

On motions by Senator Castor, the rules were waived and by two-thirds vote CS for HB’s 114 and 158 was withdrawn from the Committees on Judiciary-Civil and Appropriations.

On motion by Senator Castor—

CS for HB’s 114 and 158—A bill to be entitled An act relating to alimony and child support; amending ss. 61.08 and 61.13, F.S., directing the courts, in alimony and child support orders entered after a certain date, to require payment of alimony and child support through county depositories; providing for modification of orders entered prior to said date under certain circumstances; providing for issuance of income deduction orders; providing for stay of income deduction when application for modification of alimony, support, or maintenance is made; amending s. 61.12, F.S., providing that certain disciplinary actions by employers to whom writs of attachment or garnishment are issued shall constitute contempt of court; amending s. 61.181, F.S., requiring counties to create central depositories for receiving, recording, and disbursing alimony and child support payments; providing for the monitoring of payment histories and for the keeping of records related thereto; providing

for the enforcement remedy of income deduction; providing restrictions; providing for notice of delinquency; providing for service of income deduction orders; providing for stay of income deduction when application for modification of alimony, support, or maintenance is made; providing procedure for contesting income deduction order; providing a limit on earnings subject to income deduction; obligating employers and certain other persons to deduct amounts from salary or other income as ordered; providing for protection from liability; providing additional remedies; providing for the imposition and collection of certain fees and providing guidelines for the establishment thereof; providing a penalty for failure to honor an income deduction order; proscribing employers and certain other persons from discharging or otherwise disciplining a person subject to such an order; providing an effective date.

—a companion measure, was substituted for CS for SB’s 144 and 184 and read the second time by title.

Senators Castor and Scott offered the following amendments which were moved by Senator Castor and adopted:

Amendment 1—On page 3, lines 8 and 9, strike “and the court finds it in the interest of such children,”

Amendment 2—On page 3, strike lines 16-23 and insert:

(e) If the provisions of (d) apply, either party may subsequently file with the depository a sworn affidavit alleging default or arrearages in payment and stating that said party wishes to initiate participation in the central depository program. Such party shall provide copies of the affidavit to the court and the other party. Fifteen days after receipt of such affidavit, the depository shall notify both parties that future payments shall be directed to the depository.

Amendment 3—On page 7, lines 21 and 22, strike the words “an affidavit” and insert: a sworn affidavit alleging default or arrearages in payment and

Amendment 4—On page 7, line 25, strike “Upon” and insert: Fifteen days after

Amendment 5—On page 9, strike line 10, and on line 11, strike “owed,”

Amendment 6—On page 9, line 18, after the period (.) insert: Such fee shall be considered by the court in determining the amount of alimony or child support that the obligor is, or may be required to pay.

On motion by Senator Castor, by two-thirds vote CS for HB’s 114 and 158 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

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

Nays—None

Vote after roll call:

Yea—Jenne

CS for SB’s 144 and 184 was laid on the table.

CS for CS for SB 159—A bill to be entitled An act relating to retired judges; amending s. 25.073, F.S.; providing an increase in the compensation of retired judges assigned to temporary duty; deleting the authority for certain judges over 70 to be appointed to serve the remainder of a term at full salary; providing an effective date.

—was read the second time by title. On motion by Senator Fox, by two-thirds vote CS for CS for SB 159 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Beard	Frank	Kirkpatrick	Rehm
Carlucci	Gersten	Langley	Scott
Castor	Girardeau	Malchon	Stuart
Childers, D.	Grant	Margolis	Thomas
Childers, W. D.	Grizzle	McPherson	Thurman
Deratany	Hill	Myers	Weinstein
Dunn	Jennings	Neal	
Fox	Johnston	Plummer	

Nays—None

Vote after roll call:

Yea—Hair, Jenne, Mann

On motions by Senator Myers, the rules were waived and by two-thirds vote HB 305 was withdrawn from the Committees on Economic, Community and Consumer Affairs and Judiciary-Civil.

On motion by Senator Myers—

HB 305—A bill to be entitled An act relating to the Municipal Annexation or Contraction Act; amending s. 171.031(11), Florida Statutes; providing that the separation of territory by certain lands shall not prevent the annexation of such territory; providing an effective date.

—a companion measure, was substituted for SB 14 and read the second time by title. On motion by Senator Myers, by two-thirds vote HB 305 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Beard	Frank	Johnston	Plummer
Carlucci	Gersten	Kirkpatrick	Stuart
Castor	Girardeau	Langley	Thomas
Childers, D.	Grant	Malchon	Thurman
Childers, W. D.	Grizzle	Margolis	Weinstein
Deratany	Hair	McPherson	
Dunn	Hill	Myers	
Fox	Jennings	Neal	

Nays—None

Vote after roll call:

Yea—Jenne, Mann

SB 14 was laid on the table.

Consideration of CS for SB 937 was deferred.

SCR 588—A concurrent resolution declaring the North Florida Air Show as the North Florida State Air Fair.

—was read the second time by title.

Senator Grant moved the following amendments which were adopted:

Amendment 1—On page 1, line 25, strike “North Florida State Air Fair” and insert: Northeast Florida Air Fair

Amendment 2—In title, on page 1, lines 3 and 4, strike “North Florida State Air Fair” and insert: Northeast Florida Air Fair

SCR 588 as amended was read in full, adopted, ordered engrossed and then certified to the House. The vote on adoption was:

Yeas—32

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

Nays—None

Vote after roll call:

Yea—Jenne

On motion by Senator Margolis, by two-thirds vote HB 871 was withdrawn from the Committees on Health and Rehabilitative Services, Commerce and Appropriations.

On motions by Senator Margolis—

HB 871—A bill to be entitled An act relating to the Florida Patient's Compensation Fund; amending s. 768.54, F.S., deleting the specified period of the fiscal year for the fund; delaying scheduled increases in entry level coverage health care providers are responsible for paying; changing the date for the annual establishment of certain fees; amending s. 81 of chapter 82-386, Laws of Florida, deleting the scheduled repeal of provisions relating to the order of payment of claims after funds in any year are exhausted; providing an effective date.

—a companion measure, was substituted for SB 582 and read the second time by title.

On motion by Senator Margolis, further consideration of HB 871 was deferred.

On motions by Senator W. D. Childers, by two-thirds vote CS for HB 843 was withdrawn from the Committees on Commerce and Economic, Community and Consumer Affairs.

On motions by Senator W. D. Childers—

CS for HB 843—A bill to be entitled An act relating to retail installment sales; amending s. 520.35, F.S., authorizing the assessment of a delinquency charge with respect to revolving accounts; providing an effective date.

—a companion measure, was substituted for SB 606 and read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote CS for HB 843 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

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

Nays—1

Gordon

Vote after roll call:

Yea—Jenne

SB 606 was laid on the table.

On motions by Senator Stuart, the rules were waived and by two-thirds vote HB 384 was withdrawn from the Committees on Commerce; Economic, Community and Consumer Affairs; and Appropriations.

On motion by Senator Stuart—

HB 384—A bill to be entitled An act relating to water and sewer systems; creating s. 367.0415, F.S., providing procedures for deletion of territory; amending s. 367.061, F.S., providing notice procedures for extension of service; authorizing commencement of construction; amending s. 367.081, F.S., prohibiting water and sewer utilities from increasing rates under certain circumstances; providing that combined applications or simultaneously filed applications shall be considered as one application for a rate adjustment; authorizing the Florida Public Service Commission to order certain refunds with interest; creating s. 367.0822, F.S., authorizing the commission, upon petition or by its own motion, to conduct certain limited proceedings; amending s. 367.141, F.S., providing fees for applications for deletion of territory; creating s. 367.163, F.S., authorizing the commission to impose certain penalties; amending s. 367.165, F.S., increasing the notice period required prior to abandonment of water or sewer service; providing for review and repeal; providing an effective date.

—a companion measure, was substituted for SB 559 and read the second time by title. On motion by Senator Stuart, by two-thirds vote HB 384 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

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

Nays—None

Vote after roll call:

Yea—Jenne

SB 559 was laid on the table.

The President presiding

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

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Gordon, the rules were waived and by two-thirds vote HB 256 was withdrawn from the Committee on Education.

SPECIAL ORDER, continued

CS for SB 230—A bill to be entitled An act relating to the care of dependent children; amending s. 409.175, F.S.; substantially revising provisions relating to regulation by the Department of Health and Rehabilitative Services of agencies and facilities providing for the care and placement of dependent children; providing definitions; providing for licensure of certain persons and agencies; specifying licensing requirements; prohibiting departmental rules relating to certain religious instruction; providing for licensing studies; providing for provisional licenses; authorizing inspections; providing for denial, revocation, and suspension of licenses; providing for injunctive proceedings; providing for corrective actions in the event of violations; prohibiting certain activity without a license and providing penalties therefor; authorizing the removal of children from persons in violation of certain provisions; providing for foster parent training; requiring the department to adopt rules; creating s. 409.170, F.S.; providing for the registration of residential child-caring agencies; providing for inspections; providing licensure exemptions; providing classifications for licensed and registered facilities; requiring certain contracts; providing for denial, suspension, and revocation of registration; providing for injunctive relief; prohibiting certain acts and providing penalties; providing severability; saving s. 409.175, F.S., from scheduled sunset repeal on October 1, 1984, and providing for future repeal and review of ss. 409.170, 409.175, F.S.; providing an effective date.

—was read the second time by title. On motion by Senator D. Childers, by two-thirds vote CS for SB 230 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Dunn	Jennings	Neal
Beard	Fox	Johnston	Rehm
Carlucci	Frank	Langley	Stuart
Castor	Girardeau	Malchon	Thurman
Childers, D.	Gordon	Margolis	Weinstein
Childers, W. D.	Grant	McPherson	
Crawford	Grizzle	Meek	
Deratany	Hair	Myers	

Nays—None

Vote after roll call:

Yea—Gersten, Jenne, Kirkpatrick, Mann

Senator Crawford presiding

CS for SB 529—A bill to be entitled An act relating to trauma centers and emergency and nonemergency medical services; amending s. 395.031, F.S.; providing standards for verification of trauma centers; amending ss. 401.21, 401.211, 401.23, 401.24, 401.25, 401.255, 401.26, 401.27, 401.281, 401.30, 401.31, 401.33, 401.34, 401.35, 401.411, F.S.; creat-

ing ss. 401.321, 401.414, F.S.; providing short title, intent, and definitions; providing for a state plan; providing for licensure and regulation by the Department of Health and Rehabilitative Services; providing for vehicle permits; providing personnel standards; providing for records; providing for inspection and examination; providing for transfer and assignment of license; providing exemptions; providing for rules; providing for discipline; repealing s. 401.413, F.S., relating to administrative fines; providing an effective date.

—was read the second time by title.

Senator D. Childers moved the following amendments which were adopted:

Amendment 1—On page 18, strike all of lines 1-9 and insert:

(7) A registered nurse or physician's assistant may be certified as a paramedic if the registered nurse or physician's assistant is certified in this state as an emergency medical technician, has passed the required emergency medical technician curriculum, has successfully completed an advanced cardiac life support course, and has passed the examination for certification as a paramedic, and has met other certification requirements as may be specified by rule of the department. A nurse or physician's assistant Nurses so certified shall be recertified pursuant to this section.

Amendment 2—On page 31, lines 19-31, and on page 32, lines 1-7, strike all of said lines and insert:

(3) The complaint and all information obtained pursuant to the department's investigation shall be maintained similar to the manner provided for in s. 455.225(9), relating to exemptions from s. 119.07 for complaints processed by the Department of Professional Regulation.

Amendment 3—On page 32, between lines 10 and 11, insert:

Section 1. Paragraph (e) of subsection (8) of section 381.494, Florida Statutes, is amended to read:

381.494 Health-related projects; certificate of need.

(8) DUTIES AND RESPONSIBILITIES OF DEPARTMENT; RULES.—

(e) An applicant or a substantially affected person who is aggrieved by the issuance, revocation, or denial of a certificate of need shall have the right, within not more than 30 days from the day of notice of the issuance, revocation, or denial of such certificate by the department, to seek relief according to the provisions of the Administrative Procedure Act and to seek judicial review of decisions resulting from hearings under the Administrative Procedure Act. In such administrative proceedings, reasonable attorneys fees and all expenses incurred by respondents and intervenors shall be assessed against nonprevailing petitioners by the administrative hearing officer. In such judicial review, the court must affirm the decision of the department unless the decision is found to be arbitrary, capricious, or not in compliance with this act.

Amendment 4—On page 32, between lines 10 and 11, insert:

Section 20. If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared severable.

Senator Castor moved the following amendment:

Amendment 5—On page 32, between lines 10 and 11, insert:

Section 2. Section 402.32, Florida Statutes, is amended to read:

402.32 School health services program.—

(1) This section shall be known and may be cited as the "School Health Services Act of 1974."

(2) The Legislature finds that health services conducted as a part of the total school health program should be carried out to appraise, protect, and promote the health of students. School health services supplement, rather than replace, parental responsibility and are designed to encourage parents to devote attention to child health, to discover health problems, and to encourage use of the services of their physician, dentist, and community health agencies.

(3) The following words and phrases shall have the following meanings for the purpose of this section:

(a) "Screening" means presumptive identification of unknown or unrecognized disease or defects by the application of tests that can be given with ease and rapidly to apparently healthy persons.

(b) "Physical examination" means a thorough evaluation of the health medical status of an individual.

(c) "Emergency health needs" means onsite management and aid for illness or injury pending student return to classroom or release to parent, guardian, designated friend, or designated health care provider.

(d) "Invasive screening" means any screening procedure in which the skin or any body orifice is penetrated.

(e) "School health services plan" means the document that describes the services to be provided, the responsibility for provision of the services, the anticipated expenditures to provide the service and evidence of cooperative planning by local school districts and public health units of the Department of Health and Rehabilitative Services.

(4) The duties of the Department of Health and Rehabilitative Services shall have responsibility, in cooperation with the Department of Education, to supervise the administration of the school health services program and perform periodic program reviews. However, the principal of each school shall have immediate supervisory authority over the health personnel working in the school. be:

(a) To employ, contract for, and supervise health service personnel for each school in the district in accordance with the state plan; however, in matters of coordination of health service programs with other school programs, the principal of each school shall have immediate supervisory authority over the health personnel working in that school.

(b) To carry out health appraisal and screening programs which include periodic review and analysis of health-related records, observation, and screening tests, consistent with sound health practices. Screening shall include vision, hearing, growth and development, nutrition, dental health, mental health, and communicable diseases.

(c) In cooperation with school personnel, to meet emergency health needs.

(d) When definitive diagnosis or treatment is indicated, to consult with parents or guardians, when appropriate, regarding the need for medical attention by the family physician, dentist, or other specialist, as the case may require.

(e) To follow up on children referred for further diagnosis and treatment.

(f) When indicated by screening, to provide children with physical examinations and to refer children to appropriate medical and dental treatment, in cooperation with the private medical and dental community whenever possible. Parents or guardians of such students shall, within 30 calendar days, report to the appropriate school personnel the action taken to satisfy the cited medical or dental needs.

(g) In cooperation with school personnel, to counsel students and parents in matters regarding health programs and practices.

(h) To maintain records by school on the incidence of health problems, corrective measures taken, and such other information as may be needed to plan and evaluate health programs. Records on individual students shall remain confidential in accordance with law and regulations of the Department of Health and Rehabilitative Services and the State Board of Education.

(i) To aid in the diagnosis and evaluation of children for placement in exceptional child programs and in the reevaluation at periodic intervals of the children placed in such programs.

(j) In cooperation with the Department of Education, to promulgate the rules and regulations necessary for the implementation of this section.

(k) In cooperation with school officials, to provide assistance to school personnel in such areas as health education programs, identification of children with health problems, and working with children with special health problems.

(5) Jointly with the district school board and the local school health advisory committee, each public health unit shall develop a health services plan which shall include, as a minimum, provision for:

(a) Health appraisal;

(b) Records review;

(c) Nurse assessment;

(d) Nutrition assessment;

(e) Preventive dental program;

(f) Vision screening;

(g) Hearing screening;

(h) Scoliosis screening;

(i) Growth and development screening;

(j) Health counseling;

(k) Referral and follow-up of suspected or confirmed health problems by the local public health unit;

(l) Meeting emergency health needs in each school;

(m) Public health unit personnel to assist school personnel in health education curriculum development;

(n) Consultation with parents or guardians regarding the need for health attention by the family physician, dentist, or other specialist when definitive diagnosis or treatment is indicated;

(o) Maintenance of records on incidents of health problems, corrective measures taken, and such other information as may be needed to plan and evaluate health programs; provided, however, that records of individual students shall remain confidential in accordance with law and rules of the State Board of Education and the Department of Health and Rehabilitative Services;

(p) Health information which shall be provided by the school health nurses, when necessary, regarding students' placement in exceptional student programs and the re-evaluation at periodic intervals of students placed in such programs; and

(q) Notification of local nonpublic schools of the school health services program and the opportunity for representatives of the local nonpublic schools to participate in the development of the cooperative health services plan. Each district school board, and the Department of Education where applicable, shall have the duty:

(a) To coordinate the educational aspects of the school health services program with the Comprehensive Health Education Act of 1973 and to include health services and health education as part of the school districts' comprehensive educational plan.

(b) To cooperate with the Department of Health and Rehabilitative Services in the provision of health services to children.

(c) To provide physical facilities at each school for the health services program.

(d) To provide inservice health training for school personnel.

(e) To cooperate with public health personnel in counseling students and parents in matters regarding health programs and practices.

(f) To examine each public school child, at the proper age, for scoliosis.

(6) Nonpublic schools may request to participate in the school health services program. Nonpublic schools voluntarily participating in the school health services program shall comply with paragraphs (b)-(e) of subsection (5).

(a) Cooperate with the public health unit and district school board in the development of the cooperative health services plan;

(b) Make available physical facilities for health services;

(c) Provide inservice health training to school personnel;

(d) Cooperate with public health personnel in the implementation of the school health services plan;

(e) Be subject to health service program reviews by the Department of Health and Rehabilitative Services and the Department of Education; and

(f) At the beginning of each school year, inform parents or guardians in writing, listing all of the specified health services, that their children will receive as provided for in the district's health service plan. Any student shall be exempt from any of these services if his parent or guardian requests such exemption in writing. This paragraph shall not be construed to authorize invasive screening; if there is a need for such procedure, the consent of the parent or guardian shall be obtained in writing prior to performing the screening. However, the laws and rules relating to contagious or communicable diseases and sanitary matters shall not be violated.

(7) The district school board shall:

(a) Coordinate the educational aspects of the school health services program with the Comprehensive Health Education Act of 1973;

(b) Include health services and health education as part of the school districts' comprehensive plan;

(c) Provide inservice health training for school personnel;

(d) Make available physical facilities for health services; and

(e) At the beginning of each school year, inform parents or guardians ~~shall be informed~~ in writing, listing all of the specified health services that their children will receive as provided in the district's health services plan ~~a medical or physical examination, screening, and treatment. Any student child shall be exempt from any of these services medical or physical examination, screening, and treatment if his parent or guardian requests such exemption in writing. This paragraph The consent established by this subsection shall not be construed to authorize invasive screening; if there is a need for such procedure, the consent of the parent or guardian shall be obtained in writing prior to performing the screening. However, the laws and, rules, and regulations relating to contagious or communicable diseases and sanitary matters shall not be violated.~~

(8) ~~The Department of Health and Rehabilitative Services in cooperation with the Department of Education is authorized to promulgate rules necessary to implement this section. School health services shall be implemented in annual increments so that all children will be served. Expenditures for school health services shall be accounted for by county in accordance with standards established by the Department of Health and Rehabilitative Services or as provided for by law.~~

(9) In the absence of negligence, no person shall be liable for any injury caused by an act or omission in the administration of school health services.

Section 2. Subsection (1) of section 232.0315, Florida Statutes, is amended to read:

232.0315 School entry health ~~medical~~ examinations.—

(1) The school board of each district and the governing authority of each nonpublic school shall require that each child who is entitled to admittance to kindergarten, or is entitled to any other initial entrance into a Florida public or nonpublic school, present a certification of a school-entry health ~~medical~~ examination performed within 1 year prior to enrollment in school. *The school board of each district and the governing authority of each nonpublic school may establish a policy which permits students up to 30 school days to present a certification of school entry health examination. Any school board which establishes such a policy shall include in its local school health services plan, provisions to assist students in obtaining the health examination.* However, any child shall be exempt from the requirement of a health ~~medical or physical~~ examination upon written request of the parent or guardian of such child stating objections to such examination on religious grounds.

Senator Frank moved the following amendment to Amendment 5 which was adopted:

Amendment 5A—On page 9, line 13, insert:

Section 3. Paragraph (e) is added to subsection (3) of section 230.2313, Florida Statutes, to read:

230.2313 Student Services programs.—

(3) A "student services program" is defined as a coordinated effort which shall include, but not be limited to:

(e) Health services, as described in s. 402.32.

Amendment 5 as amended was adopted.

Senator Grant moved the following amendments which were adopted:

Amendment 6—On page 32, strike all of lines 11 and 12 and insert:

Section 1. Short title.—Sections 1 through 3 of this act may be cited as the "Florida Youth Emotional Development and Suicide Prevention Act."

Section 2. Legislative intent.—The incidence of teenage suicide has escalated rapidly over the past 10 years. The rate of suicide among teenagers has increased 122 percent during the past 20 years, and suicide has been the third leading cause of death of persons age 15 through 24 during the past 10 years. The impact of the incidence of teenage suicide has caused the Legislature to determine that the prevention of suicide by youths is a priority of this state. The Legislature makes the following findings and declarations:

(1) A statewide program to promote the positive emotional development of youths and to prevent suicide by youths is essential to address the continuing problem of youth suicide in this state.

(2) The emotional development problems of youth often are compounded by other problems such as drug abuse, alcohol abuse, and school and family problems.

(3) A suicide prevention program for Florida youths can best be accomplished by coordinating the educational programs at the state and local levels with the community suicide prevention and crises center agencies. It is the intent of the Legislature that cooperation among these groups shall be a major component in its effort to achieve the successful prevention of youth suicide.

(4) Crises intervention and suicide prevention for the purposes of this act shall center on:

(a) Better detection by students, teachers, and family members of the signs of emotional distress in a youth that might result in suicide.

(b) Defined responsibility for school counselors.

(c) Timely referral of potential suicide victims to community professionals as needed.

(d) Cooperation between school and nonschool professionals.

Section 3. Plan for comprehensive approach.—

(1)(a) The Department of Health and Rehabilitative Services shall develop a state plan for the prevention of youth suicide and shall submit the plan to the Speaker of the House of Representatives, the President of the Senate, and the Governor no later than January 15, 1985. The Department of Education shall participate and fully cooperate in the development of the state plan at both the state and local levels. Furthermore, appropriate local agencies and organizations shall be provided an opportunity to participate in the development of the state plan at the local level. Appropriate local groups and organizations shall include, but not be limited to, community mental health centers; the school boards of the local school districts; the district human rights advocacy committees; private or public organizations or programs, including Parent Teacher Associations, with recognized expertise in working with children who are emotionally distressed and with expertise in working with the families of such children; law enforcement agencies; and the circuit courts. The state plan to be provided to the Legislature and the Governor shall include, as a minimum, the information required of the various groups in paragraph (b).

(b) The development of the comprehensive state plan shall be accomplished in the following manner:

1. The Department of Health and Rehabilitative Services shall establish an interprogram task force comprised of representatives from the Children, Youth, and Families Program Office; the Alcohol, Drug Abuse, and Mental Health Program Office; the Health Program Office; the Developmental Services Program Office; and the Office of Evaluation.

One representative of the Department of Law Enforcement and one representative of the Department of Education shall also serve as members of the interprogram task force. The interprogram task force shall be responsible for:

a. Developing a plan of action for better coordination and integration of the goals, activities, and funding pertaining to the state plan for the prevention of youth suicide to be developed by the Department of Health and Rehabilitative Services to maximize staff and resources at the state level. The plan of action shall be included in the state plan.

b. Providing a basic format to be used by the service districts of the Department of Health and Rehabilitative Services in the preparation of local plans of action to provide for uniformity in the service district plans and to provide for greater ease in compiling information for the state plan.

c. Providing the service districts with technical assistance in the development of local plans of action, if requested.

d. Examining the local plans to determine if all the requirements of the local plans have been met and, if they have not, informing the service districts of the deficiencies and requesting the additional information needed.

e. Preparing the state plan for submission to the Legislature and the Governor. Such preparation shall include the collecting of information obtained from the local plans, the cooperative plans with the Department of Education, and the plan of action for coordination and integration of activities of the Department of Health and Rehabilitative Services into one comprehensive plan. The state comprehensive plan shall include a section reflecting general conditions and needs, an analysis of variations based on population or geographic areas, identified problems, and recommendations for change. In essence, the plan shall provide an analysis and summary of each element of the local plans to provide a statewide perspective. The plan shall also include each separate local plan of action.

f. Working with the specified state agencies in fulfilling the requirements of this paragraph.

2. The Department of Health and Rehabilitative Services and the Department of Education shall work together to develop ways to inform and instruct appropriate district school personnel in all school districts in the detection of conditions which indicate youth suicidal tendencies and in the proper action that should be taken when there is reason to suspect that a student is contemplating suicide. The plan for accomplishing this end shall be included in the state plan.

3. The Department of Law Enforcement and the Department of Health and Rehabilitative Services shall work together to develop ways to inform and instruct appropriate local law enforcement personnel in the detection of youth suicidal tendencies, and in the proper action that should be taken to prevent suicide.

4. Within existing appropriations, the Department of Health and Rehabilitative Services shall work with other appropriate public and private agencies to emphasize efforts to educate the general public about the problem of youth suicide and ways to detect the warning signs that indicate a youth is planning to commit suicide, and in the proper action that should be taken to prevent a suicide. The plan for accomplishing this end shall be included in the state plan.

5. The Department of Education and the Department of Health and Rehabilitative Services shall work together on the enhancement or adaptation of curriculum materials to assist instructional personnel in providing instruction through a multidisciplinary approach on the identification, intervention, and prevention of youth suicide. The curriculum materials shall be geared toward a program of instruction at the 9-12 grade level. Strategies for requiring all school districts to utilize the curriculum are to be included in the comprehensive state plan for the prevention of youth suicide.

6. The Department of Education shall develop audio-visual and other training materials relating to suicide prevention and positive emotional development and shall distribute such materials to each school district for required in-service training for all teachers and administrators.

7. Each service district of the Department of Health and Rehabilitative Services shall develop a plan for its specific geographic area. The plan developed at the district level shall be submitted to the interprogram task force for use in preparing the state plan. The service district

local plan of action shall be prepared with the involvement and assistance of the local agencies and organizations listed in paragraph (a) and representatives from those departmental district offices participating in the prevention of youth suicide. To accomplish this, the district administrator in each service district shall establish a task force on the prevention of youth suicide. The district administrator shall appoint the members of the task force in accordance with the membership requirements of this section. In addition, the district administrator shall ensure that each sub-district is represented on the task force; and, if the district does not have subdistricts, the district administrator shall ensure that both urban and rural areas are represented on the task force. The task force shall develop a written statement clearly identifying its operating procedures, purpose, overall responsibilities, and method of meeting responsibilities. The district plan of action to be prepared by the task force shall include, but shall not be limited to:

a. Documentation of the magnitude of the problems of youth suicide in its geographical area.

b. A description of programs currently serving suicidal or emotionally upset youth and their families and of programs for the prevention of youth suicide, including information on their impact, cost-effectiveness, and sources of funding.

c. A continuum of programs and services necessary for a comprehensive approach to the prevention of youth suicide as well as a brief description of such programs and services.

d. A description, documentation, and priority ranking of local needs related to youth suicide prevention based upon the continuum of programs and services.

e. A plan for steps to be taken in meeting identified needs, including the rapid coordination and integration of services, the avoidance of unnecessary duplication and cost.

f. A plan for alternative funding strategies for meeting needs through the reallocation of existing resources, utilization of volunteers, contracting with local universities for services, and local government or private agency funding.

g. A description of barriers to the accomplishment of a comprehensive approach to the prevention of youth suicide.

h. Recommendations for changes that can be accomplished only at the state program level or by legislative action. The district local plan of action shall be submitted to the interprogram task force by October 1, 1984.

Section 4. Subsections (2) and (3) of section 230.2313, Florida Statutes, are amended to read:

230.2313 Student services programs.—

(2) It is the intent of the Legislature to articulate the functions served by each of the components of a program of student services. It is further the intent of the Legislature that each school district develop a plan for providing student services to all students in the public school system, including area vocational-technical centers. *Each school in a district shall submit a written student services plan to the superintendent and the school board annually. This school plan shall be jointly developed by the principal, staff members and school advisory committee. These plans shall be designed to ensure effective use of available resources and avoid unnecessary duplication. It is the intent of the Legislature that Student Services Coordinators be given time to fulfill their responsibilities under this section.*

(3) A "student services program" is defined as a coordinated effort which shall include, but not be limited to:

(a) Guidance services, which shall include, but not be limited to, the availability of individual and group counseling to all students; orientation programs for new students at each level of education and for transferring students; consultation with parents, faculty, and out-of-school agencies concerning student problems and needs; utilization of student records and files; supervision of standardized testing and interpretation of results; the following up of early school dropouts and graduates; a school-initiated system of parental involvement; an organized system of informational resources on which to base educational and vocational decisionmaking; and educational and job placement.

(b) Psychological services, which shall include, but not be limited to, evaluation of students with learning or adjustment problems; evaluation of students in exceptional-child education programs; consultation and counseling with parents, students, and school personnel; a system for the early identification of learning potential and factors which affect the child's educational performance; a system of liaison and referrals, with resources available outside of the school; and written policies which assure ethical procedures in psychological activities.

(c) Visiting teacher and school social work services, which shall include, but not be limited to, providing casework to assist in the prevention and remediation of problems of attendance, behavior, adjustment, and learning and serving as liaison between the home and school by making home visits and referring students and parents to appropriate school and community agencies for assistance.

(d) Occupational and placement services, which shall include, but not be limited to, the dissemination of career education information, placement services, and follow-up studies. Such follow-up studies may be conducted on a statistically valid random-sampling basis where appropriate and shall be stratified to reflect the appropriate vocational programs of students graduating from or leaving the public school system. The occupational and placement specialist shall serve as liaison between employers and the school. It shall be the responsibility of district placement personnel to make written recommendations to the superintendent for consideration by the district school board concerning areas of curriculum deficiency having an adverse effect on the employability of job candidates or progress in subsequent educational experiences. Further, district administrative personnel shall report to the school board concerning adjustments in program outcomes, curricula, and delivery of instruction as they are made with the use of placement and follow-up information.

(e) *The distribution of a suicide prevention public awareness program developed for distribution by the interprogram task force established by the Department of Health and Rehabilitative Services.*

Section 5. Paragraph (a) of subsection (2) of section 231.17, Florida Statutes, is amended to read:

231.17 Certificates granted on application to those meeting prescribed requirements.—

(2)(a) Each certificate issued shall be valid for a period not to exceed 5 years, and each applicant for initial regular certification shall demonstrate, on a comprehensive written examination or through such other procedures as may be specified by the state board, mastery of those minimum essential generic and specialization competencies and other criteria as shall be adopted into rules by the state board, including, but not limited to, the following:

1. The ability to write in a logical and understandable style with appropriate grammar and sentence structure;

2. The ability to read, comprehend, and interpret professional and other written material;

3. The ability to comprehend and work with fundamental mathematical concepts;

4. *The ability to recognize signs of severe emotional distress in students and techniques of crisis intervention with emphasis on suicide prevention and positive emotional development.*

5.4. The ability to comprehend patterns of physical, social, and academic development in students, including exceptional students in the regular classroom, and to counsel the same students concerning their needs in these areas; and

6.5. The ability to recognize and be aware of the instructional needs of exceptional students.

Section 6. Paragraph (b) of subsection (1) of section 232.246, Florida Statutes, is amended to read:

232.246 General requirements for high school graduation.—

(1)

(b) Beginning with the 1986-1987 school year and each year thereafter, successful completion of a minimum of 24 academic credits in grades 9 through 12 shall be required for graduation. The 24 credits shall be distributed as follows:

1. Four credits in English, with major concentration in composition and literature.

2. Three credits in mathematics.

3. Three credits in science, two of which must have a laboratory component. The State Board of Education may grant an annual waiver of the laboratory requirement to a school district that certifies that its laboratory facilities are inadequate, provided that the district submits a capital outlay plan to provide adequate facilities and makes the funding of this plan a priority of the school board.

4. One credit in American history.

5. One credit in world history, including a comparative study of the history, doctrines, and objectives of all major political systems in fulfillment of the requirements of s. 233.064.

6. One-half credit in economics, including a comparative study of the history, doctrines, and objectives of all major economic systems. The Florida Council on Economic Education shall provide technical assistance to the department and local school boards in developing curriculum materials for the study of economics.

7. One-half credit in American government.

8. One-half credit in practical arts vocational education or exploratory vocational education.

9. One-half credit in performing fine arts to be selected from music, dance, drama, painting, or sculpture.

10. One-half credit in life management skills to include *positive emotional development*, nutrition, drug education, consumer education, cardiopulmonary resuscitation, and the hazards of smoking. *Such credit shall be given for a course to be taken by all students in either the ninth or tenth grade.*

11. One-half credit in physical education to include assessment, improvement, and maintenance of personal fitness.

12. Nine elective credits.

Section 7. This act shall take effect January 1, 1985 except that Sections 20-25 shall take effect July 1, 1984 or upon becoming a law, whichever occurs later.

Amendment 7—In title, on page 1, line 20, after "administrative fines," insert: creating the "Florida Youth Emotional Development and Suicide Prevention Act," providing for a statewide plan for the emotional development of youth and the prevention of youth suicide to be developed by the Department of Health and Rehabilitative Services with the cooperation of the Department of Education, the Department of Law Enforcement, and certain local and state agencies; providing guidelines and procedures; amending s. 230.2313, F.S.; requiring each school in a district to submit a written student services plan to the superintendent and school board annually; including within such plan the distribution of a suicide prevention public awareness program; amending s. 231.17, F.S.; including in the minimum requirements for teacher certificates, a mastery of the ability to recognize signs of severe emotional distress in students and techniques of crisis intervention; amending s. 232.246, F.S.; including positive emotional development in the life management skills credit necessary for graduation;

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

Amendment 8—In title, on page 1, line 20, after "administrative fines," insert: amending s. 381.494, F.S.; providing for the assessment of reasonable attorneys fees and expenses against nonprevailing petitioners in certificate of need administrative proceedings;

Senator Frank moved the following amendment which was adopted:

Amendment 9—In title, on page 1, line 20, after the semicolon (;) insert: amending s. 230.2313, F.S., including health service programs within student services programs;

Senator Castor moved the following amendments which were adopted:

Amendment 10—In title, on page 1, lines 2 and 3, strike "trauma centers and emergency and nonemergency medical services" and insert: health services and health care costs

Amendment 11—In title, on page 1, line 20, after “administrative fines;” insert: amending s. 402.32, F.S., providing definitions; changing the responsibilities of the Department of Health and Rehabilitative Services with respect to school health services; requiring public health units to develop a health services plan and specifying the minimum components thereof; changing duties of district school boards and of nonpublic schools which voluntarily participate in the program; amending s. 232.0315, F.S., providing school boards and nonpublic schools the option of providing students a 30-day extension in obtaining a health examination;

On motion by Senator D. Childers, by two-thirds vote CS for SB 529 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—31

Table with 4 columns: Beard, Fox, Jennings, Myers. Rows list names: Carlucci, Frank, Johnston, Plummer, Castor, Gersten, Kirkpatrick, Rehm, Childers, D., Girardeau, Langley, Stuart, Childers, W. D., Gordon, Malchon, Thomas, Crawford, Grizzle, Margolis, Thurman, Deratany, Hair, McPherson, Weinstein, Dunn, Hill, Meek.

Nays—None

Vote after roll call:

Yea—Grant, Jenne, Mann

The Senate resumed consideration of—

HB 871—A bill to be entitled An act relating to the Florida Patient’s Compensation Fund; amending s. 768.54, F.S., deleting the specified period of the fiscal year for the fund; delaying scheduled increases in entry level coverage health care providers are responsible for paying; changing the date for the annual establishment of certain fees; amending s. 81 of chapter 82-386, Laws of Florida, deleting the scheduled repeal of provisions relating to the order of payment of claims after funds in any year are exhausted; providing an effective date.

Senator Carlucci moved the following amendment which failed:

Amendment 1—On page 7, between lines 15-16, insert:

Section 3. The Auditor General shall perform a detailed audit of the Florida Patient’s Compensation Fund, as established under s. 768.54, Florida Statutes. In addition, the Auditor General shall hire an independent actuarial firm to make a study and actuarial report on the condition of the fund.

Section 4. An amount sufficient to conduct the audit is appropriated from the Florida Patient’s Compensation Fund to the Auditor General for the purpose of conducting the audit of the Florida Patient’s Compensation Fund and paying the actuarial firm for its study and actuarial report.

(Renumber subsequent section.)

On motion by Senator Margolis, by two-thirds vote HB 871 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—27

Table with 4 columns: Beard, Gordon, Malchon, Rehm. Rows list names: Childers, D., Grant, Margolis, Stuart, Childers, W. D., Grizzle, McPherson, Thomas, Crawford, Hill, Meek, Thurman, Deratany, Jenne, Myers, Vogt, Dunn, Jennings, Neal, Weinstein, Fox, Langley, Plummer.

Nays—2

Carlucci Frank

Vote after roll call:

Yea—Gersten, Hair, Kirkpatrick, Mann

SB 582 was laid on the table.

On motion by Senator Dunn, by two-thirds vote HCR 1286 was withdrawn from the Committee on Rules and Calendar.

On motions by Senator Dunn—

HCR 1286—A concurrent resolution commending the members and staff of the second Environmental Land Management Study Committee for their extraordinary service to the citizens of Florida.

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

Yeas—28

Table with 4 columns: Beard, Dunn, Jennings, Neal. Rows list names: Carlucci, Fox, Langley, Plummer, Castor, Frank, Malchon, Rehm, Childers, D., Girardeau, Margolis, Stuart, Childers, W. D., Grant, McPherson, Thurman, Crawford, Grizzle, Meek, Vogt, Deratany, Jenne, Myers, Weinstein.

Nays—None

Vote after roll call:

Yea—Gersten, Hair, Kirkpatrick, Mann

SB 208—A bill to be entitled An act relating to motor vehicles; amending s. 320.025, F.S.; providing for the issuance of confidential registration certificates and registration license plates to investigative agencies of the state, county, municipal, or federal government; exempting the registration application and necessary confidential records of the investigative agency from the public records law; providing an effective date.

—was read the second time by title. On motion by Senator Langley, by two-thirds vote SB 208 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—27

Table with 4 columns: Beard, Dunn, Langley, Plummer. Rows list names: Carlucci, Fox, Malchon, Rehm, Castor, Frank, Margolis, Stuart, Childers, D., Girardeau, McPherson, Thurman, Childers, W. D., Grant, Meek, Vogt, Crawford, Grizzle, Myers, Weinstein, Deratany, Jennings, Neal.

Nays—None

Vote after roll call:

Yea—Gersten, Hair, Jenne, Kirkpatrick, Mann

CS for SB 883—A bill to be entitled An act relating to Department of Transportation contracts; amending s. 337.19, F.S.; providing that suits by and against the department must be commenced within 3 years after final acceptance of the work; permitting certain counterclaims to be maintained against the department under specified conditions; providing for retroactivity; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote CS for SB 883 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Table with 4 columns: Barron, Dunn, Langley, Rehm. Rows list names: Beard, Fox, Malchon, Stuart, Carlucci, Frank, Margolis, Thurman, Castor, Gordon, McPherson, Vogt, Childers, D., Grant, Meek, Weinstein, Childers, W. D., Grizzle, Myers, Crawford, Hill, Neal, Deratany, Jennings, Plummer.

Nays—None

Vote after roll call:

Yea—Gersten, Hair, Jenne, Kirkpatrick, Mann

SB 377—A bill to be entitled An act relating to property assessment; amending ss. 193.023, 193.085, 193.1142, 193.1145, 193.461, 194.032, 195.097, 196.011, 196.193, and 200.065, F.S.; revising dates for completion of property assessment by property appraiser and submission of rolls to the Department of Revenue for review; revising related dates pertaining to submission of railroad assessments to the appraiser, conditions for interim assessment rolls, notice of denial of agricultural classification and other exemptions, meetings of property appraisal adjustment boards, notification of defects in the rolls by the department, time periods for fixing millage, fixing millage by multicounty taxing authorities, and delivery of estimates of assessed values by the appraiser; revising time period for certification of adjusted adopted millage rates by taxing authorities; providing an effective date.

—was read the second time by title.

Senator Jennings moved the following amendment which was adopted:

Amendment 1—On page 13, line 18, after the word “year.” insert: *Also, upon written request from individual taxpayers, the property appraiser shall make estimates of the assessed value of such taxpayer's property.*

Senator Deratany moved the following amendment:

Amendment 2—On page 14, between lines 21 and 22, insert:

Section 11. Subsection (2) of section 193.011, Florida Statutes, is amended to read:

193.011 Factors to consider in deriving just valuation.—In arriving at just valuation as required under s. 4, Art. VII of the State Constitution, the property appraiser shall take into consideration the following factors:

(2) The highest and best use to which the property can be expected to be put in the immediate future and the present use of the property, taking into consideration any applicable local or state land use regulation and considering any moratorium imposed by executive order, law, ordinance, regulation, resolution, or proclamation adopted by any governmental body or agency or the Governor when the moratorium prohibits or restricts the development or improvement of property as otherwise authorized by applicable law; *provided that if the present use of the property is consistent with its zoning, its present use shall be deemed to be its highest and best use;*

(Renumber subsequent section.)

Further consideration of SB 377 was deferred.

On motion by Senator Barron, by two-thirds vote the following bills were placed at the end of the special order calendar: SB 43, CS for SJR 94, CS for SB 210, CS for SB 254, SB 287, SJR 363, Senate Bills 373 and 393, CS for SB 501, CS for SB 746, CS for SB 756 and House Bills 715 and 1039.

On motion by Senator Neal, by two-thirds vote HB 1262 was withdrawn from the Committee on Natural Resources and Conservation.

On motion by Senator Margolis, the rules were waived and the Committee on Finance, Taxation and Claims was granted permission to consider HB 382 and SB 703 this day.

The Senate recessed at 12:01 p.m. to reconvene at 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m. A quorum present—37:

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

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Curtis Peterson, President

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

SB 758—A bill to be entitled An act relating to Pinellas County; amending chapter 61-2661, Laws of Florida, as amended, relating to the establishment of the Palm Harbor Special Fire Control District; deleting the setting of compensation of members of the board of commissioners of the district by resolution of the board; providing for election of commissioners by numbered seats; clarifying provisions relating to the preparation of an assessment and collection roll and to the collection of assessments pursuant thereto; providing for the expansion of the loan authority for the district; providing for the expansion of purchasing power of the district; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 5, line 22, after the word “given” insert: , subject to referendum approval where required by the constitution,

On motion by Senator Rehm, the Senate concurred in the House amendment.

SB 758 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—25

Mr. President	Grant	Margolis	Thomas
Barron	Grizzle	McPherson	Thurman
Childers, D.	Henderson	Meek	Vogt
Childers, W. D.	Hill	Myers	Weinstein
Deratany	Jennings	Plummer	
Dunn	Langley	Rehm	
Frank	Malchon	Scott	

Nays—None

Vote after roll call:

Yea—Fox, Gersten, Hair, Jenne, Kirkpatrick, Mann

The bill was ordered engrossed and then enrolled.

The Honorable Curtis Peterson, President

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

SB 759—A bill to be entitled An act relating to Pinellas County; amending s. 5 and repealing ss. 6-9 of chapter 61-2661, Laws of Florida, as amended, relating to the Palm Harbor Special Fire Control District; changing the taxing authority of the district from special assessments to ad valorem taxation not to exceed two mills; providing for a referendum; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 1, line 11, strike everything after the enactment clause and insert:

Section 1. Section 5 of chapter 61-2661, Laws of Florida, as amended by chapters 77-643, 81-469, and 82-369, Laws of Florida, is amended to read:

Section 5. (1) The board of commissioners shall have the right, power, and authority to levy ad valorem taxes against all taxable property within the district to provide funds for the purposes of the district.

(2) The rate of taxation shall be fixed annually by a resolution of the board and shall not exceed (2) two mills.

(3) The board of commissioners shall join the Pinellas County Fire Protection Authority pursuant to the terms and conditions set forth in chapter 73-600, Laws of Florida, as amended, and the board shall continue to administer the affairs of the district.

Section 2. Sections 6, 7, 8, and 9 of chapter 61-2661, Laws of Florida, as amended by chapter 82-369, Laws of Florida, are hereby repealed.

Section 3. (1) This act and its specific provisions shall take effect only upon approval by a majority vote of those qualified electors of the Palm Harbor Special Fire Control District voting in a referendum to be held by the Board of County Commissioners of Pinellas County in conjunction with the next regular primary election with the following questions on the ballot:

1. The Palm Harbor Special Fire Control District should keep its present method and rates of special assessment taxation.

2. The Palm Harbor Special Fire Control District should increase its present special assessment tax rate cap by two and one-half times the present rate.

3. The Palm Harbor Special Fire Control District should change to ad valorem (millage) taxation with a two mill cap.

4. The Palm Harbor Special Fire Control District should change to ad valorem (millage) taxation with a two mill cap and join the Pinellas County Fire Protection Authority.

(2) Electors should only vote for one proposal and if no proposal receives a majority then the two proposals receiving the highest number of votes will be presented on the general election ballot.

(3) Referendum proposals shall be in accordance with the provisions of law relating to elections currently in force in Pinellas County, except that this section shall take effect upon becoming a law.

Amendment 2—On page 1 in the title, lines 1-9, strike all of said lines and insert: A bill to be entitled An act relating to Pinellas County; amending s. 5 and repealing ss. 6-9 of chapter 61-2661, Laws of Florida, as amended, relating to the Palm Harbor Special Fire Control District; changing the taxing authority of the district by providing for a referendum to choose various alternatives from increasing the current special assessment to changing to ad valorem taxation with a cap not to exceed two mills; providing an effective date.

Amendment 3—On page 1, line 18, strike "real"

Senator Rehm moved the following amendment to House Amendment 1 which was adopted:

Amendment 1—On page 1, lines 3-26, and on page 2, lines 2-26, strike all of said lines and insert:

Section 1. Section 5 of chapter 61-2661, Laws of Florida, as amended by chapters 77-643, 81-469, and 82-369, Laws of Florida, is amended to read:

Section 5. (1) The board of commissioners shall have the right, power, and authority to levy ad valorem taxes against all taxable real property within the district to provide funds for the purposes of the district.

(2) The rate of taxation shall be fixed annually by a resolution of the board and shall not exceed (2) two mills.

Section 2. The board of commissioners shall join the Pinellas County Fire Protection Authority pursuant to the terms and conditions set forth in chapter 73-600, Laws of Florida, as amended, and the board shall continue to administer the affairs of the district.

Section 3. Sections 6, 7, 8, and 9 of chapter 61-2661, Laws of Florida, as amended by chapter 82-369, Laws of Florida, are hereby repealed.

Section 4. (1) This act and its specific provisions shall take effect as provided in subsection (3) only upon approval by a majority vote of those qualified electors of the Palm Harbor Special Fire Control District voting in a referendum to be held by the Board of County Commissioners of Pinellas County in conjunction with the next regular primary election with the following questions on the ballot:

1. The Palm Harbor Special Fire Control District should keep its present method and rates of special assessment taxation.

2. The Palm Harbor Special Fire Control District should increase its present special assessment tax rate cap by two and one-half times the present rate.

3. The Palm Harbor Special Fire Control District should change to ad valorem (millage) taxation with a two mill cap.

4. The Palm Harbor Special Fire Control District should change to ad valorem (millage) taxation with a two mill cap and join the Pinellas County Fire Protection Authority.

(2) Electors should only vote for one proposal and if no proposal receives a majority then the two proposals receiving the highest number of votes will be presented on the general election ballot.

(3) If question 1. or question 2. is approved at the referendum, sections 1, 2, and 3 of this act shall not take effect. If question 3. is approved at the referendum, only sections 1 and 3 of this act shall take effect. If question 4. is approved at the referendum, sections 1, 2, and 3 of this act shall take effect.

(4) Referendum proposals shall be in accordance with the provisions of law relating to elections currently in force in Pinellas County, except that this section shall take effect upon becoming a law.

On motions by Senator Rehm, the Senate concurred in House Amendments 2 and 3, concurred in House Amendment 1 as amended and requested the House to concur in the Senate amendment.

SB 759 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—29

Mr. President	Grizzle	Margolis	Stuart
Beard	Henderson	McPherson	Thomas
Childers, D.	Hill	Meek	Thurman
Childers, W. D.	Jenne	Myers	Vogt
Deratany	Jennings	Neal	Weinstein
Dunn	Langley	Plummer	
Frank	Malchon	Rehm	
Grant	Mann	Scott	

Nays—None

Vote after roll call:

Yea—Fox, Gersten, Hair, Kirkpatrick

The Honorable Curtis Peterson, President

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

CS for SB 100—A bill to be entitled An act relating to boating safety; creating ss. 327.351-327.354, F.S.; prohibiting the operation of a vessel while intoxicated; providing punishment; providing tests to determine intoxication or impairment; providing legislative intent; providing for right to refuse; authorizing use of blood tests in cases of death or serious bodily injury; providing for certain presumptions of impairment; amending s. 327.32, F.S.; providing civil liability for reckless or careless operation of a vessel; amending s. 327.33, F.S.; providing criminal penalties for reckless or careless operation of a vessel; amending s. 327.35, F.S.; providing for fines, imprisonment, and community work projects for persons guilty of operating a vessel while under the influence of alcoholic beverages, chemical or controlled substances; amending s. 327.37, F.S.; prescribing certain safety rules for operating a vessel towing persons on water skis, aquaplanes, innertubes, and sleds; amending s. 327.50, F.S.; prohibiting use of sirens and emergency lights on all vessels other than law enforcement, fire, and emergency vessels; amending s. 327.54, F.S.; prohibiting liveries from renting a vessel not containing the safety equipment required by s. 327.50, F.S.; amending s. 327.56, F.S.; authorizing searches of vessels by law enforcement officers to ascertain compliance with safety regulations; amending s. 327.70, F.S.; providing that any authorized law enforcement officer shall enforce ch. 327 and ch. 328, F.S.; amending s. 327.72, F.S.; providing a \$25 fine for the careless operation of a vessel; repealing s. 327.51, F.S., relating to ventilator ducts; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 12, line 24, following the word "towed." insert: , or the vessel is equipped with a wide-angle rear view mirror mounted in such manner as to permit the operator of the vessel to observe the progress of the person being towed

Amendment 2—On page 13, line 10, delete the words: *to pass under any bridge or*

Amendment 3—On page 10, line 16, after the word operation, insert: However, vessel wake and shoreline wash resulting from the reasonable and prudent operation of a vessel shall absent negligence not constitute damage or endangerment to property.

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

CS for SB 100 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—24

Mr. President	Grant	Langley	Plummer
Childers, D.	Grizzle	Malchon	Scott
Childers, W. D.	Henderson	Margolis	Stuart
Deratany	Hill	McPherson	Thurman
Dunn	Jenne	Meek	Vogt
Frank	Jennings	Myers	Weinstein

Nays—None

Vote after roll call:

Yea—Fox, Gersten, Hair, Kirkpatrick, Mann, Thomas

The bill was ordered engrossed and then enrolled.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Beard, the rules were waived and by two-thirds vote HB 78 was withdrawn from the Committee on Transportation and by two-thirds vote placed at the end of the special order calendar.

On motion by Senator Beard, the rules were waived and by two-thirds vote SB 961 was withdrawn from the Committee on Transportation.

On motion by Senator Scott, the rules were waived and by two-thirds vote CS for SB 3 was withdrawn from the Committee on Judiciary-Civil.

On motion by Senator W. D. Childers, by two-thirds vote SR 1153 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator W. D. Childers—

SR 1153—A resolution commending the Gonzalez Tate High School baseball team of Pensacola as the 1984 Class AAAA High School Champions of the State of Florida.

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

Yeas—31

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

Nays—None

Vote after roll call:

Yea—Fox, Gersten, Hair, Kirkpatrick

On motion by Senator Henderson—

SR 1109—A resolution commending the 1983 Sarasota Little League baseball team.

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

Yeas—29

Mr. President	Childers, W. D.	Dunn	Girardeau
Carlucci	Crawford	Fox	Grant
Castor	Deratany	Frank	Grizzle

Henderson	Margolis	Rehm	Vogt
Hill	Meek	Scott	Weinstein
Jennings	Myers	Stuart	
Langley	Neal	Thomas	
Malchon	Plummer	Thurman	

Nays—None

Vote after roll call:

Yea—Gersten, Hair, Jenne, Kirkpatrick, Mann

On motion by Senator Langley—

SR 1147—A resolution commending the Eustis High School football team for its 1983 football season.

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

Yeas—31

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

Nays—None

Vote after roll call:

Yea—Gersten, Hair, Jenne, Kirkpatrick, Mann

Senator Stuart presiding

SPECIAL ORDER

SR 477—A resolution commending James Robert Bates, Darryl Adams, and Bill Szarszewski for their heroic actions.

—was read the second time in full. On motion by Senator Henderson, SR 477 was adopted. The vote on adoption was:

Yeas—29

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

Nays—None

Vote after roll call:

Yea—Hair, Jenne, Kirkpatrick

CS for CS for SJR 612—A joint resolution proposing an amendment to Section 11, Article VII of the State Constitution, relating to state bonds.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Section 11 of Article VII of the State Constitution is hereby agreed to and shall be submitted to the electors of this state for approval or rejection at the general election to be held in November 1984:

ARTICLE VII FINANCE AND TAXATION

SECTION 11. State bonds; revenue bonds.—

(a) State bonds pledging the full faith and credit of the state may be issued only to finance or refinance the cost of state *fixed capital outlay* projects *authorized by law, and purposes incidental thereto*, upon approval by a vote of the electors; provided state bonds issued pursuant to this subsection (a) may be refunded without a vote of the electors at a lower net average interest cost rate. The total outstanding principal of

state bonds issued pursuant to this subsection (a) shall never exceed fifty percent of the total tax revenues of the state for the two preceding fiscal years, excluding any tax revenues held in trust under the provisions of this constitution.

(b) Moneys sufficient to pay debt service on state bonds as the same becomes due shall be appropriated by law.

(c) When authorized by law passed by a two-thirds vote of each house of the legislature, state bonds pledging the full faith and credit of the state may be issued without an election to finance or refinance the acquisition or construction of state office buildings, correctional facilities, and educational facilities, and purposes incidental thereto. The total outstanding principal of state bonds issued pursuant to this subsection shall never exceed twenty percent of the average total tax revenues of the state for each of the two preceding fiscal years, excluding any tax revenues held in trust under the provisions of this constitution.

(d) Any state bonds pledging the full faith and credit of the state issued under this section or any other section of this constitution may be combined for the purposes of sale.

(e) Revenue bonds may be issued by the state or its agencies without a vote of the electors only to finance or refinance the cost of state fixed capital outlay projects authorized by law, and purposes incidental thereto, and shall be payable solely from funds derived directly from sources other than state tax revenues or rents or fees paid from state tax revenues.

(f) Each project, building, or facility to be financed or refinanced with revenue bonds or full faith and credit bonds issued under this section shall first be approved by the Legislature by an act relating to appropriations or by general law.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT
ARTICLE VII, SECTION 11

BONDS FOR STATE CAPITAL PROJECTS.—Proposing an amendment to the State Constitution to specify the projects for which state general obligation bonds may be issued, to clarify the limit imposed on the total outstanding principal of such bonds, to allow such bonds to be combined for purposes of sale, to allow state revenue bonds to be payable from rents or fees paid from state tax revenues, to permit the issuance of general obligation bonds for state fixed capital outlay projects without an election, under certain circumstances and to require prior legislative approval of certain projects before issuance of such bonds.

—was read the second time in full. On motion by Senator Dunn, by two-thirds vote CS for CS for SJR 612 was read the third time by title, passed by the required constitutional three-fifths vote of the membership and was certified to the House. The vote on passage was:

Yeas—27

Table with 4 columns: Beard, Frank, Jennings, Scott. Lists names of senators who voted 'Yes'.

Nays—1

Langley

Vote after roll call:

Yea—Gersten, Hair, Kirkpatrick

SB 377—A bill to be entitled An act relating to property assessment; amending ss. 193.023, 193.085, 193.1142, 193.1145, 193.461, 194.032, 195.097, 196.011, 196.193, and 200.065, F.S.; revising dates for completion of property assessment by property appraiser and submission of rolls to the Department of Revenue for review; revising related dates pertaining to submission of railroad assessments to the appraiser, conditions for interim assessment rolls, notice of denial of agricultural classification and other exemptions, meetings of property appraisal adjustment boards, notification of defects in the rolls by the department, time periods for

fixing millage, fixing millage by multicounty taxing authorities, and delivery of estimates of assessed values by the appraiser; revising time period for certification of adjusted adopted millage rates by taxing authorities; providing an effective date.

—was taken up with pending Amendment 2 which was withdrawn.

Senator Deratany moved the following amendment which was adopted:

Amendment 3—On page 2, lines 11-14, strike all of said lines.

On motion by Senator Grizzle, by two-thirds vote SB 377 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—21

Table with 4 columns: Beard, Frank, Jennings, Rehm. Lists names of senators who voted 'Yes'.

Nays—7

Table with 4 columns: Childers, D., Langley, Thomas, Weinstein. Lists names of senators who voted 'No'.

Vote after roll call:

Nay—Barron, Crawford, Jenne

Yea to Nay—Hair

On motions by Senator Dunn, the rules were waived and by two-thirds vote HB 1050 was withdrawn from the Committees on Finance, Taxation and Claims; and Appropriations.

On motion by Senator Dunn—

HB 1050—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.

—a companion measure, was substituted for SB 1019 and read the second time by title. On motion by Senator Dunn, by two-thirds vote HB 1050 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Table with 4 columns: Beard, Frank, Jennings, Rehm. Lists names of senators who voted 'Yes'.

Nays—None

Vote after roll call:

Yea—Kirkpatrick

SB 1019 was laid on the table.

On motion by Senator Jenne, the rules were waived and the Committee on Judiciary-Criminal was granted permission to meet at 5:00 p.m. or upon adjournment this day to consider CS for HB 1206.

HB 856—A bill to be entitled An act relating to gambling; creating s. 849.0935, F.S., authorizing certain charitable nonprofit organizations to conduct drawings by chance; providing definitions; requiring certain notice with respect to such drawings; prohibiting operators from engaging in certain activity with respect to such drawings; providing a penalty; providing an effective date.

—was read the second time by title. On motion by Senator Castor, by two-thirds vote HB 856 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—28

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

Nays—1

Childers, D.

Vote after roll call:

Yea—Gersten, Jenne, Kirkpatrick

CS for SB 885—A bill to be entitled An act relating to the Cross Florida Barge Canal; amending s. 253.781, F.S.; providing for retention, or transfer of state-owned lands; redefining the boundaries of the Ocala National Forest; providing that easements for flooding shall be granted or assigned; amending s. 253.783, F.S.; directing the Department of Natural Resources to offer certain surplus lands to counties in which such lands lie, to extend the second right of refusal to the original owner of such lands, and to extend the third right of refusal to any person with a leasehold interest; providing for reconveyance of donated lands to the original donor if not sold to counties; changing the effective date of said provisions; reenacting s. 253.784, F.S.; providing for powers and authority of the department to enter into contracts and other agreements and to assign, transfer, and convey certain properties and accept certain lands; amending s. 374.001, F.S., relating to transfer of the canal authority, and s. 374.3001, F.S., relating to disposition of property and funds, to conform; providing effective dates.

—was read the second time by title.

Senator Neal offered the following amendments which were moved by Senator Thurman and adopted:

Amendment 1—On page 1, line 29, strike everything after the enacting clause and insert:

Section 1. Section 2 of chapter 79-167, Laws of Florida, is amended to read:

Section 2. ~~Retention Transfer~~ of state-owned lands in the Oklawaha River and Valley to the Federal Government.—

(1) It is the intent of the Legislature to conserve and protect the natural resources and scenic beauty of the Oklawaha River and Valley bounding the Ocala National Forest in Putnam and Marion Counties. It is the finding of the Legislature that said Oklawaha River and Valley bounding the Ocala National Forest are areas containing and having a significant impact upon environmental and recreational resources of statewide importance and that public ownership and access to such areas are necessary and desirable to protect the health, welfare, safety, and quality of life of the residents of this state and to implement s. 7 of Art. II of the State Constitution. It is further the finding of the Legislature that retention of ownership and control of said the foresaid lands by the state or the ownership and control by the Federal Government as part of the Ocala National Forest will properly protect and conserve the natural resources and scenic beauty of Florida, enhance recreational opportunities, and be in the public interest.

(2) The Department of Natural Resources is authorized and directed to transfer ownership of all lands or interests in lands ~~owned by the Board of Trustees of the Internal Improvement Trust Fund, including all fee and less than fee interests in lands~~ previously owned by the Canal Authority, contained within the existing extended boundary of the Ocala National Forest and any extension of the boundary of the Ocala

~~National Forest in Putman County as shown on the map dated July 1978 on file with the Chief of the Forest Service, Department of Agriculture, Washington, District of Columbia, and available to the public in the office of the appropriate United States regional forester, forest supervisor, forest ranger, and in the office of the Department of Natural Resources, to the United States Department of Agriculture for the purpose of inclusion in the Ocala National Forest. The Department of Natural Resources shall make such conveyance for payment of no less than the fair market value for such lands as authorized by the head of the Department of Natural Resources. Any conveyance by the Department of Natural Resources to the United States Department of Agriculture or other Federal Department or Agency, shall include the lands which comprise the Rodman Dam and Rodman Reservoir, also known as Lake Oklawaha, only if the Governor and Florida Cabinet, as the head of the Department of Natural Resources, shall determine that such conveyance is consistent with the conclusions of the Land Management Plan required herein. If such plan shall provide for the continued use and maintenance of the Lake Oklawaha lands for recreational and scientific purposes, any deed conveying such lands shall contain appropriate restrictions assuring such continued use.~~

(3) *The Department of Natural Resources is directed to grant to the Federal Government a perpetual easement for flooding in all lands associated with the Cross Florida Barge Canal Project from the Eureka Lock and Dam site to the St. Johns River to which the department has retained or acquired fee title. The department is further directed to assign to the Federal Government any and all easements for flooding which the state may hold or acquire on lands associated with the Cross Florida Barge Canal Project from the Eureka Lock and Dam site to the St. Johns River.*

(4)(3) The Governor and Cabinet as the head of the Department of Natural Resources are empowered and authorized to acquire by purchase, exchange of other state lands, or by the exercise of the power of eminent domain the fee title to lands acquired in less than fee title along the canal route within the area described in subsection (2). The Legislature finds that such exercise of the power of eminent domain to accomplish the purposes of this section is necessary and for a public purpose. Such power of eminent domain shall be exercised pursuant to the provisions of chapter 73, Florida Statutes.

(5)(4) Lands transferred pursuant to this section by the Department of Natural Resources may reserve existing road rights-of-way.

Section 2. Subsection (2) of section 4 of chapter 79-167, Laws of Florida, is amended to read:

Section 4. Additional powers and duties of the Department of Natural Resources.—

(2) It is declared to be in the public interest that the department shall do and is hereby authorized to do any and all things, and incur and pay from the Cross Florida Barge Canal Trust Fund, for the public purposes described herein, any and all expenses, necessary, convenient, and proper, to:

(a) Develop a management plan for the retention or disposition of lands acquired for the Cross Florida Barge Canal to be submitted to the Legislature no later than 1 year from the deauthorization of the Cross Florida Barge Canal effective date of this act for the retention or disposition of lands acquired for the Cross Florida Barge Canal and not disposed of by this act, which plan shall reflect a consideration of disposition alternatives for disposition of all lands in fee or less than fee owned by the Board of Trustees of the Internal Improvement Trust Fund, including those lands previously owned by the canal authority and the U.S. Army Corps of Engineers, from the North/South midsection line of sections 20 and 29, township 15 south, range 23 east, western boundary of the expanded Ocala National Forest west to U.S. Highway 41, and the Cross Florida Barge Canal right-of-way from the Withlacoochee River west to the Gulf of Mexico, and from the eastern boundary of the expanded Ocala National Forest, as depicted by the map referred to in subsection (2) of section 2, east to the St. Johns River. Such disposition alternatives for disposition will include possible retention by any interested state agency for specific public purposes, and a declaration of lands not to be retained as surplus lands to be disposed of pursuant to paragraphs (c)-(f) (d), (e), or (f). The management plan shall also address any remedial measures necessary to correct any environmental or economic damage damages caused by works constructed as a part of or as a result of the uncompleted sections of the Cross Florida Barge Canal.

(b) ~~Develop a management plan for the lands comprising the Rodman Dam and Rodman Reservoir, also known as Lake Ocklawaha identifying the recreational and scientific management options which are most environmentally desirable and cost effective. Such management plan shall contain a specific determination regarding the continued maintenance of the Rodman Dam and Reservoir (Lake Ocklawaha) or the drainage of the reservoir and restoration of the area to its former natural state, as the case may be.~~

(b)(e) Operate and maintain existing lands and interests in lands, appurtenances, structures, and facilities until further disposition is directed by the Legislature pursuant to the management plan.

(c)(d) Offer any land declared surplus, at current appraised value, to counties in which the surplus land lies, for acquisition for specific public purposes. Any such sale price at current appraised value shall be charged against the dollar figure, including interest, of the repayment to be made to that county. These offers shall be valid for 6 calendar months from the date the management plan is adopted by the Legislature. ~~only the original owner from whom the Canal Authority of the State of Florida or the U.S. Army Corps of Engineers acquired the land but not to his heirs or assigns or any other person. The department shall offer and is authorized to reconvey, for no consideration, any donated land declared surplus to only the original donor or his heirs but not his assigns or any other person. These offers shall be made by public advertisement in not less than three newspapers of general circulation within the area of the canal route, one of which shall be a newspaper in the county where the lands declared surplus are located. These offers shall be valid for 1 calendar year from the date the management plan is adopted by the Legislature.~~

(d)(e) Extend the second right of refusal, at current appraised value, to the original owner from whom the Canal Authority of the State of Florida or the U.S. Army Corps of Engineers acquired the land, or to his heirs. The department shall offer and is authorized to reconvey, for no consideration, any donated land declared surplus and not sold pursuant to paragraph (c) to the original donor or his heirs. These offers shall be made by public advertisement in not fewer than three newspapers of general circulation within the area of the canal route, one of which shall be a newspaper in the county where the lands declared surplus are located. These offers shall be valid for 6 calendar months from the expiration date of offers made under paragraph (c). ~~to counties in which the surplus land lies for acquisition for specific public purposes with any such sale price at current appraised value charged against the dollar figure, including interest, of the repayment to be made to that county.~~

(e) Extend the third right of refusal, at current appraised value, to any person with a leasehold interest from the Canal Authority in the land. These offers shall be advertised as provided in paragraph (d) and shall be valid for 6 calendar months from the expiration date of offers made under paragraph (d).

(f) Offer surplus lands not purchased or transferred under paragraph (b) or paragraph (c) ~~(e) or (d)~~ to the highest bidder at public sale. Such surplus lands and the public sale shall be described and advertised in a newspaper of general circulation within the county in which the lands are located not less than 14 calendar days prior to the date on which the public sale is to be held. The current appraised value of such surplus lands will be the minimum acceptable bid.

(g) Refund to the counties of the Cross Florida Canal Navigation District funds derived from the conveyance of lands of the project to the Federal Government or any agency thereof, ~~pursuant to section 2~~, and from the sales of surplus lands pursuant to this section. Such refunds shall be in proportion to the ad valorem tax share paid to the Cross Florida Canal Navigation District by the respective counties. Refunds to the counties shall include interest on the amounts from the time of their payment by the counties to the date of repayment pursuant to this act. Interest to be refunded to the counties shall be compounded annually at the following rates: 1937 - 1950, 4 percent; 1951 - 1960, 5 percent; 1961 - 1970, 6 percent; 1971 - 1975, 7 percent; 1976 - refund date, 8 percent. In computing interest, amounts already repaid to the counties shall not be subject to further assessments of interest. Any partial repayments provided to the counties under this act shall be considered as contributing to the total repayment owed to the counties. Should the funds generated by conveyance to the Federal Government and sales of surplus lands be more than sufficient to repay said counties in accordance with this section, such excess funds shall be deposited in the Cross Florida Barge Canal Trust Fund. In no case shall General Revenue funds be used to repay interest owed to the counties.

(h) Establish an advisory committee to report to the department regarding the development of the management plan. This committee shall be composed of one representative from each of the following: Department of Natural Resources, Department of Environmental Regulation, Game and Fresh Water Fish Commission, Department of Transportation, Department of Administration - Division of State Planning, Southwest Florida Water Management District, St. Johns Water Management District, Duval County, Clay County, Putnam County, Marion County, Levy County, Citrus County, and four members of the public at large appointed by the Governor and Cabinet. The department shall conduct public hearings to receive comments and recommendations as to the disposition of lands under the management plan.

(i) Carry out the purposes of this act.

Section 3. Section 5 of chapter 79-167, Laws of Florida, is amended to read:

Section 5. Title, easements, and interests in lands; tax exemption.—Fee title, easements, and other interests in all lands held by the Canal Authority shall be transferred to the Department of Natural Resources and shall vest in the Board of Trustees of the Internal Improvement Trust Fund. Such title, easements, and other interests in land shall be maintained in the Board of Trustees pending transfer pursuant to section 2 or pending legislative direction as to disposition pursuant to subsection (2)(a) of section 4 and shall not revert. The Trustees shall utilize such lands or interests in lands pending said disposition for recreation or water management, or other purposes authorized to be performed by water management districts pursuant to s. 373.139, which uses the Legislature finds to be necessary and for a public purpose. Such lands shall be exempt from taxation.

Section 4. Section 8 of chapter 79-167, Laws of Florida, is amended to read:

Section 8. Cross Florida Canal Navigation District; disposition of property and funds.—All property of the Cross Florida Canal Navigation District is hereby transferred to the Department of Natural Resources. All funds remaining in any account of the district and not legally obligated on the effective date of this section ~~act~~ shall be transferred to the Department of Natural Resources, such funds to be included under the management plan repayment provisions pursuant to paragraph (g) of subsection (2)(f) of section 4.

Section 5. Section 16 of chapter 79-167, Laws of Florida, is amended to read:

Section 16. This act shall take effect only upon deauthorization of the Cross Florida Barge Canal Project by the United States Congress and shall take effect on the effective date of such deauthorization by the United States Congress, provided that section 15 shall take effect on July 1, 1979, section 6 shall take effect July 1, 1984, and this section shall take effect upon becoming a law.

Section 6. It is declared to be in the public interest that the Department of Natural Resources shall do and is hereby authorized to do any and all things and incur and pay from the Cross Florida Barge Canal Trust Fund, for the public purposes described herein, any and all expenses necessary, convenient, and proper to:

(1) Develop a management plan for the retention or disposition of lands acquired for the Cross Florida Barge Canal to be submitted to the Legislature no later than 1 year from the deauthorization of the Cross Florida Barge Canal, which plan shall reflect a consideration of alternatives for disposition of all lands in fee or less than fee owned by the Board of Trustees of the Internal Improvement Trust Fund, including those lands previously owned by the Canal Authority and the U.S. Army Corps of Engineers, from the North/South midsection line of sections 20 and 29, township 15 south, range 23 east, west to U.S. Highway 41, and the Cross Florida Barge Canal right-of-way from the Withlacoochee River west to the Gulf of Mexico. Such alternatives for disposition will include possible retention by any interested state agency for specific public purposes and a declaration of lands not to be retained as surplus lands to be disposed of pursuant to subsection (4) of this section and paragraphs (c)-(f) of subsection (2) of section 4 of chapter 79-167, Laws of Florida, as amended by this act. The management plan shall also address any remedial measures necessary to correct any environmental or economic damage caused by works constructed as a part of or as a result of the uncompleted sections of the Cross Florida Barge Canal.

(2) Operate and maintain existing lands and interests in lands, appurtenances, structures, and facilities until further disposition is directed by the Legislature pursuant to the management plan.

(3) Offer any land declared surplus, at current appraised value, to counties in which the surplus land lies, for acquisition for specific public purposes. Any such sale price at current appraised value shall be charged against the dollar figure, including interest, of the repayment to be made to that county. These offers shall be valid for 6 calendar months from the date the management plan is adopted by the Legislature.

Section 7. This act shall take effect July 1, 1984.

Amendment 2—In title, on page 1, strike all of lines 3-25 and insert: Canal; amending ss. 2, 4(2), 5, 8, and 16 of chapter 79-167, Laws of Florida; providing for retention or transfer of state-owned lands; redefining the boundaries of the Ocala National Forest; providing that easements for flooding be granted or assigned; directing the Department of Natural Resources to offer certain surplus lands to counties in which such lands lie, to extend the second right of refusal to the original owners of such lands, and to extend the third right of refusal to persons with leasehold interests, and providing for reconveyance of donated lands to the original donors if not sold to counties, providing for retention of title to lands pending such disposition; correcting a cross-reference; providing for the development of a management plan; changing the effective date of provisions relating to power and authority of the Department of Natural Resources to enter into contracts and other agreements and to assign, transfer, and convey certain properties and accept certain lands; providing an effective date.

On motion by Senator Thurman, by two-thirds vote CS for SB 885 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

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

Nays—None

Vote after roll call:

Yea—Gersten, Jenne, Kirkpatrick

Consideration of CS for SB 816 and CS for SB 813 was deferred.

On motions by Senator Thurman, the rules were waived and by two-thirds vote HB 916 was withdrawn from the Committees on Agriculture, Commerce and Judiciary-Civil.

On motion by Senator Thurman—

HB 916—A bill to be entitled An act relating to farm equipment manufacturers and dealers; providing a policy statement with respect to conduct in the marketing, distributing, and sale of tractors and items of farm equipment; providing definitions; providing powers and duties of manufacturers, distributors, wholesalers and dealers of tractors and farm equipment; providing for prohibited business dealings and conduct between manufacturers, distributors, wholesalers and dealers; providing for responsibilities of such manufacturers, distributors, wholesalers and dealers with respect to parts and return of parts, warranties and inventories; providing for termination of contracts between manufacturers, distributors and dealers of tractors and farm equipment; providing for the effect of the death or incapacity of a dealer; providing for the contractual agreements to which this act is applicable; providing for agreements and transactions which are void and unenforceable; providing for remedies in event of violation of this act; providing for indemnification of certain claims; providing for severability; providing an effective date.

—a companion measure, was substituted for SB 719 and read the second time by title. On motion by Senator Thurman, by two-thirds vote HB 916 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

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

Nays—None

Vote after roll call:

Yea—Gersten, Jenne, Kirkpatrick

SB 719 was laid on the table.

SB 99—A bill to be entitled An act relating to the Division of Motor Pool of the Department of General Services; repealing s. 287.16(9), F.S., which requires the division to submit recommendations to the Legislature as to methods for establishing and operating central maintenance facilities for state-owned or leased motor vehicles and watercraft; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 99 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—27

Barron	Frank	Jennings	Rehm
Carlucci	Girardeau	Johnston	Scott
Castor	Grant	Langley	Stuart
Childers, D.	Grizzle	Mann	Thomas
Childers, W. D.	Hair	Meek	Vogt
Dunn	Henderson	Myers	Weinstein
Fox	Hill	Plummer	

Nays—None

Vote after roll call:

Yea—Gersten, Jenne, Kirkpatrick

Consideration of HB 78 was deferred.

On motion by Senator Plummer, the rules were waived and by two-thirds vote HB 3 was withdrawn from the Committee on Transportation.

On motion by Senator Plummer—

HB 3—A bill to be entitled An act relating to state uniform traffic control; creating ss. 316.2951 through 316.2957, Florida Statutes; providing definitions; providing requirements with respect to motor vehicle windshields; providing requirements with respect to motor vehicle side windows; providing requirements with respect to all windows behind the driver; providing sunscreen requirements; providing requirements with respect to labeling; providing tolerance levels; providing penalties; providing exemptions; repealing s. 316.295, Florida Statutes, relating to motor vehicle windshield requirements; repealing s. 316.296, Florida Statutes, relating to the prohibition against selling a motor vehicle equipped with windows which are reflective or nontransparent; repealing s. 316.297, Florida Statutes, relating to the prohibition against selling reflective or nontransparent material for motor vehicle windows; repealing s. 316.298, Florida Statutes, relating to exemptions for manufacturers with respect to motor vehicle windows; providing an effective date.

—a companion measure, was substituted for SB 43 and read the second time by title. On motion by Senator Plummer, by two-thirds vote HB 3 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Barron	Crawford	Girardeau	Jennings
Carlucci	Deratany	Grant	Johnston
Castor	Dunn	Grizzle	Langley
Childers, D.	Fox	Henderson	Malchon
Childers, W. D.	Frank	Hill	Mann

Meek	Scott	Thurman
Plummer	Stuart	Vogt
Rehm	Thomas	Weinstein

Nays—None

Vote after roll call:

Yea—Hair, Jenne, Kirkpatrick

SB 43 was laid on the table.

On motion by Senator W. D. Childers, by two-thirds vote—

HB 78—A bill to be entitled An act relating to motor vehicle licenses; creating s. 320.0898, F.S.; providing for the Department of Highway Safety and Motor Vehicles to issue emergency service registration plates for motor vehicles owned by certain public safety officers; providing a fee; providing penalties for willfully or fraudulently obtaining such plate; amending s. 320.0807, F.S., relating to special license plates for members of the Legislature and s. 320.089, F.S., 1982 Supplement, as amended, authorizing the issuance of special "Medal of Honor" license plates to Florida residents who have been awarded the Congressional Medal of Honor; amending s. 320.0848, F.S., relating to exemption entitlement parking permits for handicapped persons; providing an effective date.

—was read the second time by title.

Senator W. D. Childers moved the following amendments which were adopted:

Amendment 1—On page 4, lines 16-31 and on page 5, lines 1-11, strike all of said lines and insert:

Section 3. Section 320.089, Florida Statutes, 1982 Supplement, as amended by chapters 83-218 and 83-318, Laws of Florida, is amended to read:

320.089 Members of National Guard and active United States Armed Forces reservists; former prisoners of war; survivors of Pearl Harbor; Congressional Medal of Honor winners; special license plates; fee.—Each owner of an automobile for private use, truck weighing not more than 5,000 pounds, or recreational vehicle as specified in s. 320.08(9)(c) or (d), which is not used for hire or commercial use, who is a resident of the state and an active member of the Florida National Guard, a former prisoner of war, a survivor of the attack on Pearl Harbor, a winner of the Congressional Medal of Honor, or an active member of any branch of the United States Armed Forces Reserve shall, upon application to the department, accompanied by proof of active membership in the Florida National Guard, proof of internment as a prisoner of war while in the service of the Armed Forces of the United States or as a civilian serving with the consent or authorization of the United States Government, proof of membership in the Pearl Harbor Survivors Association or proof of active military duty in Pearl Harbor on December 7, 1941, proof of being awarded the Congressional Medal of Honor, or proof of active membership in any branch of the Armed Forces Reserve, and upon payment of the license tax for the vehicle as provided in s. 320.08, be issued a license plate as provided by s. 320.06, upon which, in lieu of the serial numbers prescribed by s. 320.06, shall be stamped the words "National Guard," "Ex-P.O.W.," "Pearl Harbor Survivor," "Medal of Honor," or "U.S. Reserve," as appropriate, followed by the serial number of the license plate.

Amendment 2—In title, on page 1, line 12, before "authorizing" insert: authorizing issuance of special license plates for survivors of the attack on Pearl Harbor;

On motion by Senator W. D. Childers, by two-thirds vote HB 78 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—28

Carlucci	Fox	Jennings	Rehm
Castor	Frank	Johnston	Scott
Childers, D.	Girardeau	Langley	Stuart
Childers, W. D.	Grant	Malchon	Thomas
Crawford	Grizzle	Mann	Thurman
Deratany	Henderson	Myers	Vogt
Dunn	Hill	Plummer	Weinstein

Nays—None

Vote after roll call:

Yea—Hair, Jenne, Kirkpatrick

On motions by Senator Fox, the rules were waived and by two-thirds vote HJR 1160 was withdrawn from the Committees on Judiciary-Civil and Rules and Calendar.

On motion by Senator Fox—

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

Be It Resolved by the Legislature of the State of Florida:

That the amendment to Section 11 of Article V of the State Constitution set forth below is agreed to and shall be submitted to the electors of Florida for approval or rejection at the general election to be held in November 1984:

SECTION 11. Vacancies.—

(a) The governor shall fill each vacancy on the supreme court or on a district court of appeal by appointing for a term ending on the first Tuesday after the first Monday in January of the year following the next general election occurring at least one year after the date of appointment, one of three persons nominated by the appropriate judicial nominating commission.

(b) The governor shall fill each vacancy on a circuit court or on a county court by appointing for a term ending on the first Tuesday after the first Monday in January of the year following the next primary and general election, one of not fewer than three persons nominated by the appropriate judicial nominating commission. An election shall be held to fill that judicial office for the term of the office beginning at the end of the appointed term.

(c) The nominations shall be made within thirty days from the occurrence of a vacancy unless the period is extended by the governor for a time not to exceed thirty days. The governor shall make the appointment within sixty days after the nominations have been certified to him.

(d) There shall be a separate judicial nominating commission as provided by general law for the supreme court, each district court of appeal, and each judicial circuit for all trial courts within the circuit. *Uniform rules of procedure shall be established by the judicial nominating commissions at each level of the court system. Such rules, or any part thereof, may be repealed by general law enacted by a majority vote of the membership of each house of the legislature, or by the supreme court, five justices concurring. Except for deliberations of the judicial nominating commissions, the proceedings of the commissions and their records shall be open to the public.*

BE IT FURTHER RESOLVED that in accordance with the requirements of section 101.161, Florida Statutes, the title and substance of the amendment proposed herein shall appear on the ballot as follows:

PROCEDURES OF JUDICIAL NOMINATING COMMISSIONS

Provides that uniform rules of procedure be established by judicial nominating commissions at each level of the court system and that the rules may be repealed by general law or by the Supreme Court. Provides that proceedings of the commissions and their records shall be open to the public, except for deliberations of the commissions.

—a companion measure, was substituted for CS for SJR 94 and read the second time in full. On motion by Senator Fox, by two-thirds vote HJR 1160 was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—29

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

Nays—None

Vote after roll call:

Yea—Hair, Kirkpatrick

CS for SJR 94 was laid on the table.

Senator Barron moved that the Senate reconsider the vote by which HB 3 passed.

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

—was read the second time by title.

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

Amendment 1—On page 10, line 17, insert: a new subsection (4)

(4) *Organizations with a minimum of 10 years experience in providing electrolysis services and operating established multi-state locations, shall be exempted from the requirements of this act, providing, however, that these organizations maintain malpractice insurance with an accepted carrier in an amount of not less than \$100,000.00.*

On motion by Senator W. D. Childers, by two-thirds vote CS for SB 210 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—31

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

Nays—1

Mann

Vote after roll call:

Yea—Crawford, Gersten, Hair, Jenne

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Curtis Peterson, President

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

CS for SB 81—A bill to be entitled An act relating to vessels; amending s. 327.01, F.S.; providing a short title; amending s. 327.02, F.S.; providing definitions; amending s. 327.03, F.S.; providing duties of the Department of Natural Resources; amending ss. 327.10, 327.12, 327.13, 327.14, 327.16, 327.17, 327.18, 327.19, 327.21, 327.24, 327.28, 327.11, 327.22, 327.23, 327.25, F.S.; providing procedures for registering and numbering vessels; providing for classifying vessels; providing circumstances for municipal or county regulation of vessels; providing for collection, deposit, and use of fees; amending ss. 328.01, 328.03, 328.05, 328.07, 328.09, 328.11, 328.13, 328.15, 328.17, F.S.; providing procedures for acquiring a certificate of title of a vessel; providing requirements and penalties regarding certificates of title; providing for notice of liens on vessels; providing for nonjudicial sale of vessels; creating s. 328.20, F.S.; providing for disposition of revenues; repealing s. 327.15, F.S., relating to exemptions from the numbering requirement; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 7, lines 7-13, strike everything

Amendment 2—On page 33, lines 20 and 21, strike all of section 19 and renumber

Amendment 3—On page 14, line 3, after the word *Counties* insert: *of one hundred thousand persons or more*

Amendment 4—On page 1 in the title, lines 23-25, strike all of said lines and insert: *disposition of revenues; providing an effective date.*

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

CS for SB 81 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Jenne, Kirkpatrick

The bill was ordered engrossed and then enrolled.

The Honorable Curtis Peterson, President

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

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; amending s. 637.407, F.S., providing for financial requirements for dental service plan corporations existing on July 1, 1981; amending s. 637.427, F.S., deleting language relating to financial requirements for dental service plan corporations existing prior to July 1, 1981; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 1, lines 21-31, and on page 2, lines 1-5, strike all of said lines and insert:

(1) Any employer, group, or organization that pays or contributes to the premium of a group health insurance plan or a dental service plan corporation which provides dental coverage only upon the condition that services are rendered by an exclusive list of dentists or groups of dentists shall provide an alternative to enable the insured to have a free choice of dentist. The employer, group, or organization shall pay or contribute an equal dollar amount toward either alternative elected by the insured. The provisions of this section shall not require the commingling of costs and claims experience between the two alternative plans.

(2) Insurers and dental service plan corporations in this state that transact group insurance or provide prepaid health care that includes dental care only upon the condition that services are rendered by an exclusive list of dentists or groups of dentists shall advise the employer, group, or organization of the requirements of subsection (1) during the course of marketing or renewal of such health care policies.

On motion by Senator Girardeau, the Senate concurred in the House amendment.

CS for SB 728 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Jenne, Kirkpatrick, Plummer

The bill was ordered engrossed and then enrolled.

SPECIAL ORDER, continued

CS for SB 254—A bill to be entitled An act relating to land acquisition; amending ch. 83-80, Laws of Florida; correcting a legal description; authorizing the Department of Natural Resources to acquire by eminent domain specific parcels of land; providing an effective date.

—was read the second time by title.

Senator Castor moved the following amendment which was adopted:

Amendment 1—On page 3, line 7, strike “19” and insert: 29

On motion by Senator Castor, by two-thirds vote CS for SB 254 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Hair, Jenne, Kirkpatrick

Consideration of SB 287 was deferred.

SJR 363—A joint resolution proposing an amendment to Section 5 of Article II of the State Constitution relating to salaries of county officers.

—was read the second time by title.

Senator Hill moved the following amendment:

Amendment 1—On page 2, strike all of lines 11 and 12 and insert: *except that the compensation of members of boards of county commissioners shall be set at the figure in effect on June 30, 1984, unless otherwise fixed by resolution of the board of county commissioners.*

Further consideration of SJR 363 was deferred.

On motions by Senator Plummer, the rules were waived and by two-thirds vote HB 329 was withdrawn from the Committees on Governmental Operations and Appropriations.

On motion by Senator Plummer—

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

—a companion measure, was substituted for SB 373 and read the second time by title. On motion by Senator Plummer, by two-thirds vote HB 329 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—28

Beard	Fox	Hill	Neal
Carlucci	Frank	Jennings	Plummer
Childers, D.	Gersten	Johnston	Rehm
Childers, W. D.	Girardeau	Kirkpatrick	Scott
Crawford	Grant	Malchon	Stuart
Deratany	Grizzle	Meek	Thomas
Dunn	Henderson	Myers	Weinstein

Nays—2

Langley Mann

Vote after roll call:

Yea—Hair, Jenne

Yea to Nay—Scott

SB 373 was laid on the table.

SB 393—A bill to be entitled An act relating to electrical contracting; amending s. 489.521, F.S., authorizing the Department of Professional Regulation to assess a fee with respect to a certificate of competency for an electrical contractor; requiring registered or certified electrical contractors to affix their state registration or certification number to permit applications and all advertising material; providing procedure for a qualifying agent of an electrical contracting business to qualify additional business entities; providing an effective date.

—was read the second time by title.

The Committee on Economic, Community and Consumer Affairs recommended the following amendment which was moved by Senator Grant and adopted:

Amendment 1—On page 2, lines 26 and 27, strike “commercial vehicle,”

Senator Grant moved the following amendment which was adopted:

Amendment 2—On page 2, lines 26 and 27, strike “commercial vehicle”

On motion by Senator Grant, by two-thirds vote SB 393 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—31

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

Nays—None

Vote after roll call:

Yea—Jenne, Rehm, Thurman

On motions by Senator Kirkpatrick, the rules were waived and by two-thirds vote CS for HB 146 was withdrawn from the Committees on Economic, Community and Consumer Affairs; Agriculture, and Appropriations.

On motion by Senator Kirkpatrick—

CS for HB 146—A bill to be entitled An act relating to farmworker housing; amending s. 420.20, F.S., creating the “rural housing land acquisition and site development act”; amending s. 420.201, F.S., relating to declaration of necessity; amending s. 420.202, F.S., providing definitions; amending s. 420.203, F.S., creating the rural housing land acquisition and site development trust fund; amending s. 420.204, F.S., relating to grants and loans; amending s. 420.205, F.S., providing for terms of loan agreements; amending ss. 420.402, 420.403, 420.404, 420.405, 420.406, 420.407, and 420.413, F.S.; expanding the available financial resources for farmworker housing; redefining the term “local public body”; transferring the program from the Office of the Governor to the Department of Commu-

nity Affairs and modifying definitions and terminology to conform; extending the life of the Farmworker Housing Assistance Trust Fund; clarifying eligibility requirements; extending the life of the Farmworker Housing Assistance Act; providing for transfer of powers, duties, functions, records, property, etc.; providing an effective date.

—a companion measure, was substituted for CS for SB 501 and read the second time by title.

Senator Kirkpatrick moved the following amendments which were adopted:

Amendment 1—On page 7, between lines 16 and 17, insert:

Section 7. Section 420.206, Florida Statutes, is amended to read:

420.206 Rules and regulations; annual report.—The secretary is authorized to promulgate rules and regulations, on or before February 1, 1975, necessary to establish terms and conditions that will insure that the purposes of this part are carried out and the state's interests are adequately protected. The secretary shall submit to the Governor by June 30 an annual report with complete details of the amount *granted and loaned*, interest earned, *grant and* loan recipients, persons housed, and the balances on all loans outstanding at the end of each fiscal year.

Section 8. Section 420.211, Florida Statutes, is amended to read:

420.211 Expiration of *grant and* lending authority.—The *grant and* lending authority granted to the secretary under this part shall expire June 30, 1985. All unencumbered and repaid funds after this date shall revert and be transferred to the General Revenue Fund of the state, unallocated. Loan repayments received in the fund after June 30, 1985, shall revert and be transferred to the General Revenue Fund, unallocated, as they are received.

(Renumber subsequent sections.)

Amendment 2—In title, on page 1, line 10, insert: , s. 420.206, and s. 420.211

On motion by Senator Kirkpatrick, by two-thirds vote CS for HB 146 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Jenne

CS for SB 501 was laid on the table.

Senator Crawford presiding

CS for SB 816—A bill to be entitled An act relating to public printing; amending s. 283.30, F.S.; providing definitions; amending s. 283.31, F.S., relating to internal printing oversight committees; changing the amount for publications that is required to be reported by the committees; deleting expected costs from the contents of a report; amending s. 283.315, F.S., deleting the term "public document" and replacing it with the term "publication" as defined in the chapter; requiring that certain publications display a statement of cost and purpose; deleting a report on publications required of the Auditor General; amending s. 283.52, F.S.; providing for distribution of session laws; providing an effective date.

—was read the second time by title. On motion by Senator Stuart, by two-thirds vote CS for SB 816 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

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

Nays—None

Vote after roll call:

Yea—Jenne, Kirkpatrick

On motions by Senator Stuart, the rules were waived and by two-thirds vote CS for HB 183 was withdrawn from the Committees on Commerce and Finance, Taxation and Claims.

On motion by Senator Stuart—

CS for HB 183—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.221, F.S., authorizing the issuance of vendor's licenses to certain manufacturers of malt beverages; amending s. 565.02, F.S., providing for licensing of alcoholic beverage sales in certain theme park complexes; providing additional license taxes; providing an effective date.

—a companion measure, was substituted for CS for SB 813 and read the second time by title.

Senator Mann moved the following amendment which was adopted:

Amendment 1—On page 2, strike all of lines 30 and 31 and insert:

Section 3. Subsection 12 of Section 561.42 is amended to read:

(12) Any manufacturer or distributor may give, lend, furnish, or sell to a vendor who sells the products of such manufacturer or distributor neon or electric signs, window painting and decalcomanias, posters, placards, and other advertising material herein authorized to be used or displayed by the vendor in the interior of his licensed premises. *The division shall make reasonable rules governing promotional displays and advertising which rules shall not conflict with or be more stringent than the federal regulations pertaining to such promotional displays and advertising furnished vendors by distributors and manufacturers.*

Section 4. This act shall take effect upon becoming a law.

Senator Stuart moved the following amendment which was adopted:

Amendment 2—In title, on page 1, line 8, after the semicolon (;) insert: authorizing the division to promulgate rules governing promotional displays and advertising;

On motion by Senator Stuart, by two-thirds vote CS for HB 183 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Beard	Frank	Kirkpatrick	Rehm
Carlucci	Gersten	Malchon	Stuart
Castor	Girardeau	Mann	Thomas
Childers, W. D.	Grant	Margolis	Thurman
Crawford	Grizzle	Meek	Weinstein
Deratany	Henderson	Myers	
Dunn	Hill	Neal	
Fox	Jennings	Plummer	

Nays—2

Childers, D. Langley

Vote after roll call:

Yea—Hair, Jenne

CS for SB 813 was laid on the table.

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

—was read the second time by title.

Senator Stuart moved the following amendment:

Amendment 1—On page 3, between lines 6 and 7, insert: a new Section 5

Section 5. Whenever it becomes necessary for state funds to be appropriated for the payment of principal or interest on bonds which have been issued by the Division of Bond Finance on behalf of Orange County or the Expressway Authority and for which the full faith and credit of the state has been pledged, funds appropriated from proceeds of the State Transportation Trust Fund for state projects within the county will be used to reimburse the state after invoking the full faith and credit of the state to satisfy debt services, notwithstanding the provisions of s. 215.70 (4) (per the 1984 legislative session). The State Board of Administration is authorized to implement the provisions of this section and to withhold any funds to the extent necessary to achieve the purposes herein.

(Renumber subsequent section.)

Senator Neal moved the following amendment to Amendment 1 which was adopted:

Amendment 1A—On page 1, line 7, after “funds” insert: *programmed and*

Amendment 1 as amended was adopted.

On motion by Senator Stuart, by two-thirds vote CS for SB 746 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—26

Beard	Gersten	Langley	Plummer
Castor	Girardeau	Malchon	Rehm
Childers, D.	Grant	Mann	Stuart
Childers, W. D.	Grizzle	Margolis	Thurman
Crawford	Hair	McPherson	Weinstein
Deratany	Henderson	Meek	
Fox	Johnston	Myers	

Nays—None

Vote after roll call:

Yea—Jenne, Kirkpatrick

The President presiding

Consideration of SB 756 was deferred.

HB 715—A bill to be entitled An act relating to insurance; amending s. 626.9541, F.S.; exempting certain insurance offered by travel agencies from the prohibition against providing free insurance; providing an effective date.

—was read the second time by title. On motion by Senator Gersten, by two-thirds vote HB 715 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Jenne

HB 1039—A bill to be entitled An act relating to required statutory reports; amending s. 20.16, F.S., providing that the annual report required to be filed by the Florida Pari-mutuel Commission shall be submitted by November 15 annually; amending s. 26.55, F.S., relating to the report required of the Conference of Circuit Judges of Florida; amending

s. 27.37, F.S., relating to the duties of the Council on Organized Crime; amending s. 106.22, F.S., relating to certain required reports of the Division of Elections; amending s. 110.505, F.S., eliminating the requirement that budget requests submitted to the Legislature be accompanied by a volunteer impact statement; amending s. 112.192, F.S., relating to the report required of the State Officers' Compensation Commission; amending s. 112.665, F.S., relating to a report by the Division of Retirement of the Department of Administration concerning governmental retirement systems; amending s. 163.3184, F.S., deleting language relating to the requirement that the state land planning agency publish notice of certain information; amending s. 233.067, F.S., relating to a required report by the Department of Education dealing with comprehensive health education; amending s. 236.088, F.S., relating to a report required by the Commissioner of Education on administration of the basic skills and functional literacy compensatory supplement programs; amending s. 240.283, F.S., relating to a report required of presidents of the several state universities; amending s. 240.285, F.S., relating to a required report with respect to the transfer of funds to other personal services within the State University System; amending s. 284.06, F.S., relating to a required annual report of the Department of Insurance with respect to fire hazards; amending s. 287.115, F.S., relating to certain reports of the Comptroller; amending s. 370.16, F.S., relating to a report required by the Division of Marine Resources of the Department of Natural Resources with respect to the oyster and clam business; amending s. 369.22, F.S., relating to a report on the nonindigenous aquatic plant maintenance program within the Department of Natural Resources; amending s. 409.166, F.S., relating to a report by the Department of Health and Rehabilitative Services with respect to the subsidized adoption program; amending s. 409.2594, F.S., eliminating a report required by the Department of Health and Rehabilitative Services relating to dependent children; requiring the keeping of certain records; amending s. 409.505, F.S., eliminating a report required by the Department of Health and Rehabilitative Services with respect to financial assistance for community services programs; amending s. 410.016, F.S., relating to a required report with respect to the elderly; amending s. 410.024, F.S., eliminating a report with respect to community-care-for-the-elderly core services; amending s. 531.55, F.S., eliminating certain reports of the Florida Metric Council; amending s. 655.053, F.S., relating to the required annual report of the Department of Banking and Finance; amending s. 943.18, F.S., eliminating a report required by the Criminal Justice Standards and Training Commission; amending s. 216.031, F.S., adding a requirement with respect to biennial legislative budget requests for operational expenditures; creating s. 283.314, F.S., providing for reduction of funds allocated for publications by a specified amount; providing exemptions; providing for identification of discontinued publications; providing for a report to the Legislature; providing for review and repeal; repealing s. 13.08(5), F.S., relating to a report required by the Commission on Interstate Cooperation; repealing s. 23.136, F.S., relating to reports appraising early childhood development programs; repealing s. 30.49(11), F.S., relating to a report required by the Administration Commission with respect to budgets for sheriffs; repealing s. 121.135(1), F.S., relating to reports and surveys relative to state and local retirement systems; repealing s. 121.192(3), F.S., relating to the coordinating of a report to the Legislature on the actuarial condition of the state and local retirement systems; repealing s. 230.2312(4) and (8), F.S., relating to health screening and reporting under the Florida Primary Education Program; repealing s. 233.055(5), F.S., relating to a required report of the Commissioner of Education with respect to remedial reading; repealing s. 165.092, F.S., relating to local government service delivery studies; repealing s. 236.023, F.S., relating to cost of delivering equivalent educational services and the development of a Cost-of-Education Index; repealing s. 420.407(2), F.S., relating to certain reports required of the Executive Office of the Governor with respect to the “Farmworker Housing Assistance Act”; repealing s. 553.40, F.S., relating to an annual report required by the Department of Community Affairs under the “Florida Manufactured Building Act of 1979”; providing for the applicability of the act; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 19, strike all of lines 5-23 and insert:

Section 26. Section 283.30, Florida Statutes, is amended to read:

283.30 Definitions.—As used in this chapter, unless the context clearly requires otherwise, the term:

(1) "Agency" means a separate agency or unit of state government created or established by law and includes, but is not limited to, the following agencies or units and the officers thereof: any authority, board, branch, bureau, commission, department, division, institution, office, officer, or public corporation, as the case may be, except any such agency or unit within the legislative or judicial branch of state government.

(2) "Committee" means the Joint Legislative Management Committee of the Florida Legislature created by s. 11.147.

~~(3) "Department" means the Department of General Services.~~

(3)(4) "Division" means the Division of Purchasing of the Department of General Services.

(4)(5) "Duplicating" means the process of reproducing an image or images from an original to a final substrate through the electrophotographic, xerographic, or offset process or any combination of these processes, by which an operator can make more than one copy without rehandling the original.

~~(6) "Executive director" means the executive director of the Department of General Services.~~

(5)(7) "Internal printing oversight committee" means the internal committee created by each cabinet officer and the head of each executive department of government to oversee the production of publications costing in excess of \$1,000 ~~\$2,500~~ which are paid for by state tax funds appropriated by the Legislature.

(6)(8) "Printing" is the transfer of an image or images by the use of ink or similar substance from an original image to the final substrate through the process of letterpress, offset lithography, gravure, screen printing, or engraving.

(7)(9) "Public" means those entities and persons other than subordinate and functionally related or connected federal, state, or local governmental agencies.

(8)(10) "Publication" includes all books, brochures, flyers, manuals, newsletters, pamphlets, programs, reports, and other like documents; however, the term excludes items issued for strictly administrative or operational purposes.

Section 27. Section 283.31, Florida Statutes, is amended to read:

283.31 Internal printing oversight committees.—Each state agency shall establish an internal printing oversight committee which will be responsible for overseeing the printing of all publications produced for public distribution and costing in excess of \$1,000 ~~\$2,500~~ which are paid for by state tax funds appropriated by the Legislature, whether produced within the agency or by private printers; and for maintaining an accurate index of each such publication, together with the actual costs of preparation, printing, and circulation distribution. The information reflected by such records shall be reported semiannually to the Auditor General on July 31, for the reporting period ending June 30, and on January 31, for the reporting period ending December 31, in the format that he shall require; and he shall report annually the information to the President of the Senate and Speaker of the House of Representatives ~~Legislature not later than 60 days prior to the convening of the regular session, or at any time upon request of the Legislature. A committee may exempt contract documents from the requirements of ss. 283.42 and 287.102. However, the committee shall include justification for such exemptions in its semiannual report to the Auditor General. In addition, after each quarter, the committee shall forward to the Auditor General a report containing The semiannual report shall also contain the following: written justification of need, purpose, authority, expected costs, source of funding, frequency and number of issues, and reasons for choice of either in-house or outside vendor printing.~~

Section 28. Section 283.315, Florida Statutes, is amended to read:

283.315 Publications ~~Public documents~~; statement of cost and purpose.—

(1) Every department or agency of the state which prints or causes to be printed publications ~~promulgates public documents~~, as defined in s. 283.30(8) and costing in excess of \$1,000 which are paid for by state tax funds appropriated by the Legislature ~~287.05(1)~~, shall cause the following statement, with cost data and purpose inserted, to be printed on the publication adjacent to the identification of the agency responsible for the publication: "This publication ~~public document~~ was produced

~~promulgated at an annual cost of \$. . . , or \$. . . per copy to (statement of purpose)." This statement shall be printed in type which is the same size as the type of the body copy of the publication document, and the statement shall be set in a box composed of at least a 1-point rule.~~

(2) For the purposes of this section, the following three factors shall be utilized in computing cost data:

(a) Preparation.—Expenditure for materials, salaries, and operating expenses of personnel involved in preparing the ~~public document~~ for publication.

(b) Printing.—Expenditure for reproduction, whether on bid or in-house.

(c) Circulation.—Expenditures for postage and for salaries of agency or department personnel involved in distribution of the ~~publication public document~~.

~~(3) Sixty days prior to the beginning of the legislative session, the Auditor General shall submit to the President of the Senate and the Speaker of the House of Representatives a report for the preceding 12-month period, which identifies, but is not limited to, the total volume of publications printed by each agency, the type of printing, and the total amount expended.~~

Section 29. Paragraphs (c) and (d) of subsection (1) of section 283.52, Florida Statutes, are amended to read:

283.52 Distribution of session laws.—

(1) Copies of session laws of each session of the Legislature shall be distributed free by the committee as follows:

(c) A maximum of five copies, upon request, to each institution in the State University System, the University of Miami, *Nova University*, and Stetson University; and two copies to the University of Tampa, Florida Southern College, and Rollins College, to be mailed to the president of each institution upon request.

(d) Such copies to each of the several Cabinet members of this state (other than the Governor and the Attorney General); all duly constituted state departments, agencies, boards, commissions, and institutions; the Supreme Court of the United States; and the United States Circuit Court of Appeals for the ~~Eleventh Fifth~~ Circuit; as they shall request for official use, the maximum number to be determined by the committee.

(Renumber subsequent sections.)

Amendment 2—On page 20, line 9, strike "October" and insert: July

Amendment 3—In title, on page 3, lines 14-19, strike "creating s. 283.314, F.S., providing for reduction of funds allocated for publications by a specified amount; providing exemptions; providing for identification of discontinued publications; provided for a report to the Legislature;" and insert: amending s. 283.30, F.S., providing definitions; amending s. 283.31, F.S., relating to internal printing oversight committees; changing the amount for publications that are required to be reported by the committees; deleting expected costs from the contents of a report; amending s. 283.315, F.S., deleting the term "public document" and replacing it with the term "publication" as defined in the chapter; requiring that certain publications display a statement of cost and purpose; deleting a report on publications required of the Auditor General; amending s. 283.52, F.S., providing for distribution of session laws;

On motion by Senator Henderson, by two-thirds vote HB 1039 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Jenne

Senator Margolis moved that the rules be waived and that a joint resolution relating to gross receipts tax be introduced.

The motion and bill were referred to the Committee on Rules and Calendar pursuant to Rule 4.6.

On motions by Senator Hair, the rules were waived and by two-thirds vote HB 511 was withdrawn from the Committee on Judiciary-Civil.

On motion by Senator Hair—

HB 511—A bill to be entitled An act relating to the disposition of small trusts; amending s. 737.402, F.S.; providing trustees of certain small trusts discretionary authority to distribute trust property to the beneficiaries; providing an effective date.

—a companion measure, was substituted for SB 287 and read the second time by title. On motion by Senator Hair, by two-thirds vote HB 511 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 287 was laid on the table.

On motion by Senator Barron, the Senate recessed at 3:20 p.m.

The Senate was called to order by Senator Crawford at 3:30 p.m. A quorum present.

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

REPORTS OF COMMITTEES

Senator Barron reported that the Committee on Rules and Calendar had determined that an emergency existed compelling the introduction of SJR 1157, notwithstanding the fact that the final day had passed for introduction of bills.

On motion by Senator Barron, the rules were waived and the Senate reverted to introduction for the purpose of introducing the following bill:

INTRODUCTION AND REFERENCE OF BILLS

By Senator Margolis—

SJR 1157—A joint resolution proposing an amendment to Section 9, Article XII of the State Constitution, relating to gross receipts taxes.

—which was read the first time by title and referred to the Committee on Finance, Taxation and Claims.

On motion by Senator Barron, the rules were waived and the Committee on Finance, Taxation and Claims was granted permission to consider SJR 1157 at 5:00 p.m. this day.

On motion by Senator Barron, the Senate reconsidered the vote by which—

HB 3—A bill to be entitled An act relating to state uniform traffic control; creating ss. 316.2951 through 316.2957, Florida Statutes; providing definitions; providing requirements with respect to motor vehicle windshields; providing requirements with respect to motor vehicle side windows; providing requirements with respect to all windows behind the driver; providing sunscreen requirements; providing requirements with respect to labeling; providing tolerance levels; providing penalties; pro-

viding exemptions; repealing s. 316.295, Florida Statutes, relating to motor vehicle windshield requirements; repealing s. 316.296, Florida Statutes, relating to the prohibition against selling a motor vehicle equipped with windows which are reflective or nontransparent; repealing s. 316.297, Florida Statutes, relating to the prohibition against selling reflective or nontransparent material for motor vehicle windows; repealing s. 316.298, Florida Statutes, relating to exemptions for manufacturers with respect to motor vehicle windows; providing an effective date.

—passed this day.

On motion by Senator Barron, the Senate reconsidered the vote by which HB 3 was read the third time.

Senators Frank, Barron and Plummer offered the following amendment which was moved by Senator Plummer and adopted:

Amendment 1—On page 6, strike lines 16-19 and insert:

(1) Any person who operates a motor vehicle on which, after the effective date of this act, material was installed in violation of ss. 316.2951-316.2954, is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.084.

(2) Replacement or repair of any material legally installed is not a violation of ss. 316.2951-316.2954.

(Renumber subsequent subsection.)

On motion by Senator Plummer, by two-thirds vote HB 3 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—26

Barron	Dunn	Henderson	Rehm
Beard	Fox	Hill	Scott
Castor	Frank	Johnston	Stuart
Childers, D.	Girardeau	Malchon	Thomas
Childers, W. D.	Grant	Mann	Weinstein
Crawford	Grizzle	Meek	
Deratany	Hair	Plummer	

Nays—2

Langley Myers

Vote after roll call:

Yea—Gersten, Jenne, Kirkpatrick

On motions by Senator Barron, the rules were waived and by two-thirds vote SJR 570 and SB 625 were withdrawn from the Committee on Rules and Calendar.

LOCAL CALENDAR

Consideration of Senate Bills 1122 and 1139 was deferred.

SB 1141—A bill to be entitled An act relating to Taylor County; repealing chapter 79-576, Laws of Florida, relating to the creation, powers, and duties of the Taylor County Recreation Board; transferring assets and obligations of the board to the City of Perry; providing an effective date.

—was read the second time by title. On motion by Senator Grant, by two-thirds vote SB 1141 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

SB 1142—A bill to be entitled An act relating to the Port Everglades District; continuing the existence of the district; providing legislative intent; specifying membership, terms, powers, and duties of the port commission; designating a port jurisdictional area and specifying powers of the district therein; providing for meetings and quorum; providing for a port director and specifying powers and duties thereof; providing for bonds and ad valorem taxation; providing for leases; repealing ch. 59-1157, 61-1956, 61-1958, 63-1173, 65-1318, 65-1344, 67-1162, 67-1166, 69-890, 69-891, 69-897, 70-612, 71-570, 71-571, 71-572, 71-573, 71-579, 72-487, 73-416, 73-417, 73-418, 74-441, 75-352, 76-335, 76-340, 77-509, 77-510, 77-511, 80-465, 81-352, 81-353, 82-270, 82-271, 82-272, and 83-377, Laws of Florida, relating to the Port Everglades Authority and the Port Everglades District; providing an effective date.

—was read the second time by title.

Senators McPherson, Scott and Weinstein offered the following amendments which were moved by Senator Scott and adopted:

Amendment 1—On page 1, line 24, strike everything after the enacting clause and insert:

Section 1. Notwithstanding any other provision of law:

(1) The head of the Port Everglades District is the Port Everglades Commission, composed of 5 members elected at the general election pursuant to subsection (2) and 2 members appointed pursuant to subsection (3). The territory of the district is Broward County.

(2)(a) The five elected members of the port commission shall be elected by the electors of Broward County on a countywide basis, but each member shall reside in a different residence district established pursuant to paragraph (b) at the time of qualification and while holding office.

(b) For purposes of the election to be held in November, 1984, the residence districts shall be the same as the districts last used for the election of port commissioners prior to the effective date of this act. Within 2 years after the effective date of this act, and within 2 years after each decennial census, the port commission shall fairly apportion the county into five residence districts of as nearly equal population as practicable for the purpose of electing members of the port commission.

(c) The term of office of each elected commission member of the port commission is 4 years, commencing 14 days after the date of the general election; however, the initial term of a commission member elected from an even-numbered district in 1984 is 2 years.

(3) The Broward County Commission shall appoint two members of the port commission, to serve terms of 4 years each, commencing 14 days after the date of the general election. One person so appointed shall be a representative of labor unions certified to represent employees of the port district, and the other person so appointed shall be a representative of business entities doing business with or at the port.

(4) The affirmative votes of four members of the port commission shall be required in any instance where, prior to the effective date of this act, the affirmative vote of five members was required.

Section 2. Section 6 of Article 1 of Part II of chapter 59-1157, Laws of Florida, as amended, is amended to read:

Section 6. Compensation of Port Commissioners.

The port commission is hereby authorized and empowered to determine and fix the salaries of the port commission in an amount not to exceed \$600 per month for each commissioner. Commission members shall be entitled to travel expenses within the port district in an amount not to exceed \$100 per month. The chairman shall be entitled to such travel expenses in an amount not to exceed \$150 per month. All requests for reimbursement of travel expenses other than travel expenses within the port district shall be made in accordance with the provisions of s. 112.061, Florida Statutes.

Section 3. Section 9, Article 1, Part I of Chapter 59-1157, Laws of Florida, as amended, is amended to read:

PART I, PORT EVERGLADES AUTHORITY AND PORT EVERGLADES DISTRICT.

ARTICLE 1. GENERAL PROVISIONS

Section 9. Jurisdiction of Exercise of Police Powers and Land Use, Platting, and Zoning Powers.

There shall be an area within the limits of Port Everglades District known as "Port Everglades Jurisdictional Area". The Port Authority shall have the right to exercise police powers and land use, platting, and zoning powers within the limits of Port Everglades Jurisdictional Area in the manner elsewhere provided in this Charter. The following is the area known as Port Everglades Jurisdictional Area, to wit:

A parcel of land located in Sections 13, 14, 23, 24, 25, 26, 35 and 36, Township 50 South, Range 42 East, and a portion of the Atlantic Ocean adjoining said Sections 13 and 24, in the City of Hollywood, City of Dania and City of Fort Lauderdale, Broward County, State of Florida, being more particularly described as follows:

Commence at the Point of Beginning being a point lying on the intersection of the State of Florida Jurisdictional East boundary line in the Atlantic Ocean being 3 miles Easterly of the State of Florida Coastal Mean Low Water Line and on the Easterly projection of the South line of said Section 24; thence Westerly along said Easterly projection of the South line of Section 24 to the intersection of the East right-of-way line of the Intracoastal Waterway; thence Southerly along said East right-of-way line of the Intracoastal Waterway to the intersection of the South right of way line of the Dania Cut-Off Canal; thence Southwesterly and along the said South right-of-way line of the Dania Cut-Off to the intersection of the West line of the East half (E 1/2) of the East half (E 1/2) of the Northwest quarter (NW 1/4) of said Section 35; thence Northerly along the West line of the East half (E 1/2) of the East half (E 1/2) of the Northwest quarter (NW 1/4) of said Section 35; being the West line of the Lake Mabel Section of Hollywood as recorded in Plat Book 9, Page 39 of the public records of Broward County, Florida, to the South line of said Section 26; thence continue in a Northerly direction along the said West line of said Plat being the West line of the East half (E 1/2) of the East half (E 1/2) of the West half (W 1/2) of said Section 26; also being the West right-of-way line of a 260 foot wide Florida Power and Light (FPL) easement to the North line of the Southeast quarter (SE 1/4) of the Southeast quarter (SE 1/4) of the Northwest quarter (NW 1/4) of said Section 26 being the North line of the said FPL easement; thence Easterly along the preceding described North line of the said FPL easement to the West line of the Northeast quarter (NE 1/4) of said Section 26; thence Northerly along the preceding described line being the West line of the said FPL easement to the North line of said Section 26; thence Westerly along the North line of said Section 26 to the Northwest corner of said Section 26; thence Northerly along the West line of said Section 23 to a point lying 693.51 feet North of the South line of the Northwest quarter of said Section 23; thence 90°-08'-53" to the left from the preceding described course in an Easterly direction along a Northern property line of the Warren Petroleum Corporation as recorded in Official Record Book 3476, page 527, Broward County Public Records a distance of 200.2 feet; thence 96°-29'-56" to the right from the preceding described course in a Northerly direction along a Westerly property line of said Warren Petroleum as recorded in said Official Record Book 3476, page 527, a distance of 678.03 feet to the South line of the Northwest quarter of the Northwest quarter of said Section 23; thence Easterly along the said South line of the Northwest quarter of the Northwest quarter to the West property line of Cities Service Corporation as recorded in Official Record Book 54, pages 344, 345, and 346, Broward County Public Records; thence Northerly along said West property line of the Cities Service Corporation a distance of 673.8 feet more or less to the South boundary of the North one half of the Northwest quarter of the Northwest quarter of said Section 23; thence Westerly along said South boundary of the North one half of the Northwest quarter of the Northwest quarter of said Section 23, to the Easterly right-of-way line of Miami Road; thence Northerly along said Easterly right-of-way of Miami Road a distance of 146.26 feet to a Northern property line of Standard Oil Company as shown as the North line of Lot 6 Block T on the Plat of Lakeview Plat Book 1 page 68D Broward County Public Records; thence 104°-42'-30" to the left from the preceding described course in an Easterly direction along said Northern property line of Standard Oil Company a distance of 525.30 feet; thence 90°-20'-30" to the right from the preceding described course in a Northerly direction and along a Westerly boundary of said Standard Oil Company, being the West Line of the East 630 feet of Lot 5 Block T Plat Book 1 page 68D Broward County Public Records, a distance of 100 feet; thence 90°-20'-30" to the left from the preceding described course in an Easterly direction a distance of five feet along the North Line of said Lot 5; thence 90°-20'-30" to the right from the preceding described course in a Northerly direction along the Westerly property line of Stan-

Standard Oil Company as recorded in Official Record Book 51, page 29, and Official Record Book 49, page 203, Broward County Public Records, to the South right-of-way line of Spangler Boulevard, being the North property line of said Standard Oil Company; thence Westerly along the South right-of-way line of said Spangler Boulevard as shown on Department of Transportation Right-of-way map Number 86080-2104 dated September 20, 1938 to the intersection of the Southerly prolongation of a Western property line of Shell Oil Corporation; as shown on the Plat of "Shell Acres", Plat Book 63, page 11, Broward County Public Records; thence Northerly along the said Southern prolongation of a Westerly property line of Shell Oil Corporation to the Southwest corner of Shell Oil Corporation as shown on said Plat; thence Northerly along the said West property line of Shell Oil Corporation a distance of 140.37 feet as shown on said Plat; thence 89°-58'-04" to the left from the preceding described course in an Easterly direction, a distance of 50 feet as shown on said Plat; thence Northerly along a Westerly property line of said Shell Oil Corporation a distance of 201 feet to the North right-of-way line of Southeast 23rd Street as shown on said Plat; thence Westerly along said North right-of-way line of Southeast 23rd Street a distance of 82.45 feet as shown on said Plat; thence 75°-37'-04" to the left from the preceding described course in a Northerly direction, a distance of 295.29 feet as shown on said Plat to the South right-of-way line of Southeast 22nd Street; thence Easterly along said South right-of-way line of Southeast 22nd Street to the West right-of-way line of Southeast 10th Avenue; thence Northerly along the said West right-of-way line of Southeast 10th Avenue to the Westerly prolongation of the North property line of Humble Oil Company; as recorded in Official Record Book 655, page 330, Broward County Public Records; thence Easterly along said Westerly prolongation and along said North property line to a point lying 25 feet West of the Southerly prolongation of the centerline of Cordova Road as shown on the Plat of Herzfelds Addition to Lauderdale Harbors, according to the Plat thereof as recorded in Plat Book 35, page 22, Public Records of Broward County, Florida; thence Southerly along the Westerly right-of-way line of the access road to the City of Fort Lauderdale's George T. Lohmeyer Treatment Plant a distance of 26.33 feet more or less to a point on the South right-of-way line of said access road, said point being 701.42 feet from the East Line of the Southwest quarter of said Section 14; thence Easterly along said South right-of-way line and parallel with the South line of the Northeast quarter of the Southwest quarter of said Section 14 a distance 454.03 feet; thence Southerly along a line being parallel with and 247.39 feet West of the East line of the Southwest quarter of said Section 14 to the Westerly prolongation of the South property line of the said City of Fort Lauderdale sewage treatment plant as recorded in Official Record Book 6586, page 502, of the Broward County Public Records; thence Easterly along said Westerly prolongation and said South property line of said sewage plant to the West right-of-way line of Eisenhower Boulevard; thence Northerly along said Western right-of-way line of Eisenhower Boulevard to the South right-of-way line of Southeast 17th Street Causeway; thence Easterly along said south right-of-way line of Southeast 17th Street Causeway to the Westerly boundary of the subdivision of Harbor Heights according to the Plat thereof recorded in Plat Book 34, page 33, Public Records of Broward County, Florida; thence Southeasterly along said Westerly boundary to the Southerly boundary line of said Plat; thence continue Southeasterly along the Westerly boundary of the Harbor Heights Addition according to the Plat thereof as recorded in Plat Book 35, page 21, Public Records of Broward County, Florida, to the North line of an easement 77 feet in width as shown along the South boundary of the subdivision of Harbor Heights Addition, according to the Plat thereof as recorded in said Plat Book 35, page 21, Public Records of Broward County, Florida; thence Easterly along said North line of said easement also being the South boundary line of said Harbor Heights Addition to the East boundary line of Government Lot 8 of said Section 13; thence continue Easterly along the North line of said easement, also being the South boundary line of the subdivision of Breakwater according to the Plat thereof, as recorded in Plat Book 42, page 19, Public Records of Broward County, Florida, to the East line of said Breakwater subdivision; thence continue Easterly along the South boundary line of the Skyharbor East Condominium as recorded in Official Record Book 2783, page 1, Broward County Public Record to the intersection of a line being sixty feet Westerly, and parallel with a steel sheet pile bulkhead at the West end of the North jetty at the entrance channel of Port Everglades, Florida, as recorded in Official Record Book 2783, page 1, Broward County Public Records; thence Northerly along said line being sixty-five feet from and parallel to said steel sheet pile bulkhead to the intersection of a line which is sixty-five feet North of and parallel with said North Jetty as recorded in said Official Record Book 2783, page 1, Broward County

Public Records; thence Easterly along said parallel line with the North Jetty to the said State of Florida Jurisdictional East boundary line; thence Southerly along said Jurisdictional boundary line to the Point of Beginning.

Section 4. Section 2 of Article 2 of Part VI of chapter 59-1157, Laws of Florida, as amended by chapters 65-1318, 71-579, 72-487, 73-416, 75-352, and 83-377, Laws of Florida, is amended to read:

Part VI. Sale or conveyance of fee titles to real property owned by Port Everglades Authority; leases; easements; franchises, licenses, and permits.

Article 2. Leases of real property owned by Port Everglades Authority.

Section 2. Definition and Description of Lands Defined as "Port Operational Lands."

As used in this charter, "port operational lands" means:

Port owned lands lying within the following described area which is located within the limits of Sections Thirteen (13), Fourteen (14), Twenty-three (23), Twenty-four (24), and Twenty-five (25), Township Fifty (50) South, Range Forty-Two (42) East, Broward County, Florida, and which is more particularly described as follows, to wit: Commencing at a point of beginning which is defined as a point on the bulkhead line at the corner of Berths Number Eighteen (18) and Nineteen (19) as now located, constructed and established, said point being one thousand six hundred and forty-eight (1648) feet Southerly from the South line of Slip Three; thence northwardly on the Easterly bulkhead line to a point one thousand six hundred and one (1601) feet more or less Northwardly from the Northeast corner of Slip Two on the East bulkhead line of Berth Number One (1), Pier Four (4) to a point of intersection of the said East bulkhead line of Pier 4 and the South bulkhead of Pier 6; thence Westwardly parallel with the South right of way line of the street commonly known as Southeast Seventeenth Street Causeway, a distance of one hundred (100) feet; thence Southwardly parallel with the said East bulkhead line of Pier 4, a distance of one hundred and eleven (111) feet to the Easterly projection of the North edge of pavement of Southeast Eighteenth Street; thence Westwardly along the North edge of pavement of Southeast Eighteenth Street to a point on the West right of way line of Southeast Eighteenth Avenue said right of way line being three hundred twenty (320) feet East of the West line of the Northeast Quarter of the Southeast Quarter and the Southeast Quarter of the Southeast Quarter of Section 14, said line being also the West line of Government Lot 2; thence Southwardly on the West right of way line of Southeast Eighteenth Avenue as now located and constructed, parallel with and three hundred twenty (320) feet East of said West line of Government Lot 2 to the South line of the Northeast Quarter of the Southeast Quarter of Section Fourteen (14), said line being also the south right of way line of Southeast Twentieth Street; thence Westwardly along said South line two hundred forty (240) feet to the East right of way line of Eisenhower Boulevard, formerly Sliphead Road, said right of way line being eighty (80) feet East of the West line of the Southeast Quarter of the Southeast Quarter of Section 14, said line also being the West line of Government Lot 2; thence Southwardly on the East right of way line or East line of the sidewalk of Eisenhower Boulevard as now located and constructed, parallel with and eighty (80) feet East of said West line of Government Lot 2 to the South line of Section 14, which is the North line of Section Twenty-Three (23); thence continuing Southwardly on the East line of the sidewalk of Eisenhower Boulevard as now located and constructed to the Southwest corner of Lot Ten (10), Port Everglades Subdivision Number One, as recorded in Plat Book 26, Page 6, of the Public Records of Broward County, Florida, said point being also the Northwest corner of Lot J, Port Everglades Subdivision Number One; thence continuing Southwardly along the East line of Lot J to a point on the North line of the Southeast Quarter of Section 23, Township Fifty (50) South, Range Forty-two (42) East; thence Eastwardly along the said North line of the Southeast Quarter of said Section 23 to the Northeast corner of the Southeast quarter of said section 23; thence continue Easterly along the North line of the Northwest Quarter of Section 24, Township Fifty (50) South Range Forty-two (42) East, a distance of five hundred and ninety (590) feet more or less; thence Southerly along a line parallel with the East Line of the Southwest Quarter of said Section 24, a distance of three hundred and eighty (380) feet more or less; thence Easterly along a line parallel with and three hundred and eighty (380) feet more or less South of the North line of the Southwest Quarter of said Section 24 to the intersection of the Easterly limits of pavement of the Extension of Eller Drive North to Pier 7; thence South-

westerly and then Westerly along the Easterly limits of pavement and the Southerly limits of pavement of said Extension of Eller Drive to an intersection with the East line of said Section 23, which is the West line of said Section 24; thence Southwardly along said East line of Section 23 to the Southwest corner of said Section 24; thence Eastwardly on the South Line of the Southwest Quarter of the Southwest Quarter of Section 24, which is also the North line of the Northwest Quarter of the Northwest Quarter of Section 25, to a point located 800 feet West of the West right of way line of the Intracoastal Waterway; thence Southwardly parallel with and 800 feet West of the West right of way line of the Intracoastal Waterway to a point located 825 feet North of and measured perpendicular to the South line of the Northwest Quarter of the Southwest Quarter of Section 25, which point is located 825 feet North of the Southerly limits of Port Everglades Authority owned land; thence Eastwardly parallel with and 825 feet North of the South line of the Northwest Quarter of the Southwest Quarter and the Northeast Quarter of the Southwest Quarter of Section 25 to the West right of way line of the Intracoastal Waterway; thence Northwardly along the West right of way line of the Intracoastal Waterway to the North line of the Northwest Quarter of Section 25, which is also the South line of the Southwest Quarter of Section 24; thence Westwardly 307.04 feet on the South line of the Southwest Quarter of Section 24 to the established bulkhead line "A," thence N. 7°44'19" E. along Bulkhead "A" 916.21 feet; thence S. 88°50'04" W. 1232.24 feet; thence No. 1°09'56" W. 624.00 feet; thence N. 88°50'04" E. 1330.00 feet to a point on Bulkhead "A," thence N. 7°44'19" E. along Bulkhead "A" 1295.58 feet to the corner at Berths 25 and 26; thence N. 15°26'16" W. 1203.22 feet along the bulkhead line at Berths 24 and 25 to a point; thence S. 74°33'44" W. a distance of 97.00 feet; thence S. 15°26'16" E. a distance of 47.00 feet; thence S. 74°33'44" W. a distance of 52.33 feet; thence S. 88°26'04" W. a distance of 51.85 feet; thence N. 1°33'56" W. a distance of 32.30 feet; thence S. 88°26'04" W. a distance of 97.48 feet; thence S. 1°33'56" E. along the bulkhead line at Berths 22 and 21, 1115.08 feet; thence S. 88°50'04" W. along the bulkhead line at Berths 19 and 20, 1300.00 feet to the point of beginning at the corner of Berths 18 and 19.

Section 5. Severability.—If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared severable.

Section 6. This act shall take effect November 20, 1984, except that persons may qualify for and be elected or appointed to membership on the port commission prior to that date.

Amendment 2—In title, on page 1, strike all of lines 2-21 and insert:

An act relating to the Port Everglades District; specifying membership, terms, election, and appointment of the port commission; amending provisions of chapter 59-1157, Laws of Florida, as amended; increasing compensation of commissioners; designating a port jurisdictional area; designating port operational lands; providing severability; providing an effective date.

On motion by Senator Scott, by two-thirds vote SB 1142 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

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

Nays—1

Jenne

SB 1148—A bill to be entitled An act relating to Hillsborough County; amending s. 2, chapter 80-510, Laws of Florida; changing the composition of the Hillsborough County Hospital Authority governing board; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote SB 1148 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

SB 1149—A bill to be entitled An act relating to Broward County; amending s. 7, chapter 61-2056, Laws of Florida, as amended; specifying boundaries of the Town of Davie; dissolving the City of Hacienda Village; transferring assets and obligations of the dissolved city to the Town of Davie; preserving zoning of the dissolved city; repealing chapter 78-515, Laws of Florida, relating to the boundaries of the dissolved city; providing for referendum; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 1149 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

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

Nays—1

Scott

On motions by Senator D. Childers, by two-thirds vote—

SB 1154—A bill to be entitled An act relating to Hendry County; repealing chapter 61-2227, Laws of Florida, relating to garbage collection and disposal; providing an effective date.

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

Yeas—34

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

Nays—None

HB 773—A bill to be entitled An act relating to the Dog Island Conservation District, Franklin County; amending section 2 of chapter 75-374, Laws of Florida, to expand the boundaries of the district; providing an effective date.

—was read the second time by title.

Senator Thomas moved the following amendment which was adopted:

Amendment 1—On page 1, strike line 23 and insert:

Section 2. Except for this section, which shall take effect upon becoming a law, this act shall take effect upon its approval by a majority of the electors of the area described in section 1 of this act voting in a ref-

erendum to be called and held by the Board of County Commissioners of Franklin County. There shall be at least 30 days' notice of the referendum, as provided in s. 100.342, Florida Statutes.

On motion by Senator Thomas, by two-thirds vote HB 773 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

HB 917—A bill to be entitled An act relating to the City of Orlando, Orange County; relating to the pension fund of the police department of said city; amending section 1 of chapter 22414, Laws of Florida, 1943, as amended, providing a definition of salary; amending section 4 of chapter 22414, Laws of Florida, 1943, as amended, relating to composition of the board of trustees and date for election of trustees; authorizing the board of trustees to promulgate rules and procedures for the conduct of trustee elections; amending section 5 of chapter 22414, Laws of Florida, 1943, to permit investments in real estate and interests in real estate wherever situated; adding a new section (16) to chapter 22414, Laws of Florida, 1943, as amended, authorizing the board of trustees to issue subpoenas for testimony and records; authorizing the board of trustees to promulgate rules and procedures for hearing and deciding applications for disability pensions; providing for denial of disability pension if the applicant can perform any police-related duties; providing for judicial review of board of trustee decisions granting or denying disability pensions; adding a new section 17 to chapter 22414, Laws of Florida, 1943, as amended, providing for a voluntary retraining or rehabilitation program for disability pensioners; providing severability; providing an effective date.

—was read the second time by title.

Senator Jennings moved the following amendments which were adopted:

Amendment 1—On page 7, strike all of lines 20-25

Amendment 2—In title, on page 1, strike all of lines 24-26 and insert: any police related duties; adding

On motion by Senator Jennings, by two-thirds vote HB 917 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

HB 941—A bill to be entitled An act relating to the City of Orlando, Orange County; relating to the pension fund of the fire department of said city; amending section 1 of chapter 23444, Laws of Florida, 1945, as amended, to provide a definition of "salary"; amending section 4 of chapter 23444, Laws of Florida, 1945, as amended, relating to composition of the board of trustees and date for election of trustees; amending section 5 of chapter 23444, Laws of Florida, 1945, as amended, to permit investments in real estate and interests in real estate wherever situated; adding a new section 11 to chapter 23444, Laws of Florida, 1945, as amended, authorizing the board of trustees to issue subpoenas for testimony and records, authorizing the board of trustees to promulgate rules and procedures for hearing and deciding applications for disability pensions, pro-

viding for denial of disability pension if the applicant can perform any fire-related duties, and providing for judicial review of board of trustee decisions granting or denying disability pensions; providing severability; providing an effective date.

—was read the second time by title.

Senator Jennings moved the following amendments which were adopted:

Amendment 1—On page 7, strike all of lines 20-25

Amendment 2—In title, on page 1, strike all of lines 22-24 and insert: any fire-related duties;

On motion by Senator Jennings, by two-thirds vote HB 941 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

HB 951—A bill to be entitled An act relating to Escambia County; amending s. 4 of chapter 81-376, Laws of Florida, as amended; providing for an elected governing body of the Escambia County Utilities Authority by 1984; reducing the number of members of the Authority; providing terms of office; creating section 7-A of chapter 81-376, Laws of Florida; prohibiting franchise fees; providing an effective date.

—was read the second time by title.

Senator W. D. Childers moved the following amendments which were adopted:

Amendment 1—On page 5, lines 7-11, strike all of said lines: ~~Adjustments or increases to amounts of compensation and expense allowance herein set forth may be made upon recommendation by resolution of the Authority and approval by majority vote of both the Board and Council, voting as separate entities.~~

Amendment 2—In title, on page 1, line 9, strike "prohibiting franchise fees;" and insert: increasing compensation of members of the authority; authorizing the Pensacola City Council to impose a franchise fee on the authority which the authority may only pass on to in-city system users;

On motion by Senator W. D. Childers, by two-thirds vote HB 951 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

HB 952—A bill to be entitled An act relating to the City of Pensacola; amending chapter 61-2655, Laws of Florida, as amended, relating to the General Pension and Retirement System; providing that it shall be the mandatory duty of the City of Pensacola and its officers to fully fund from any source of revenue available any unfunded actuarial accrued liabilities arising under the General Pension and Retirement Fund as a result of pension benefits earned by employees of the City of Pensacola while actively employed by the City of Pensacola; providing for severability; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote HB 952 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

HB 1082—A bill to be entitled An Act relating to Northern Palm Beach County Water Control District in Palm Beach County; amending Section 1 of Chapter 59-994, Laws of Florida, to include specified parcels of land in the territorial limits of the District and to exclude certain lands from the boundaries of the District; providing an effective date.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote HB 1082 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

HB 1098—A bill to be entitled An act relating to Escambia County; amending section 3 of chapter 81-376, Laws of Florida, as amended, increasing the purposes of the authority; amending section 5(b) and (c) of chapter 81-376, Laws of Florida, as amended, granting power and authority regarding natural gas; adding subsection (r) to section 5 of chapter 81-376, Laws of Florida, as amended, to authorize the authority to purchase, own, convey, sell, lease, rent, or encumber air space, development rights, tower space or any other interest in real property; adding subsection (s) to section 5 of chapter 81-376, Laws of Florida, as amended, granting power to provide utilities services outside the territorial limits of Escambia County; adding subsection (t) to section 5 of chapter 81-376, Laws of Florida, as amended, limiting power regarding natural gas to areas outside the present franchised area of the City of Pensacola; amending section 8(a), (c), and (d) of chapter 81-376, Laws of Florida, as amended, to provide rate setting procedure for natural gas; providing for severability; providing for supersedure; providing effective dates.

—was read the second time by title.

Senator W. D. Childers moved the following amendments which were adopted:

Amendment 1—On page 2, line 17, strike “and (t)” and after “(s),” insert: *(t) and (u)*

Amendment 2—On page 3, between lines 21 and 22 insert: *(u) Nothing herein shall be construed to affect any interstate gas pipeline company. The Authority shall have no power or authority over any interstate gas pipeline company.*

Amendment 3—On page 1, line 22, after the word “Pensacola:” insert: *Adding subsection (u) to section 5 of Chapter 81-376, Laws of Florida, as amended, stating that the Authority shall have no power or authority over any interstate gas pipeline company;*

On motion by Senator W. D. Childers, by two-thirds vote HB 1098 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

HB 1099—A bill to be entitled An act relating to the City of Pensacola; amending section 5(b) of chapter 61-2655, Laws of Florida, relating to the General Pension and Retirement System; transferring jurisdiction for decisions regarding disability pensions of certain employees from the Pension Board of the city to the Personnel Appeals Board of the Escambia County Utilities Authority; amending section 7(a) of chapter 61-2655, Laws of Florida, as amended, regarding disability not occurring in the line of duty; providing for severability; providing for supersedure of inconsistent law; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote HB 1099 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

HB 1209—A bill to be entitled An act relating to the City of Pensacola, Escambia County; providing for a Civil Service System for certain employees of the City; establishing a Civil Service Board to administer the system; setting the powers, duties and responsibilities of the Board and the term of office, qualification, election and disqualification of Board members; providing methods and terms of employment and provisions for promotion, discipline, discharge, and determination of disability of employees under the system; stating general and specific provisions for the regulation and administration of the system and its employees; providing that violations of certain provisions shall constitute crimes; repealing chapter 78-591, Laws of Florida, as amended; providing an effective date.

—was read the second time by title.

Senator W. D. Childers moved the following amendments which were adopted:

Amendment 1—On page 30, line 26, strike “five (5)” and insert: *ten (10)*

Amendment 2—On page 31, lines 3 and 4 after “SUBSEQUENT” strike “~~entrance eligible lists may be certified by the Board from unexpired eligible register~~” and insert: *names may be added to the entrance eligible register at any time.*

Amendment 3—On page 31, between lines 29 and 30 insert:

(D) Subsequent names added to any existing entrance eligible register, classified service register or Federal Grant eligible register shall be integrated and listed on the register in accordance with the total grade attained by each eligible applicant.

On motion by Senator W. D. Childers, by two-thirds vote HB 1209 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Consideration of HB 1279 was deferred.

HB 1292—A bill to be entitled An act relating to Orange County; amending chapter 69-1371, Laws of Florida, as amended, relating to the acquisition and operation of waste collection and disposal systems in the county; providing amended definitions; amending the legislative declaration of policy; imposing a duty on the county to regulate the disposal of solid waste when necessary for public health and safety, irrespective of anticompetitive effects; providing for the issuance of nonexclusive franchises; increasing the period for permits, franchises and licenses for solid waste collection from 3 years to 4 years; authorizing the county to require all persons, including holders of permits, franchises and licenses, to dispose of all waste through the county's waste collection and disposal system; ratifying previous permits, franchises and licenses; providing an effective date.

—was read the second time by title. On motion by Senator Jennings, by two-thirds vote HB 1292 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

HB 1314—A bill to be entitled An act relating to Charlotte County; relating to the Charlotte County Development Authority; amending section 3 of chapter 65-1357, Laws of Florida, as amended, clarifying the powers of the development authority; amending section 6 of chapter 65-1357, Laws of Florida, relating to the election of chairman, vice chairman, secretary-treasurer, and assistant secretary-treasurer; amending section 8 of chapter 63-1357, Laws of Florida, relating to compensation and travel expenses for authority members; amending section 10 (12), (13), (14), (17), and (22)(b) of chapter 65-1357, Laws of Florida, and repealing section 10(7) of said chapter, eliminating the power of the authority to construct, establish, or improve harbors within the county; eliminating the power of the authority to regulate harbor facilities; eliminating the authority to contract with the state or federal government for any harbor and navigation improvements; repealing section 13 of chapter 65-1357, Laws of Florida, which relates to the applicability of chapter 315, Florida Statutes, Port Facilities Financing, to the Charlotte County Development Authority; repealing section 14 of chapter 65-1357, Laws of Florida, relating to negotiations by the authority for the transfer of islands and submerged lands belonging to the state; amending section 19 of chapter 65-1357, Laws of Florida, ratifying previous actions; amending section 22 of chapter 65-1357, Laws of Florida, as amended, relating to expenditure of funds; repealing chapter 67-923, Laws of Florida, eliminating the authority to jointly engage in projects with the Lee County port authority; repealing HB 990 (1984), to conform to the intent of the act; providing an effective date.

—was read the second time by title. On motion by Senator Mann, by two-thirds vote HB 1314 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

On motions by Senator W. D. Childers, by two-thirds vote—

HB 1066—A bill to be entitled An act relating to Santa Rosa County; creating the Bagdad Fire Protection District within the County; providing definitions; providing for election, membership, terms, compensation and duties of the Board of Commissioners of the district; providing for the filling of vacancies on the board; authorizing the board to employ necessary personnel; authorizing the board to levy special assessments on the property within the district; providing a schedule of maximum rates of assessments for certain types of property; authorizing the property appraiser and tax collector of the county to take certain actions to assist the board; providing that assessments by the board shall be enforced as are tax assessments by the county; authorizing the board to borrow money to issue revenue anticipation certificates and to pledge certain liens; restricting the use of funds of the district by the board; authorizing the board to purchase or lease certain fire equipment and the fire department; authorizing the board to adopt rules and regulations; requiring the board to make annual reports; requiring approval by the Santa Rosa County Commission of the district budget; providing for a referendum; providing for the reimbursement to the Santa Rosa County Supervisor of Elections for actual costs for conducting such elections.

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

Yeas—34

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

Nays—None

On motions by Senator Mann, by two-thirds vote—

HB 1087—A bill to be entitled An act relating to the West Palm Beach Downtown Development Authority, Palm Beach County; amending Section 3 of Chapter 67-2170, Laws of Florida, enlarging the Downtown District area and redefining the boundary thereof and extending the annual 1 mill tax levy imposed by Section 8 of said Act to the entire area within the district of the Downtown Development Authority, including the newly annexed area; providing a procedure for further expansion of the district boundary; providing for a referendum; providing an effective date.

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

Yeas—34

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

Nays—None

On motions by Senator W. D. Childers, by two-thirds vote—

HB 1106—A bill to be entitled An act relating to Santa Rosa County; creating the East Milton Fire Protection and Rescue Service District within the county; providing definitions; providing for the election, membership, terms, compensation, and duties of the board of commissioners of the district; providing for the filling of vacancies on the board; authorizing the board to employ necessary personnel; authorizing the board to levy special assessments on the property within the district; providing a maximum rate of assessment; authorizing the property appraiser and tax collector of the county to take certain actions to assist the board; providing that assessments by the board shall be enforced as are tax assessments by the county; authorizing the board to borrow money to issue revenue anticipation certificates and to pledge certain liens; exempting the commissioners from certain liability; restricting the use of funds of the district by the board; authorizing the board to purchase or lease certain fire equipment and a fire department; authorizing the board to adopt rules and regulations; requiring the board to make annual reports; authorizing the board to enact and enforce a fire prevention ordinance; providing for a referendum; providing for reimbursement to the Santa Rosa County Supervisor of Elections for actual costs for conducting such elections.

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

Yeas—34

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

Nays—None

On motions by Senator Beard, by two-thirds vote—

HB 1115—A bill to be entitled An act relating to Hillsborough County; creating a special district for the purpose of continued development, administration, and maintenance of properties for the unincorporated area known as Sugarwood Grove as set forth according to the public records of Hillsborough County; providing for the administration of the affairs of said district by a board of seven trustees and defining their powers and duties; providing for the qualification of electors in the district and the manner of conducting the first election of the board of trustees and for annual election of trustees thereafter; providing for removal of trustees and appointment to fill vacancies; providing for the assessment and collection of a special district tax assessed against each improved residential parcel of real property within the district; providing that such district tax shall be a lien against each parcel of land so assessed and for the method of collecting such tax; providing for the deposit and disbursement of funds of the district; establishing a fiscal year and providing for publication of annual financial statements; authorizing the trustees of the district to issue obligations of the district and to secure the same by pledge of tax revenues and other property of the district subject to referendum where required by the constitution; authorizing the trustees of the district to acquire and dispose of personal property for the general purposes of the district; authorizing the trustees of the district to promulgate rules and regulations for the use of facilities of the district; relieving individual trustees from personal liability for obligations of the district; providing for abolishment of this district; defining terms; providing for a referendum.

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

Yeas—34

Beard	Childers, W. D.	Dunn	Girardeau
Carlucci	Crawford	Fox	Gordon
Childers, D.	Deratany	Frank	Grant

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

Nays—None

On motions by Senator Beard, by two-thirds vote—

HB 1116—A bill to be entitled An act relating to Hillsborough County; creating a dependent special district for the purpose of administration and maintenance of properties for the unincorporated area known as Northdale subdivision as set forth according to the public records of Hillsborough County; providing for the administration of the affairs of said district by a board of trustees; defining the powers and duties of the board; providing for the qualification of electors in the district and the manner of conducting the first election of the board of trustees and for annual election of trustees thereafter; providing for removal of trustees and appointment to fill vacancies; providing for the assessment and collection of a special assessment against each parcel of residential real property subject to taxation within the district; providing that such assessment shall be a lien against each parcel of land so assessed and providing for the method of collection; providing for the deposit and disbursement of funds of the district; establishing a fiscal year and providing for publication of annual financial statements; providing conditions precedent to the filing of suit against the district or any of the trustees thereof; relieving individual trustees from personal liability for obligations of the district; providing a procedure for the abolition of the district; defining terms; providing for a special referendum within the district before this act may be effective; providing for audit of district funds; providing an effective date.

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

Yeas—34

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

Nays—None

On motions by Senator Thomas, by two-thirds vote—

HB 1121—A bill to be entitled An act relating to the town of St. Marks in Wakulla County; amending sections 1, 3, 8, 12, 20, 21, 22, 23, 33, 37, 78, 128, 129 and 141 of Chapter 63-1872, Laws of Florida, as amended, relating to the charter of St. Marks; changing the name of the town to "St. Marks"; increasing borrowing limits; eliminating a provision prohibiting canvassing by candidates for the office of town commission; providing for meetings of the town commission; eliminating provisions relating to the mayor's court; increasing the minimum required purchase amount for competitive bids; deleting the requirement that the town attorney have 10 years experience; conforming interest rates to general law; deleting provisions with respect to the imprisonment of town prisoners and labor requirements with respect to such prisoners; increasing the borrowing limitations of the town; providing an effective date.

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

Yeas—34

Beard	Dunn	Grizzle	Johnston
Carlucci	Fox	Hair	Kirkpatrick
Childers, D.	Frank	Henderson	Langley
Childers, W. D.	Girardeau	Hill	Malchon
Crawford	Gordon	Jenne	Mann
Deratany	Grant	Jennings	Margolis

McPherson	Plummer	Stuart	Weinstein
Meek	Rehm	Thomas	
Myers	Scott	Thurman	

Nays—None

On motions by Senator Scott, by two-thirds vote—

HB 1142—A bill to be entitled An act relating to the Lake Worth Downtown Development Authority, Palm Beach County; amending section 8 of chapter 72-592, Laws of Florida, as amended, providing for ad valorem taxation and increasing the tax rate from 1 mill on each dollar of tax base to 2 mills on each dollar of tax base to commence the fiscal year beginning October 1, 1984, following approval by referendum; repealing section 11(c) of chapter 72-592, Laws of Florida; providing for a referendum; providing an effective date.

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

Yeas—34

Beard	Girardeau	Johnston	Plummer
Carlucci	Gordon	Kirkpatrick	Rehm

Childers, D.	Grant	Langley	Scott
Childers, W. D.	Grizzle	Malchon	Stuart
Crawford	Hair	Mann	Thomas
Deratany	Henderson	Margolis	Thurman
Dunn	Hill	McPherson	Weinstein
Fox	Jenne	Meek	
Frank	Jennings	Myers	

Nays—None

Consideration of HB 1316 was deferred.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 28 was corrected and approved.

CO-INTRODUCERS

Senator Henderson—SB 546; Senator McPherson—SB 777 and CS for SB 716; Senator Jennings—SB 784; Senator Neal—CS for SB 831

ADJOURNMENT

On motion by Senator Scott, the Senate adjourned at 3:52 p.m. to reconvene at 10:00 a.m., Wednesday, May 30.