



Journal of the Senate

Number 5

Tuesday, April 16, 1985

Prayer

The following prayer was offered by the Rev. Ed Wilkinson, Pastor, Church of Christ, Maxville:

Precious Lord, we thank you this morning for this opportunity which is a great honor to me. And we pray Lord, first of all, that you would forgive me of my sins and strengthen me, Almighty God, for I am so weak and give me that, Lord, in the hour that I need it to glorify God through Jesus Christ, our Lord. We pray for each and everyone here this morning, Lord, who takes part in this government that you'd give them that wisdom, too, and the understanding, Lord, that they need to do the right things according to the will of God. Go with us through this day, watch over us and protect us, Lord, and keep us out of trouble and danger and help us always to be careful to give you the praise, the honor and the glory. In Jesus' precious name I ask these things. Amen.

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

Call to Order

The Senate was called to order by the President at 9:00 a.m. A quorum present—38:

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

Excused: Senator Girardeau

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, April 16, 1985: CS for SB 151, SB 141, SB 61, SB 40, CS for SB 154, SB 228, SB 49, SB 192, SB 188, CS for SB 189, CS for SB's 199 and 47, CS for SB 233, SB 337, SB 251, SB 274, SB 356, SB 362, SB 419

Respectfully submitted,
Kenneth C. Jenne, Chairman

The Committee on Rules and Calendar submits the following bills to be placed on the Local Bill Calendar for Tuesday, April 16, 1985: SB 210, SB 411, SB 444, SB 445, SB 456, SB 475, SB 476, SB 477, SB 540, SB 541, SB 542, SB 543, SB 545, SB 546, SB 547, SB 581, SB 604, SB 607, SB 665, SB 666, SB 667

Respectfully submitted,
Kenneth C. Jenne, Chairman

The Committee on Governmental Operations recommends the following pass: SB 225, SB 316 with 5 amendments, SB 531 with 3 amendments

The bills were referred to the Committee on Appropriations under the original reference.

The Committee on Governmental Operations recommends the following pass: SB 368

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

The Committee on Governmental Operations recommends the following pass: SB 231, SB 473 with 2 amendments

The bills were referred to the Committee on Rules and Calendar under the original reference.

The Committee on Governmental Operations recommends the following pass: SB 182

The Committee on Health and Rehabilitative Services recommends the following pass: SB 380

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

The Committee on Governmental Operations recommends the following not pass: SB 319

The bill was laid on the table.

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 454

The Committee on Judiciary-Criminal recommends a committee substitute for the following: SB 241

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: CS for SB's 122, 84 and 85

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 501

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

The Committee on Judiciary-Criminal recommends a committee substitute for the following: Senate Joint Resolutions 242 and 42

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

The Committee on Education recommends that the Senate confirm the appointment made by the Governor of Joan Dial Ruffier, Tampa, Member, Board of Regents, for term ending January 1, 1991.

The Committee on Governmental Operations recommends that the Senate confirm the appointment made by the Governor of Gilda Harris Lambert, Tallahassee, as Secretary of Administration, to serve at the pleasure of the Governor.

The appointments contained in the foregoing reports were referred to the Committee on Executive Business under the original reference.

REQUESTS FOR EXTENSION OF TIME

April 15, 1985

The Committee on Agriculture requests an extension of 15 days for consideration of the following: Senate Bills 35, 579, 634

The Committee on Commerce requests an extension of 15 days for consideration of the following: Senate Bills 6, 17, 34, 52, 63, 102, 103, 104, 128, 144, 159, 171, 248, 250, 275, 305, 311, 320, 330, 351, 355, 371, 398, 400, 402, 412, 425, 427, 448, 460, 465, 468, 470, 481, 485

The Committee on Judiciary-Criminal requests an extension of 15 days for consideration of the following: Senate Bills 41, 51, 59, 60, 64, 76, 135, 155, 156, 190, 213, 244, 260, 281, 282, 286, 297, 308, 350, 353, 359, 373, 377, 436, 478

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: Senate Bills 2, 31, 62, 124, 181, 229, 262, 271, 292, 314, 370, 387, 472

April 16, 1985

The Committee on Economic, Community and Consumer Affairs requests an extension of 15 days for consideration of the following: Senate Bills 3, 4, 9, 21, 38, 68, 70, 74, 87, 88, 97, 112, 126, 140, 142, 162, 163, 172, 195, 200, 212, 218, 223, 226, 238, 272, 306, 324, 326, 338, 348, 349, 354, 363, 383, 385, 386, 394, 397, 406, 420, 426, 428, 440, 453

The Committee on Education requests an extension of 15 days for consideration of the following: Senate Bills 18, 26, 28, 66, 67, 72, 80, 81, 114, 127, 133, 136, 137, 139, 149, 157, 164, 167, 194, 203, 211, 222, 240, 276, 285, 294, 296, 298, 315, 321, 323, 327, 341, 342, 352, 365, 381, 384, 389, 390, 391, 392, 404, 413, 415, 418, 430, 433, 443, 446, 457, 459

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following: Senate Bills 15, 46, 125, 277, 312, 333, 405

The Committee on Natural Resources and Conservation requests an extension of 15 days for consideration of the following: Senate Bills 19, 90, 107, 113, 206, 331, 335, 357, 393, 421, 441, 451, 452, 469

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator Gordon—

SB 701—A bill to be entitled An act relating to reciprocal insurers; amending s. 629.401, F.S., relating to the insurance exchange; providing for the selection of governors; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Johnson—

SB 702—A bill to be entitled An act relating to the Florida state song; creating s. 15.046, F.S., designating "Down in Florida" as the official state song; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Fox—

SB 703—A bill to be entitled An act relating to motor vehicles; creating the Car Radio Consumer Freedom of Choice Act; requiring motor vehicle dealers who sell or offer to sell a new motor vehicle to inform the purchaser in writing that they may delete sound equipment from the vehicle if the purchaser so chooses; providing definitions; providing procedures; providing prohibitions and penalties; providing that dealers may return the manufacturers radio for specified credit; providing an effective date.

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

By Senator Vogt—

SB 704—A bill to be entitled An act relating to elections; amending ss. 97.051, 97.063, and 101.692, F.S.; authorizing acceptance of the federal post card application as an absentee registration to facilitate voting by certain military personnel and citizens overseas; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senators Neal, Mann, Castor, Kirkpatrick, Thomas, Jenne and Margolis—

SB 705—A bill to be entitled An act relating to state attorneys and public defenders; amending ss. 27.25, 27.53, F.S.; requiring state attorneys and public defenders to submit annual personnel classification and pay plans; providing an effective date.

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

By Senators Neal, Castor, Kirkpatrick, Thomas, Jenne, Mann and Margolis—

SB 706—A bill to be entitled An act relating to state employee training and development; amending s. 110.109, F.S.; providing for a state training policy; directing the Department of Administration to adopt rules; directing each state agency to adopt an agency training policy; directing the Comptroller and Executive Office of the Governor to develop a method of accounting and budgeting for training expenditures; providing an effective date.

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

By Senator Gordon—

SB 707—A bill to be entitled An act relating to eminent domain; amending s. 73.092, F.S.; providing that the defendant's attorney shall submit time records and a statement of services rendered; providing for a limitation on attorney's fees awarded; providing for an offer of judgment by the petitioner; providing that a condemning authority shall be considered the party defending against a claim in the event of an appeal of the judgment order; amending s. 337.271, F.S.; providing that the Department of Transportation shall pay all reasonable costs and attorney's fees incurred pursuant to a prelitigation settlement; providing the circuit court where the land is located with original jurisdiction over any action brought to recover fees and costs; providing an effective date.

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

By Senator Fox—

SB 708—A bill to be entitled An act relating to neonatal care; amending ss. 383.16, 383.18, 383.19, F.S.; providing definitions; providing conditions for grants and reimbursement agreements; requiring contracting hospitals to submit reports to the Department of Health and Rehabilitative Services; requiring the Hospital Cost Containment Board and the department to submit reports to the Governor and the Legislature; repealing s. 383.171(3), F.S., relating to limitations on grants to neonatal centers; providing an effective date.

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

By Senator Johnson—

SB 709—A bill to be entitled An act relating to law enforcement officers and correctional officers; creating s. 112.5335, F.S.; specifying rights of such officers with respect to civil actions and providing that such officers are invitees rather than licensees; creating s. 112.535, F.S.; providing that the rights of officers set forth under part VI of chapter 112, F.S., are nonexclusive; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Grant—

SB 710—A bill to be entitled An act relating to alcoholic beverages; amending s. 565.12, F.S.; eliminating the reduced tax on liquor manufactured from Florida-grown products; repealing s. 565.14, F.S., which specifies the requirements necessary to qualify for such reduced rate; providing an effective date.

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

By Senators Gordon and Margolis—

SB 711—A bill to be entitled An act relating to local occupational license taxes; amending s. 205.003, F.S.; allowing certain charter counties to impose an additional tax; designating proceeds for creation and operation of a symphony orchestra and the implementation of a countywide economic development strategy; providing an effective date.

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

By Senators Hair, Carlucci and Girardeau—

SB 712—A bill to be entitled An act relating to tax on sales, use and other transactions; amending s. 212.051, F.S.; providing an exemption for facilities, equipment and materials necessary to comply with specified environmental improvement requirements; providing an effective date.

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

By Senator Grant—

SB 713—A bill to be entitled An act relating to financial responsibility; amending s. 324.171, F.S., providing different qualifications for self-insurance for private passenger and commercial vehicles; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Hair—

SCR 714—A concurrent resolution commending the faculty, staff, and students of the Florida School for the Deaf and the Blind and commemorating the school's centennial celebration.

—was referred to the Committee on Rules and Calendar.

By Senator Grant—

SB 715—A bill to be entitled An act relating to retail installment contracts; creating s. 520.085 and s. 520.345, F.S., authorizing simple interest retail installment contracts under "The Motor Vehicle Sales Finance Act" and "The Retail Installment Sales Act"; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Vogt—

SB 716—A bill to be entitled An act relating to the Indian River Lagoon; providing a policy statement, a definition, a report on recommended legislative and administrative action, and a program of research and public awareness; providing responsibility of the Marine Resources Council of East Central Florida and for use of certain moneys thereby; providing an effective date.

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

By Senator Vogt—

SB 717—A bill to be entitled An act relating to children in foster care; amending s. 409.168, F.S., providing that the court, after an evidentiary hearing, shall have the authority to waive the requirement of a performance agreement under certain circumstances; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

By Senator Vogt—

SB 718—A bill to be entitled An act relating to child protective investigations; amending s. 415.505, F.S., directing the Department of Health and Rehabilitative Services to furnish described persons with copies of reports on child protective investigations; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

By Senator Plummer—

SB 719—A bill to be entitled An act relating to media brokers, amending s. 475.011, F.S.; providing that persons or legal entities engaged in the buying or selling of radio, television or cable enterprises shall not be subject to the provisions regulating real estate brokers, salesmen, and schools; providing for review and repeal; providing an effective date.

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

By Senator Langley—

SB 720—A bill to be entitled An act relating to financial aid to students; providing that no scholarship or financial aid shall be granted from state funds to any student who fails or refuses to register for the draft; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Frank—

SB 721—A bill to be entitled An act relating to economic development; amending s. 288.03, F.S.; authorizing the Division of Economic Development of the Department of Commerce to establish a Florida-Caribbean Basin initiative program; providing purpose of the program; providing authority to coordinate the program with certain federal

programs; retroactively repealing s. 5, ch. 84-294, Laws of Florida, relating to a limitation on the use of state funds by the department; repealing s. 288.39(7), F.S., relating to a requirement that the department submit a report on small business programs of the division and to the termination of such programs under certain circumstances; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Jennings—

SB 722—A bill to be entitled An act relating to the Department of Transportation; authorizing the department to covenant to complete certain revenue-producing projects for the Orlando-Orange County expressway system; providing certain conditions; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Jennings—

SB 723—A bill to be entitled An act relating to worthless checks; amending s. 832.05, F.S., removing the exemption of postdated checks from provisions prohibiting the issuance of worthless checks; amending s. 832.07, F.S., changing certain requirements upon prima facie evidence of identity of a person issuing a worthless check; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Jennings—

SB 724—A bill to be entitled An act relating to presidential electors; amending s. 103.061, F.S.; providing for the convening of presidential electors and the filling of vacancies which occur through nonattendance; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Fox—

SB 725—A bill to be entitled An act relating to the state zoo; creating s. 15.042, F.S., designating the Miami Metrozoo as the official state zoo; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Crawford—

SB 726—A bill to be entitled An act relating to worthless checks and drafts; creating s. 832.08, F.S., authorizing state attorneys to create a bad check diversion program into which persons accused of violating laws relating to the issuance of worthless checks and drafts may be placed as an alternative to prosecution; providing guidelines; providing notice; providing conditions of diversion; providing for fees; providing determination of the applicable fee in forgery cases; providing an effective date.

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

By Senator Myers—

SB 727—A bill to be entitled An act relating to health insurance; amending s. 627.638, F.S., providing for direct payment of hospital and medical services fee under certain circumstances; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Myers—

SB 728—A bill to be entitled An act relating to the excise tax on documents; creating s. 201.032, F.S.; authorizing charter counties to levy a discretionary surtax on certain documents for state road construction; requiring referendum approval; providing for application of certain administrative and penalty provisions; providing an effective date.

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

By Senator Myers—

SB 729—A bill to be entitled An act relating to the Palm Beach Expressway Authority; amending s. 348.772, F.S., providing that one member of the governing body of the authority shall be a member of the Board of County Commissioners of Palm Beach County; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Myers—

SB 730—A bill to be entitled An act relating to evidence; amending s. 90.5035, F.S.; creating a privilege for communications between a victim of domestic violence and a domestic assault counselor employed by a domestic violence center; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Jenne—

SB 731—A bill to be entitled An act relating to arbitration; providing for the arbitration of certain disputes which involve nonresidents or property relating to foreign countries; providing exceptions; providing definitions; establishing rules for the initiation of and conduct of arbitration; providing for the appointment of an arbitrator; providing for mediation, conciliation, and settlement; providing for consolidation of proceedings; providing procedures for conducting hearings; providing for the issuance of subpoenas and interim orders; providing for interim judicial relief; providing procedures for the issuance of awards; providing for the award of attorney's fees and other expenses; providing for allocation of costs of arbitration; providing for the vacating or amending of awards; providing procedures for judicial relief to compel or stay arbitration; providing for judicial enforcement and review of the arbitrator's orders; providing grounds for vacating or confirming certain awards; providing for judgments conforming to valid orders; providing for the award of costs and disbursements; providing procedures for applications for judicial relief; providing for service of process; providing implied consent to jurisdiction and providing for venue in related judicial proceedings; providing grounds and procedures for appeals; providing transitional rules; providing for severability; providing immunity for arbitrators in certain circumstances; amending s. 95.051, F.S.; providing for tolling of the statute of limitations; providing an effective date.

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

By Senator Hill—

SB 732—A bill to be entitled An act relating to the state correctional system; creating s. 944.597, F.S.; authorizing the Department of Corrections to contract with private transport companies for the transportation of prisoners; providing requirements for such contracts; providing an effective date.

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

By Senator Gordon—

SB 733—A bill to be entitled An act relating to Medicaid; amending s. 409.266, F.S., providing reference to county liability in provisions which provide for the payment of medical services to certain additional eligible persons; providing for the payment of emergency medical services at certain trauma centers; providing an effective date.

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

By Senator McPherson—

SB 734—A bill to be entitled An act relating to insurance; amending s. 624.01, F.S.; increasing the scope of the "Florida Insurance Code"; creating s. 624.125, F.S.; excluding certain motor vehicle service agreements and persons transacting such agreements from the provisions of the Florida Insurance Code; applying the provisions of the Florida Deceptive and Unfair Trade Practices Act to such persons; amending s. 631.52, F.S.; providing that part II of chapter 631, F.S., of the Florida Insurance Code, relating to Florida insurance guaranty of payment, shall not apply to certain types of insurance; amending s. 631.713, F.S.; providing that part III of chapter 631, F.S., relating to life and health insurance guaranty of payment, shall not apply to certain types of insurance; amending s. 634.011, F.S.; excluding certain transactions from the definition of "motor vehicle service agreement"; creating s. 634.023, F.S.; providing for the applicability of certain laws to motor vehicle service agreement companies; amending s. 634.231, F.S.; restricting the transaction of insurance by motor vehicle service agreement companies; creating s. 634.3025, F.S.; providing for the applicability of certain laws to home warranty associations; amending s. 634.325, F.S.; restricting the transaction of insurance by home warranty associations; amending s. 634.401, F.S.; exempting certain motor vehicle service agreements from the definition of "service warran-

ty"; creating s. 634.4025, F.S.; providing for the applicability of certain laws to service warranty associations; amending s. 634.428, F.S.; restricting the transaction of insurance by service warranty associations; creating s. 637.007, F.S.; providing for the applicability of certain laws to optometric service plan corporations; creating s. 637.047, F.S.; restricting the transaction of insurance by optometric service plan corporations; creating s. 637.1707, F.S.; providing for the applicability of certain laws to pharmaceutical service plan corporations; creating s. 637.207, F.S.; restricting the transaction of insurance by pharmaceutical service plan corporations; creating s. 637.402, F.S.; providing for the applicability of certain laws to dental service plan corporations; creating s. 637.431, F.S.; restricting the transaction of insurance by dental service plan corporations; creating s. 638.033, F.S.; providing for the applicability of certain laws to ambulance service associations and providing that any rehabilitation, liquidation, conservation, or dissolution of an ambulance service association insurer shall be under the supervision of the Department of Insurance which shall have certain powers; amending s. 638.241, F.S.; restricting the transaction of insurance by an ambulance service association; creating s. 639.085, F.S.; providing for the applicability of certain laws to the preneed funeral merchandise or service contract business; creating s. 639.13, F.S.; restricting the transaction of insurance by a preneed funeral merchandise or service contract business; creating s. 641.025, F.S.; providing for the applicability of certain laws to health care services plan corporations and providing that any rehabilitative, liquidation, conservation, or dissolution of a health care services plan corporation insurer shall be conducted under the supervision of the Department of Insurance which shall have certain powers; creating s. 641.151, F.S.; restricting the transaction of insurance by health care services plan corporations; creating s. 641.201, F.S.; providing for the applicability of certain laws to health maintenance organizations; creating s. 641.215, F.S.; restricting the transaction of insurance by health maintenance organizations; creating s. 641.4015, F.S.; providing for the applicability of certain laws to prepaid health clinics; creating s. 641.4065, F.S.; restricting the transaction of insurance by prepaid health clinics; creating s. 642.016, F.S.; providing for the applicability of certain laws to legal expense insurance corporations; creating s. 642.022, F.S.; restricting the transaction of insurance by legal expense insurance corporations; creating s. 651.013, F.S.; providing for the applicability of certain laws to providers of continuing care facilities; creating s. 651.014, F.S.; restricting the transaction of insurance by any provider of a continuing care facility; providing for review and repeal; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator McPherson—

SB 735—A bill to be entitled An act relating to interior designers; creating the Board of Examiners of Interior Designers within the Division of Professions of the Department of Professional Regulation; providing legislative intent; providing definitions; prescribing membership, powers, and duties of the board; providing for the examination and licensing of interior designers; providing for the issuance of licenses without examination in certain circumstances; providing for denial, renewal, suspension, revocation, and restoration of such licenses; authorizing licensee participation in certain business associations; prescribing fees; providing penalties; providing for enforcement; providing an effective date.

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

By Senator Girardeau—

SB 736—A bill to be entitled An act relating to the Jacksonville Port Authority; authorizing the port authority to establish international trade marketing offices; providing an appropriation; providing an effective date.

—was referred to the Committees on Transportation, Commerce and Appropriations.

By Senator Stuart—

SB 737—A bill to be entitled An act relating to podiatry; creating s. 461.0132, F.S.; providing for action by the Board of Podiatry with respect to certain impaired podiatrists; providing for confidentiality of certain information; providing a privilege against civil liability; providing an effective date.

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

By Senator Myers—

SB 738—A bill to be entitled An act relating to negligence; limiting contingent fees of a prevailing plaintiff's attorneys in medical malpractice actions; requiring notice to the health care provider prior to filing of a medical malpractice action; providing for factfinding panels in medical malpractice actions; providing that unanimous panel conclusions are admissible in evidence; providing for apportionment of liability for damages in negligence actions based on fault; abolishing joint and several liability; amending s. 768.51, F.S.; providing for periodic payment of damages awarded in medical malpractice actions; providing an effective date.

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

By Senator Crawford—

SB 739—A bill to be entitled An act relating to taxation; amending s. 212.02, F.S.; modifying a definition; amending s. 212.03, F.S.; applying the transient rentals tax to certain airport charges; amending s. 212.031, F.S.; clarifying provisions providing for taxing the lease, rental, or occupancy of real property; amending s. 212.06, F.S.; providing criteria for exempting equipment installed on certain aircraft; amending s. 212.07, F.S.; clarifying certain provisions relating to liability for sales tax on certain transactions; amending s. 212.08, F.S.; clarifying certain provisions providing partial exemptions on sales of certain vehicles or vessels; amending s. 212.11, F.S., excluding certain discretionary taxes from computations of estimated sales taxes; amending s. 212.12, F.S.; providing for calculating interest on certain delinquent taxes; providing an effective date.

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

By Senator Kirkpatrick—

SB 740—A bill to be entitled An act relating to engineering; amending s. 471.003, F.S.; exempting certain government employees from the requirement to register; amending s. 471.033, F.S.; adding to the grounds for discipline; creating s. 471.008, F.S.; authorizing the Board of Professional Engineers to adopt rules; providing an effective date.

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

By Senator Kirkpatrick—

SB 741—A bill to be entitled An act relating to cosmetology practice; continuing ch. 477, F.S., notwithstanding its scheduled repeal on October 1, 1985; repealing ch. 477, F.S., on October 1, 1995, and providing for legislative review of the chapter in advance of that date; providing an effective date.

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

By Senator Kirkpatrick—

SB 742—A bill to be entitled An act relating to community pharmacies; amending s. 465.018, F.S.; providing qualifications and procedures for issuing community pharmacy permits; providing that such permit is nontransferable; amending s. 465.023, F.S.; allowing the denial of a pharmacy permit to an applicant who has committed certain acts; allowing the Board of Pharmacy to determine the purpose of the sale of a pharmacy; providing an effective date.

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

By Senators Thomas and Carlucci—

SB 743—A bill to be entitled An act relating to sheriffs; amending s. 30.48, F.S.; increasing the salaries of sheriffs and providing a calculation method; repealing s. 145.071, F.S., relating to compensation of sheriffs; providing an effective date.

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

By Senator Kirkpatrick—

SB 744—A bill to be entitled An act relating to barbering; continuing ch. 476, F.S., notwithstanding its scheduled repeal on October 1, 1985; repealing ch. 476, F.S., on October 1, 1995, and providing for legislative review of the chapter in advance of that date; providing an effective date.

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

By Senator Fox—

SB 745—A bill to be entitled An act relating to crimes against children; amending s. 415.51, F.S.; giving the Florida Department of Law Enforcement access to child abuse registry records for the purpose of assisting the Department of Health and Rehabilitative Services and local law enforcement agencies in identifying and investigating crimes against children; amending s. 382.35, F.S.; placing a surcharge on birth certificates to fund services related to crimes against children; amending s. 943.26, F.S.; establishing a Crimes Against Children Criminal Profiling Trust Fund; providing an effective date.

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

By Senator Kirkpatrick—

SB 746—A bill to be entitled An act relating to agriculture; amending s. 570.23, F.S., increasing the membership of the State Agricultural Advisory Council; clarifying terms of office; providing an effective date.

—was referred to the Committee on Agriculture.

By Senators Thurman and Langley—

SB 747—A bill to be entitled An act relating to mental health; amending s. 394.453, F.S., providing legislative intent with respect to distribution of funds among and within service districts under the Department of Health and Rehabilitative Services; amending s. 394.455, F.S., providing a definition; providing an effective date.

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

By Senator Grant—

SB 748—A bill to be entitled An act relating to education; creating s. 242.71, F.S., relating to university schools; defining "university school" as a developmental research or laboratory school; creating a board of trustees for each school; providing membership, terms, and duties; providing that schools shall be centers of excellence; providing for funding; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Jenne—

SB 749—A bill to be entitled An act relating to municipal police officers' retirement trust funds; amending s. 185.01, F.S., providing legislative intent; amending s. 185.02, F.S., relating to definitions; amending s. 185.03, F.S., relating to the creation of such trust funds; amending s. 185.05, F.S., revising provisions relative to the board of trustees of the municipal police officers' retirement trust fund; amending s. 185.06, F.S., relating to the powers of the board of trustees; amending s. 185.07, F.S., revising member contributions and prohibiting municipalities from reducing member contributions to the municipal police officers' retirement trust fund to less than 1 percent of salary; amending s. 185.08, F.S., relating to the excise tax on casualty insurance premiums; amending s. 185.10, F.S., relating to the responsibilities of the Insurance Commissioner and Treasurer; amending s. 185.11, F.S., relating to the deposit of funds; amending s. 185.12, F.S., relating to excise tax credits; amending s. 185.14, F.S., prohibiting municipalities from reducing member contributions to less than 1 percent of salary; amending s. 185.16, F.S., revising criteria with respect to retirement; amending s. 185.161, F.S., prohibiting police officers from changing retirement options under certain circumstances; amending s. 185.18, F.S., revising disability retirement criteria; amending s. 185.21, F.S., relating to death prior to retirement; amending s. 185.221, F.S., relating to reports required to be filed with the Department of Insurance; amending s. 185.24, F.S., relating to annual appropriations; amending s. 185.29, F.S., relating to the city attorney representing the board; amending s. 185.30, F.S., relating to the deposit of funds and securities of the municipal police officers' retirement trust fund; amending s. 185.31, F.S., providing for the independence of boards and municipalities; amending s. 185.34, F.S., relating to disability in the line of duty; amending s. 185.35, F.S., relating to municipal pension plans for police officers; amending s. 185.37, F.S., providing for the termination of funds; creating s. 185.38, F.S., providing for transfers to other state retirement systems; creating s. 185.39, F.S., relating to the applicability of the act; creating s. 185.40, F.S., providing for costs and attorney's fees; providing an effective date.

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

By Senator Langley—

SB 750—A bill to be entitled An act relating to driving while impaired; amending s. 316.1931, F.S.; providing for driving while impaired; providing a penalty for driving while impaired and causing serious bodily injury to another; providing for required symbols upon license plates of persons convicted of driving while impaired; amending s. 316.1933, F.S.; providing for mandatory blood tests under certain circumstances; creating s. 316.1936, F.S.; prohibiting the sale of certain alcoholic beverages at a drive-in window; providing a penalty; amending s. 322.26, F.S.; providing for mandatory revocation of a driver's license under certain circumstances; amending s. 322.261, F.S.; increasing the period of suspension of a driver's license for refusal to submit to a test for impairment or intoxication; amending s. 322.34, F.S.; providing mandatory minimum periods of incarceration for driving with a suspended driver's license under certain circumstances; providing an effective date.

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

By Senator Langley—

SB 751—A bill to be entitled An act relating to abuse of children; amending ss. 794.011, 794.05, 796.03, 800.04, and 827.03, F.S.; providing a minimum mandatory 10-year sentence for sexual battery of a child, for carnal intercourse with an unmarried child, for procuring a child for prostitution, for certain lewd, lascivious, or indecent acts or assaults with respect to a child, and for aggravated child abuse; amending s. 827.03, F.S.; providing that where aggravated child abuse results in the death of the child, the offender is guilty of a capital felony; providing an effective date.

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

By Senator Langley—

SB 752—A bill to be entitled An act relating to public works; prohibiting political subdivisions and governmental agencies from adopting any provision establishing a prevailing wage rate; providing that any ordinance, resolution, or rule of a political subdivision, agency, or authority establishing a prevailing wage rate is void; providing that no existing contract shall be impaired; providing an effective date.

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

By Senator Langley—

SB 753—A bill to be entitled An act relating to victims of crime; amending s. 921.143, F.S., expanding provisions authorizing victims to make statements at sentencing hearings; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Jenne—

SB 754—A bill to be entitled An act relating to municipal firefighters' pension trust funds; amending s. 175.021, F.S., providing legislative intent; amending s. 175.032, F.S., providing a definition; amending s. 175.061, F.S., revising the composition and powers of the board of trustees of the municipal firefighters' pension trust fund; amending s. 175.071, F.S., relating to investment powers of the board of trustees; amending s. 175.091, F.S., prohibiting municipalities from reducing member contributions to less than 1 percent of salary; amending s. 175.101, F.S., relating to the excise tax on property insurance premiums; amending s. 175.121, F.S., requiring annual compliance with chapter 175, F.S., in order for a municipality to receive certain tax funds; amending s. 175.131, F.S., relating to the deposit of funds received by a municipality with respect to the pension fund; amending s. 175.141, F.S., relating to excise tax credits; creating s. 175.152, F.S., providing for contributions; amending s. 175.162, F.S., revising criteria for retirement; amending s. 175.171, F.S., prohibiting firefighters from changing a retirement option after a certain date; amending s. 175.191, F.S., relating to disability retirement; amending s. 175.201, F.S., revising provisions with respect to death prior to retirement; amending s. 175.261, F.S., requiring certain financial reports with respect to municipal firefighters' pension trust funds; amending s. 175.291, F.S., relating to legal counsel for the board of trustees; amending s. 175.301, F.S., relating to the depository for retirement funds; amending s. 175.311, F.S., providing for the independence of boards and municipalities; amending s. 175.351, F.S., relating to municipalities which have their

own pension plans for firefighters; amending s. 175.361, F.S., providing for the termination of certain funds; creating s. 175.371, F.S., providing criteria with respect to transfers to another state retirement system; creating s. 175.381, F.S., relating to the applicability of the act; creating s. 175.391, F.S., providing for costs and attorney's fees; providing an effective date.

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

By Senator Myers—

SB 755—A bill to be entitled An act relating to alcoholism; amending s. 396.042, F.S.; creating ss. 396.172-396.179, F.S.; providing for licensing and regulation of alcoholism treatment and prevention resources by the Department of Health and Rehabilitative Services; requiring license; providing application procedures; providing for fees; providing for issuance and renewal of licenses; providing for adoption and enforcement of rules; providing for administrative penalties; providing right of entry and inspection; providing for denial, suspension, and revocation; providing for emergency orders; providing for injunctions; providing penalties; creating an Alcoholism Resource Licensing Trust Fund; specifying purposes of the fund and providing for deposit of moneys therein; providing for future repeal and legislative review; providing an effective date.

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

By Senator Grizzle—

SB 756—A bill to be entitled An act relating to relocation of utilities; providing that, notwithstanding the provisions of s. 337.403, F.S., the Department of Transportation shall pay the costs of certain relocation of utilities within municipalities meeting specified criteria; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Mann—

SB 757—A bill to be entitled An act relating to tax on sales, use and other transactions; authorizing school districts to levy an additional tax for educational facilities for a specified period; specifying applicability; providing for refunds to certain contractors; providing a penalty; requiring referendum approval; providing for administration, collection, and enforcement and for application of specified penalties; creating a trust fund; providing for distribution; providing applicable brackets; providing for disposition of excess moneys; providing an effective date.

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

By Senator Fox—

SB 758—A bill to be entitled An act relating to Medicaid; amending s. 409.266, F.S.; authorizing the imposition of administrative sanctions against a provider who is guilty, regardless of adjudication, of fraud related to Medicaid or Medicare; providing that a plea of nolo contendere be considered a conviction; authorizing imposition of administrative sanctions against a Medicaid provider who has refused access to Medicaid records to investigators of the Medicaid Fraud Control Unit of the Office of the Auditor General; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

By Senator Meek—

SB 759—A bill to be entitled An act relating to intangible personal property tax; amending s. 199.032, F.S.; imposing said tax on Krugerrands; providing an effective date.

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

By Senator Meek—

SB 760—A bill to be entitled An act relating to animal control; creating s. 828.035, F.S., authorizing county animal control agents to issue certain notices; creating s. 828.074, F.S., requiring owners of pit bull dogs to register the dogs with the appropriate municipal or county animal control unit; providing restraint requirements with respect to such dogs; requir-

ing owners to maintain liability insurance policies; providing penalties; amending s. 828.17, F.S., authorizing arrests without warrant; providing an effective date.

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

By Senator Meek—

SB 761—A bill to be entitled An act relating to the Neighborhood Housing Services Rehabilitation Program; amending s. 420.422, F.S.; providing for coordination of public and private resources; providing that continuation of neighborhood housing services programs are in the public interest; amending s. 420.423, F.S.; prescribing policy and purpose; amending s. 420.424, F.S.; providing definitions; amending s. 420.427, F.S.; providing project eligibility for grants; amending s. 420.428, F.S.; prescribing eligible activities of grant recipients; providing an effective date.

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

By Senators Mann, McPherson and Grizzle—

SB 762—A bill to be entitled An act relating to aquatic preserves; amending s. 258.39, F.S., revising the boundaries of certain aquatic preserves; creating the Guana River Marsh Aquatic Preserve and the Big Bend Seagrasses Aquatic Preserve; providing an effective date.

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

By Senator Meek—

SB 763—A bill to be entitled An act relating to the Department of Natural Resources; amending s. 370.023, F.S.; authorizing the department to allow certain private nonprofit corporations to apply for grants to fund the acquisition and management of certain lands of neighborhood value; providing an effective date.

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

By Senators Hair and Castor—

SB 764—A bill to be entitled An act relating to education; amending s. 240.1201, F.S.; providing that certain members of the armed services, and certain personnel employed by the state education system and their spouses and dependent children, be classified as state residents for tuition purposes; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Grizzle—

SB 765—A bill to be entitled An act relating to education; amending s. 232.246, F.S.; providing for the substitution of vocational education credit for a portion of the academic credits required for high school graduation; providing an effective date.

—was referred to the Committee on Education.

By Senators Mann, McPherson, Neal, Crawford, Scott and Grizzle—

SB 766—A bill to be entitled An act relating to "The Big Cypress Conservation Act of 1973"; amending s. 380.055, F.S., including certain land within the "Big Cypress Area"; providing for the acquisition of the Big Cypress National Preserve Addition; providing an effective date.

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

By Senator Castor—

SB 767—A bill to be entitled An act relating to community colleges; amending s. 240.319, F.S.; authorizing a community college board of trustees to designate payment of funds to the State Board of Administration for investment; amending s. 240.359, F.S.; revising procedures for determining state financial aid and annual apportionment of state funds for community colleges; providing an effective date.

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

By Senators Stuart, Vogt and Dunn—

SB 768—A bill to be entitled An act relating to water management districts; amending s. 373.503, F.S.; authorizing levy of an additional millage by the St. Johns River Water Management District; providing an effective date.

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

By Senator Gordon—

SB 769—A bill to be entitled An act relating to driver licenses; amending s. 322.08, F.S.; requiring proof of identity in license applications; amending s. 322.12, F.S.; deleting the license examination fee; amending s. 322.121, F.S.; requiring reexamination upon renewal instead of every 4 years and deleting the reexamination fee; amending s. 322.17, F.S.; increasing the duplicate license fee and requiring proof of identity; amending s. 322.18, F.S.; providing for 6-year original driver licenses and providing for 6-year renewal licenses for safe drivers; providing for 4-year license extensions by mail; prohibiting certain possession of license extension stickers and providing a penalty; specifying duration of licenses for persons of a specified age; providing for transition; amending s. 322.21, F.S.; increasing the driver's license fee; repealing s. 322.142(3), F.S.; deleting the fee for color photographic licenses; providing effective dates.

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

By Senator Mann—

SB 770—A bill to be entitled An act relating to perinatal care services; repealing s. 383.16(6), (7), F.S.; deleting definitions of "equalization funds" and "minimum support grants"; repealing s. 383.171(3), F.S.; deleting a provision restricting the portion of certain grants which neonatal centers may receive; amending s. 383.18, F.S.; authorizing the Department of Health and Rehabilitative Services to determine the manner in which certain grants are to be disbursed; amending s. 383.19, F.S.; deleting certain restrictions on the manner in which appropriated funds may be distributed to such centers; providing an effective date.

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

By Senator Jennings—

SB 771—A bill to be entitled An act relating to negligence; amending s. 768.136, F.S., providing that bona fide charitable or nonprofit organizations which accept certain canned or perishable food for free distribution shall not be liable for the condition of the food; providing exceptions; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Grizzle—

SB 772—A bill to be entitled An act relating to nursing homes; amending s. 400.211, F.S., providing for certification of nursing assistants in nursing homes by the Board of Nursing rather than the Department of Education; authorizing the board to deny, suspend, or revoke the certification of a nursing assistant in any nursing home; providing grounds therefor; providing an effective date.

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

By Senator Langley—

SB 773—A bill to be entitled An act relating to labor organizations; creating s. 447.18, F.S., declaring the public policy of the state with respect to job-site violence arising out of a labor or employment dispute; providing legislative intent and a definition; providing a cause of action for persons, labor organizations, or business entities injured by violence arising out of a labor or employment dispute; providing for injunctive relief; providing for liability of labor organizations and business entities; providing an effective date.

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

By Senator Langley—

SB 774—A bill to be entitled An act relating to drug abuse; amending s. 893.13, F.S., providing a mandatory minimum 10-year term of impris-

onment for persons convicted of selling certain controlled substances to a minor; prohibiting probation, parole, or gain-time until such sentence is served; providing an effective date.

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

By Senator Langley—

SB 775—A bill to be entitled An act relating to auxiliary law enforcement officers; authorizing law enforcement agencies of the state to expend certain funds for outfitting, supplying, training, or supporting auxiliary law enforcement officers; providing an effective date.

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

By Senator Mann—

SB 776—A bill to be entitled An act relating to hospitals; requiring certain hospitals providing emergency room services to admit certain patients without regard to economic criteria; providing for transfer of such patients under certain circumstances; providing an effective date.

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

By Senators Castor, Fox, Meek, Weinstein, Frank, Girardeau, Thurman and Malchon—

SB 777—A bill to be entitled An act relating to education; providing intent; requiring the Department of Education to develop broad guidelines to provide funding for day care services to parents who are attending secondary schools; providing for matching funds with school districts; providing an effective date.

—was referred to the Committees on Education and Appropriations.

On motion by Senator Meek, the rules were waived by unanimous consent and the following memorial was introduced out of order:

By Senator Girardeau—

SM 998—A memorial to the Congress of the United States, urging Congress to appropriate sufficient funds to allow Amtrak to continue to operate.

WHEREAS, the National Railroad Passenger Corporation, known as Amtrak, serves the citizens of this state and its numerous visitors, and

WHEREAS, Amtrak directly employs many citizens of this state, and indirectly supports the employment of many other citizens of this state through the purchase of supplies and equipment from their employers; and in addition Amtrak has substantial investments in this state in the form of passenger facilities, and

WHEREAS, Amtrak has continually improved the quality of its service, its financial position, and the number of passengers carried, to the point where it transported twenty-two million people in 1984 and expects to increase that amount by two to three percent in 1985, and

WHEREAS, the budget presented to the Congress of the United States by the President would, if enacted, deprive Amtrak of the federal funding required for its continued existence, and

WHEREAS, the effective elimination of Amtrak would result in serious adverse economic consequences to this state and its citizens in terms of loss of rail passenger service, loss of investment, and loss of income to contractors with Amtrak, and would result in loss of twenty-five thousand jobs nationwide, with a concomitant strain on public assistance funding for the unemployed and on the Railroad Retirement System due to the loss of many contributors to that system, NOW, THEREFORE,

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

That the Congress of the United States is urged to provide sufficient funding to allow Amtrak to continue to operate and to serve this state as it has in the past and to appropriate the amount of money necessary for fiscal year 1986 to keep Amtrak in at least as sound a position operationally and financially as it has been in for fiscal year 1985.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the Secretary of Transportation, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—which was read the first time by title and referred to the Committee on Rules and Calendar.

On motion by Senator Meek, by two-thirds vote SM 998 was withdrawn from the Committee on Rules and Calendar.

On motions by Senator Meek, SM 998 was taken up out of order by unanimous consent and by two-thirds vote read the second time in full, adopted and certified to the House. The vote on adoption was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Jennings

Senator Meek introduced Richard Mette, Legislative Representative, Brotherhood of Railway, Airline and Steamship Clerks, Amtrak Division; and D. R. Mainer, Trainmaster, Seaboard System Railroad, Jacksonville Division, to the Senate.

On motion by Senator W. D. Childers, the rules were waived by unanimous consent and the following resolution was introduced out of order:

By Senator W. D. Childers—

SR 1103—A resolution commending the J.M. Tate High School of Gonzalez, Florida.

WHEREAS, participating in the annual competition held by the Seven-Up Company to select the most spirited high school in the United States, the J.M. Tate High School of Gonzalez has progressed through a district championship to its selection as the most spirited high school in the southeastern region of the United States, and

WHEREAS, under the sponsorship of the Student Government Association, the entire student body has worked together on rallies and projects to demonstrate the school's outstanding spirit, and

WHEREAS, on April 17, 1985, the J.M. Tate High School will hold a pep rally, which will be judged in competition with the four other regional winners for the title of "Most Spirited High School in the United States," NOW, THEREFORE,

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

That the Senate of the State of Florida congratulates the J.M. Tate High School for its selection as the most spirited high school in the southeastern United States, and wishes this outstanding school continued success as it competes for the national title of "Most Spirited High School in the United States."

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the student body of the J.M. Tate High School as a tangible token of the sentiments expressed herein.

—which was read the first time by title and referred to the Committee on Rules and Calendar.

On motion by Senator W. D. Childers, by two-thirds vote SR 1103 was withdrawn from the Committee on Rules and Calendar.

On motions by Senator W. D. Childers, SR 1103 was taken up out of order by unanimous consent, read the second time in full and unanimously adopted.

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committees on Economic, Community and Consumer Affairs and Natural Resources and Conservation and Senators Stuart, Fox, Kirkpatrick, Mann, Vogt, McPherson, Malchon and Crawford—

CS for CS for SB's 122, 84 and 85—A bill to be entitled An act relating to coastal management; amending s. 163.3177, F.S., relating to elements of the comprehensive plan; changing "coastal zone protection element" to "coastal management element"; providing requirements with respect to the coastal management element of the plan; creating ss. 163.3178, 163.3179, F.S.; providing legislative intent; providing criteria for coastal management elements of the comprehensive plan; directing the state land planning agency to adopt minimum criteria for the review of coastal management elements; directing counties, and municipalities to comply with requirements concerning coastal management elements; providing that port facilities shall not be developments of regional impact where consistent with certain plans; providing an appropriation; creating part III of chapter 380, F.S., the "Coastal Infrastructure Policy Act"; providing legislative intent; providing definitions; providing for designation of certain undeveloped coastal barrier areas; requiring maps; limiting the use of public funds for certain purposes on undeveloped coastal barrier areas; requiring certain reports; creating part VIII of chapter 553, F.S., the "Coastal Barriers Construction Act"; providing definitions; providing for minimum building codes for structures within the coastal construction building zone; providing for administration and enforcement by local governments; providing remedies; providing for assistance and rulemaking by the Board of Building Codes and Standards of the Department of Community Affairs; providing for Department of Natural Resources review of local building codes; providing for applicability to state and local government permitting; amending s. 161.053, F.S.; providing for challenges to coastal construction control lines; restricting permitting for certain structures seaward of the seasonal high water line; redefining the responsibility of the executive director of the department for making recommendations concerning land purchase; amending s. 161.0535, F.S.; amending the criteria for the permit fee schedule; amending s. 161.054, F.S.; expanding the applicability of administrative fines; amending s. 403.813, F.S.; defining the limitations of certain permit exceptions; amending s. 125.0104, F.S.; authorizing certain uses of the tourist development tax; providing an effective date.

By the Committee on Judiciary-Criminal and Senators Crawford, Weinstein, Neal and Kiser—

CS for SB 241—A bill to be entitled An act relating to criminal investigations and prosecutions; amending ss. 16.01, 27.14, 27.36, 27.37, 905.33, 905.34, 905.36, 110.205, F.S.; creating s. 16.56, F.S.; specifying prosecutorial jurisdiction of the Attorney General; creating an Office of Statewide Prosecution in the Department of Legal Affairs; providing for appointment of a statewide prosecutor in charge of such office; specifying powers and duties of such office; providing for appointment of a state attorney to discharge the duties of the statewide prosecutor in specified circumstances; specifying membership of the Council on Organized Crime; providing that the statewide prosecutor is the legal adviser of the statewide grand jury; specifying jurisdiction of the statewide grand jury; specifying duties of the legal adviser of the statewide grand jury; specifying exemptions from career service; providing a contingent effective date.

By the Committee on Judiciary-Criminal and Senators Crawford, Kiser and Weinstein—

CS for SJR's 242 and 42—A joint resolution proposing an amendment to Section 4, Article IV and to Section 17, Article V of the State Constitution, relating to prosecutorial jurisdiction.

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

CS for SB 501—A bill to be entitled An act relating to county or municipal code enforcement; amending s. 162.02, F.S.; providing legislative intent with respect to the "Local Government Code Enforcement Boards Act"; amending s. 162.09, F.S.; permitting code enforcement boards to impose fines for repeated violations of local ordinances; reducing the time within which such boards may foreclose liens; amending s. 162.11, F.S.; providing for review by certiorari; amending s. 26.012, F.S.; providing for circuit court review by certiorari; providing an effective date.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Frank, the rules were waived and by two-thirds vote SB 582 was withdrawn from the Committee on Economic, Community and Consumer Affairs.

On motion by Senator Margolis, by two-thirds vote SB 670 was withdrawn from the Committee on Personnel, Retirement and Collective Bargaining.

On motions by Senator Neal, the rules were waived and by two-thirds vote Senate Bills 16, 53, 79, 108, 322 and CS for SB 29 were withdrawn from the Committee on Appropriations.

On motions by Senator Hair, by two-thirds vote SB 628 was withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Hill, by two-thirds vote Senate Bills 64 and 72 were withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Jenne, the rules were waived and by two-thirds vote SB 606 was referred to the Committee on Natural Resources and Conservation as the first committee of reference.

On motions by Senator Neal, by two-thirds vote Senate Bills 166 and 419 were removed from the calendar and referred to the Committee on Appropriations.

On motions by Senator Carlucci, by two-thirds vote SB 75 was removed from the calendar and indefinitely postponed.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

Appointments Subject to Confirmation by the Senate:

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Hillsborough County Civil Service Board, Member Dunn, Charles D., Tampa	07/02/85
Florida State Fair Authority, Congressional District 9, Member Young, Sylvia, Dade City	06/30/88
Florida State Fair Authority, Congressional District 10, Member Carlton, Jr., Doyle E., Wauchula	06/30/88
Florida State Fair Authority, Congressional District 11, Member Albritton, Hubert H., Satellite Beach	06/30/88
Florida State Fair Authority, Congressional District 13, Member Bispham, Cyrus G., Sarasota	06/30/88
Florida State Fair Authority, Congressional District 17, Member Toms, Gerald E., Miami Lakes	06/30/88
Board of Nursing, Member Wood, David, North Palm Beach	08/01/87
Governing Board of the Suwannee River Water Management District, Member Griner, Lynetta Usher, Chiefland	07/01/87

Referred to the Committee on Executive Business.

On motion by Senator Jenne, the rules were waived and all bills passed this day were ordered immediately certified to the House.

SPECIAL ORDER

CS for SB 151—A bill to be entitled An act relating to the public employee interchange program; amending s. 112.24, F.S.; authorizing the Governor or the Governor and Cabinet to enter into employee interchange agreements to fill certain appointive offices; allowing extension

and modification of employee interchange agreements; limiting the use of employees under such agreements; requiring state agencies to report extensions or modifications of such agreements to the Department of Administration; providing clarifying language; deleting obsolete study and reporting requirements; providing an effective date.

—was read the second time by title.

Senator Margolis moved the following amendment which was adopted:

Amendment 1—On page 2, line 28, and on page 3, line 1, strike “6” and insert: 3

On motion by Senator Johnson, by two-thirds vote CS for SB 151 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Fox, Jennings, Peterson

SB 141—A bill to be entitled An act relating to pugilistic exhibitions; amending s. 548.003, F.S.; increasing the membership of the State Athletic Commission; increasing the number of members necessary to take official commission action; providing an effective date.

—was read the second time by title.

Senator Myers moved the following amendments which were adopted:

Amendment 1—On page 2, between lines 11 and 12, insert:

Section 2. Subsection (2) of section 548.057, Florida Statutes, 1984 Supplement, is amended to read:

548.057 Attendance of referee and judges at match; scoring; seconds.

(2) At each contest, at the expense of the promoters promoter, ~~three two-licensed~~ judges shall attend and shall, ~~together with the referee,~~ render their individual decisions in writing on scorecards supplied by the commission at the end of each contest which continues for the scheduled number of rounds. Each judge ~~and the referee~~ shall have one vote, and a majority of the votes cast shall determine the winner.

Section 3. Subsection (1) of section 548.06, Florida Statutes, 1984 Supplement, is amended to read:

548.06 Payments to state; exemptions.—

(1) A promoter holding a match shall, within 72 hours after the match, file with the commission a written report which includes the number of tickets sold, the amount of gross receipts, and any other facts the commission may require. For the purposes of this chapter, total gross receipts include:

(a) The gross price charged for the sale or lease of broadcasting, television, and motion picture rights without any deductions for commissions, brokerage fees, distribution fees, advertising, or other expenses or charges, *except that the tax payment derived from the gross price charged for the sale or lease of broadcasting, television, and motion picture rights shall not exceed \$40,000 for any single event;*

(b) The portion of the receipts from the sale of souvenirs, programs, and other concessions received by the promoter; and

(c) The face value of all tickets sold and complimentary tickets issued.

(Renumber subsequent section.)

Amendment 2—In title, on page 1, line 6, after the semicolon (;) insert: amending s. 548.057, F.S.; providing procedure for determining winners; amending s. 548.06, F.S.; limiting the tax payment derived from sale or lease of certain rights;

On motion by Senator Myers, by two-thirds vote SB 141 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

Mr. President	Gersten	Langley	Plummer
Beard	Gordon	Malchon	Scott
Carlucci	Grant	Margolis	Stuart
Castor	Hair	McPherson	Thomas
Childers, W. D.	Hill	Meek	Thurman
Deratany	Jenne	Myers	Vogt
Dunn	Johnson	Neal	Weinstein
Frank	Kiser	Peterson	

Nays—1

Childers, D.

Vote after roll call:

Yea—Fox, Jennings, Kirkpatrick, Mann

On motion by Senator Fox, the rules were waived and by two-thirds vote SR 387 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Fox—

SR 387—A resolution recognizing April 17th as the day of the Brigada de Asalto 2506 (2506 Light Assault Brigade of the Bay of Pigs Invasion).

WHEREAS, April 17th marks the anniversary of the Bay of Pigs Invasion, and

WHEREAS, more than 2,000 men participated in the operation, and

WHEREAS, more than 200 members of the Brigada died during the Bay of Pigs Invasion, including four American pilots assigned to the Brigada’s Air Force, and

WHEREAS, there is a monument at S.W. 8th Street and 13th Avenue in Miami which stands as a tribute to the members of the Brigada de Asalto 2506 (2506 Light Assault Brigade) who died in combat and to freedom fighters the world over, and

WHEREAS, the citizens of the State of Florida have great sympathy and respect for the patriots of the Brigada de Asalto 2506 (2506 Light Assault Brigade) who participated in the Bay of Pigs Invasion, and

WHEREAS, it is appropriate that the Senate take time out to honor the many brave men of the Brigada de Asalto 2506 (2506 Light Assault Brigade), NOW, THEREFORE,

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

That April 17th is hereby recognized as the day of the Brigada de Asalto 2506 (2506 Light Assault Brigade).

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

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Jennings, Scott

Senator Fox introduced Representative Javier D. Souto of Miami, who was a member of the Brigade and Representative Arnhilda Gonzalez-Quevedo of Miami.

On motion by Senator W. D. Childers, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Harry A. Johnston, II, President

I am directed to inform the Senate that the House of Representatives has passed HB 202 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Governmental Operations—

HB 202—A bill to be entitled An act relating to the Division of Purchasing; amending s. 287.042, F.S.; deleting the duty of the division to provide for transfer, exchange or sale of surplus commodities; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

SPECIAL ORDER, continued

On motions by Senator W. D. Childers, by two-thirds vote HB 202, a companion measure, was withdrawn from the Committee on Governmental Operations and by two-thirds vote substituted for SB 61.

On motions by Senator W. D. Childers, by two-thirds vote HB 202 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—37

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

Nays—None

Vote after roll call:

Yea—Jennings, Kirkpatrick

SB 61 was laid on the table.

SB 40—A bill to be entitled An act relating to nursing homes and related health care facilities; amending s. 400.162, F.S.; specifying funds and property that must be maintained in trust; providing for handling of funds and property of deceased residents; providing an effective date.

—was read the second time by title.

The Committee on Health and Rehabilitative Services recommended the following amendment which was moved by Senator Dunn and adopted:

Amendment 1—On page 1, line 17, after the semicolon (;) insert: *funds held in trust*

Senators Johnson and Dunn offered the following amendment which was moved by Senator Johnson and adopted:

Amendment 2—On page 1, lines 27-29, strike after “resident’s” on line 27 through period (.) on line 29 and on page 2, lines 10-12, strike after “resident’s” on line 10 through period on line 12 and insert: personal representative, if any, and if not, to the resident’s spouse or adult next-of-kin named in a beneficiary designation form.

Senators Johnson and Dunn offered the following amendment which was moved by Senator Dunn and adopted:

Amendment 3—On page 2, line 13, strike “guardian,”

On motion by Senator Dunn, by two-thirds vote SB 40 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

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

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Frank, the rules were waived and the Committee on Economic, Community and Consumer Affairs was granted permission to consider SB 88 on April 17.

SPECIAL ORDER, continued

CS for SB 154—A bill to be entitled An act relating to deceptive and unfair trade practices; amending s. 501.206, F.S.; deleting the requirement that the enforcing authority exercise certain of its investigative powers according to the Florida Rules of Civil Procedure; authorizing a party served with a subpoena to petition to set aside the subpoena and to raise certain objections or privileges; conforming the provision governing immunity to the general immunity law; amending s. 501.207, F.S.; deleting the requirement that the enforcing authority hold an administrative hearing to determine probable cause in certain actions; providing for certain notification to the suspected violator of the substance of the alleged violation; providing for a determination that an enforcement action serves the public interest; giving statewide effect to court injunctive orders; extending certain defenses and settlement options to all alleged violators; providing an effective date.

—was read the second time by title. On motion by Senator Dunn, by two-thirds vote CS for SB 154 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

On motions by Senator Jennings, the rules were waived and by two-thirds vote SR 181 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Jennings—

SR 181—A resolution honoring Colonel Joseph W. “Joe” Kittinger, Jr., and proclaiming April 16 “Joe Kittinger Day.”

WHEREAS, on September 14, 1984, Colonel Joseph W. “Joe” Kittinger, Jr., set off from Caribou, Maine, and, 85 hours later, landed in Savona, Italy, thereby becoming the first person to cross the Atlantic solo in a balloon, and

WHEREAS, his 3,526-mile flight also set a world record as the longest solo balloon flight in history, and

WHEREAS, Joe Kittinger’s boundless spirit is reflected in many outstanding feats and is a credit to this state and to his hometown, Orlando, Florida, and

WHEREAS, his feats include riding another balloon to a height of nearly 103,000 feet during a 1960 Air Force research project and, on his descent from that flight, sustaining a fall of 16 miles before his parachute opened, and

WHEREAS, Joe Kittinger also was shot down while flying an F-4 in combat during the Vietnam War and held captive in Hanoi for nearly a year, and

WHEREAS, he has received many decorations for his achievements as a military aviator, including the Silver Star with Oak Leaf Cluster, the Meritorious Service Medal, and the Purple Heart, and many civilian decorations, as well, and

WHEREAS, it is fitting that the Legislature honor such a man for his patriotism and spirit of adventure, NOW, THEREFORE,

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

That Colonel Joseph W. "Joe" Kittinger, Jr., is recognized for his outstanding accomplishments as a military and civilian aviator and balloonist, especially for his record-setting solo balloon flight from Maine to Italy and that April 16, 1985 is hereby proclaimed "Joe Kittinger Day."

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to Colonel Joseph W. "Joe" Kittinger, Jr., as a tangible token of the sentiments of the Florida Senate.

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

Yeas—39

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

Nays—None

All Senators were recorded as co-introducers of SR 181.

Colonel Kittinger was escorted to the rostrum where he addressed the Senate briefly, and on behalf of the Rosie O'Grady Balloon Team, presented to the President a flag which had flown on Rosie O'Grady balloons for five years.

The President recognized Representatives Crady, McEwan and Reddick.

SB 228—A bill to be entitled An act relating to state personnel information; amending s. 110.116, F.S.; deleting the requirement that the Department of Administration furnish each state agency with periodic employee information reports; providing an effective date.

—was read the second time by title. On motion by Senator Dunn, by two-thirds vote SB 228 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Jennings

Senator Langley presiding

SB 49—A bill to be entitled An act relating to traffic control; creating s. 316.6135, F.S.; prohibiting a parent, legal guardian, or other person responsible for a child from leaving the child unattended or unsupervised

in a motor vehicle; providing penalties; authorizing a law enforcement officer to take custody of a child who is unattended or unsupervised in a motor vehicle; providing an effective date.

—was read the second time by title.

The Committee on Transportation recommended the following amendments which were moved by Senator Kiser and adopted:

Amendment 1—On page 1, strike all of lines 22 and 23 and insert: for a period in excess of 15 minutes; however, no such person shall leave a child unattended for any period of time if the motor of the vehicle is running or the health of the child is in danger.

Amendment 2—On page 1, strike line 29 and insert: motor of the vehicle was running or the health of the child is in danger at the time of the

Amendment 3—On page 1, line 20, strike "9" and insert: 6

Amendment 4—On page 2, strike all of lines 3, 4 and 5 and insert: violation of subsection (1) may use whatever means are reasonably necessary to protect the minor child and to remove him from the vehicle.

The Committee on Transportation recommended the following amendment which was moved by Senator Kiser:

Amendment 5—On page 2, between lines 5 and 6, insert:

(4) If the child is removed from the immediate area notification should be placed on the vehicle so that the parent, legal guardian or person responsible for the child will know what has happened and where the child may be found.

(5) After making a reasonable attempt to contact the child's parent, legal guardian or other person responsible for the child and the law enforcement officer is unable to do so, then the child shall be remanded to the custody of the Department of Health and Rehabilitative Services pursuant to Chapter 39, Florida Statutes.

Senator Kiser moved the following substitute amendment which was adopted:

Amendment 6—On page 2, between lines 5 and 6, insert:

(4) If the child is removed from the immediate area notification should be placed on the vehicle.

(5) The child shall be remanded to the custody of the Department of Health and Rehabilitative Services pursuant to chapter 39, unless the law enforcement officer is able to locate the parents or legal guardian or other person responsible for the child.

The Committee on Transportation recommended the following amendment which was moved by Senator Kiser and adopted:

Amendment 7—In title, on page 1, strike all of lines 7-10 and insert: penalties; authorizing a law enforcement officer to take custody of a child who is unattended or unsupervised in a motor vehicle; providing for notification of the parent, legal guardian, or person responsible where the child is removed from the vicinity of the vehicle; provides for remanding of the child to the Department of Health and Rehabilitative Services when a person responsible can not be contacted; providing for the law enforcement officer's immunity from civil liability; providing an effective date.

On motion by Senator Kiser, by two-thirds vote SB 49 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Barron	Frank	Kiser	Peterson
Beard	Gersten	Langley	Plummer
Carlucci	Gordon	Malchon	Scott
Castor	Grant	Mann	Stuart
Childers, D.	Grizzle	Margolis	Thomas
Childers, W. D.	Hair	McPherson	Thurman
Crawford	Jenne	Meek	Vogt
Deratany	Johnson	Myers	Weinstein
Fox	Kirkpatrick	Neal	

Nays—None

Vote after roll call:

Yea—Jennings

SB 192—A bill to be entitled An act relating to health studio services; amending s. 501.012, F.S., requiring new owners of health studios to provide certain notice to users of the services; requiring studios to provide membership identification under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Kiser, by two-thirds vote SB 192 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Beard	Gersten	Langley	Peterson
Carlucci	Gordon	Malchon	Plummer
Castor	Grant	Mann	Scott
Childers, D.	Grizzle	Margolis	Stuart
Childers, W. D.	Hair	McPherson	Thomas
Deratany	Jenne	Meek	Thurman
Fox	Johnson	Myers	Vogt
Frank	Kiser	Neal	Weinstein

Nays—1

Barron

Vote after roll call:

Yea—Dunn, Jennings, Kirkpatrick

SB 188—A bill to be entitled An act relating to the Southern Regional Education Compact; approving the admission of the State of Oklahoma into the compact; providing that, upon ratification of the compact by the Legislature and approval by the Governor of Oklahoma, and approval by the legislature and by the governor of the other states party to the compact, the State of Oklahoma shall become party to the compact; providing an effective date.

—was read the second time by title. On motion by Senator Frank, by two-thirds vote SB 188 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Barron	Fox	Johnson	Neal
Beard	Frank	Kirkpatrick	Peterson
Carlucci	Gersten	Kiser	Plummer
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	McPherson	Thurman
Deratany	Hill	Meek	Vogt
Dunn	Jenne	Myers	Weinstein

Nays—None

Vote after roll call:

Yea—Jennings

The President presiding

CS for SB 189—A bill to be entitled An act relating to environmental regulation; amending s. 403.061, F.S.; applying certain classifications, standards, and criteria for waters used for deepwater shipping to additional ports; amending s. 403.816, F.S.; applying certain provisions relating to maintenance dredging of deepwater ports to additional ports; providing an effective date.

—was read the second time by title. On motion by Senator Grizzle, by two-thirds vote CS for SB 189 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Fox	Johnson	Neal
Barron	Frank	Kirkpatrick	Peterson
Beard	Gersten	Kiser	Plummer
Carlucci	Gordon	Langley	Scott
Castor	Grant	Malchon	Stuart
Childers, D.	Grizzle	Mann	Thomas
Childers, W. D.	Hair	McPherson	Thurman
Deratany	Hill	Meek	Weinstein
Dunn	Jenne	Myers	

Nays—None

Vote after roll call:

Yea—Jennings, Margolis

CS for SB's 199 and 47—A bill to be entitled An act relating to attendance requirements for high school credit; repealing s. 232.2462(2), F.S., which specifies the attendance requirement for high school credit; providing an effective date.

—was read the second time by title.

Senator Peterson moved the following amendments which were adopted:

Amendment 1—On page 1, between lines 11 and 12, insert:

Section 2. Notwithstanding any other provision of law to the contrary, the amendments to s. 228.041, s. 236.013, and s. 236.02 by Sections 14, 15, and 16 of Chapter 83-327, Laws of Florida, shall be implemented only to the extent specifically funded by law.

(Renumber subsequent section.)

Amendment 2—In title, on page 1, line 5, after the semicolon (;) insert: providing that implementation of the extended school day shall be contingent upon funding;

On motion by Senator Castor, by two-thirds vote CS for SB's 199 and 47 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

On motion by Senator Langley, by two-thirds vote SR 522 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Langley—

SR 522—A resolution commending Deputy Sheriff Roy D. (Buck) Wrightam for his accomplishments in being recipient of the 1985 Deputy Sheriff of the Year Award.

WHEREAS, Deputy Sheriff Roy D. (Buck) Wrightam initiated a program in Lake County which resulted in 20,000 homes participating in the vial of life medical emergency program, and

WHEREAS, in his position as Community Service Officer of the Lake County Sheriffs Office, Deputy Wrightam initiated 153 Neighborhood Crime Watch Programs, supervised the fingerprinting of 15,000 district school and pre-school children, initiated a school liaison program instrumental in informing children of the dangers of drug abuse and alcohol awareness, and he initiated a countywide bicycle safety program, and

WHEREAS, as a result of The Neighborhood Watch Program, Lake County has experienced a 24.8 percent reduction in residential burglaries, and

WHEREAS, Deputy Wrightam has been honored as the Law Enforcement Officer of the Year by the Veterans of Foreign Wars, he has been cited for his dedication as a law enforcement officer by the Joint Service Organization of Lake County, he was inducted in 1983 into the National Hall of Fame of the Association of Police Community Service Officers and in 1984 he was the recipient of the Service Above Self Award for Law Enforcement Officers of the Year by the combined Rotary Clubs of Lake County, and

WHEREAS, Deputy Sheriff Roy D. (Buck) Wrightam is the 1985 recipient of the Deputy Sheriff of the Year Award presented by the National Sheriff's Association and the National Newspaper Association, and

WHEREAS, it is appropriate that the Senate of the State of Florida commend Deputy Sheriff Roy D. (Buck) Wrightam for his accomplishments, NOW, THEREFORE,

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

That the Senate of the State of Florida hereby commends Deputy Sheriff Roy D. (Buck) Wrightam for his accomplishments in being the 1985 recipient of the Deputy Sheriff of the Year Award.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Deputy Sheriff Roy D. (Buck) Wrightam as a tangible token of the sentiments expressed herein.

—was taken up out of order by unanimous consent, read the second time in full and unanimously adopted.

Senator Langley introduced Deputy Wrightam and his wife Ruth to the Senate and a copy of the resolution was presented to Deputy Wrightam.

On motions by Senator Hair, the rules were waived and by two-thirds vote SCR 714 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Hair—

SCR 714—A concurrent resolution commending the faculty, staff, and students of the Florida School for the Deaf and the Blind and commemorating the school's centennial celebration.

WHEREAS, the Florida School for the Deaf and the Blind located in historic St. Augustine, was founded in 1885, and is celebrating its centennial during the 1984-1985 school year, and

WHEREAS, the school consists of 70 acres located on the intracoastal waterway and serves 800 students who are enrolled in its educational programs for the hearing impaired, visually impaired, deaf-blind, and multi-handicapped young people ages 5 to 21, and

WHEREAS, the Florida School for the Deaf and the Blind employs nearly 600 men and women dedicated to the school's goal of educating the total child, emphasizing a broad range of education from academics and physical education to vocational training and social skills, and

WHEREAS, each child who is considered for admission to the Florida School for the Deaf and the Blind is evaluated by professional psychologists, educational diagnosticians, social workers, and communications specialists to aid the student in fulfilling his academic and social potential, and

WHEREAS, it is appropriate that the Legislature of the State of Florida commend the faculty, staff, and students of the Florida School for the Deaf and the Blind and join them in commemorating the school's centennial celebration, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That the Legislature of the State of Florida hereby commends the faculty, staff, and students of the Florida School for the Deaf and the Blind for their efforts in joining together to overcome handicaps in order to develop the students greatest potential, and hereby joins the faculty, staff, and students of the Florida School for the Deaf and the Blind in celebrating the school's centennial year of existence.

—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—39

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

Nays—None

CS for SB 233—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; exempting sealed bids and bid proposals from public inspection; providing an effective date.

—was read the second time by title.

Senator Vogt moved the following amendments which were adopted:

Amendment 1—On page 1, line 14, after "bids or" strike "bid"

Amendment 2—On page 1, lines 15 and 16, strike "solicitations for competitive bids or requests for bid" and insert: "invitations to bid or requests for"

On motion by Senator Vogt, by two-thirds vote CS for SB 233 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Senator Dunn presiding

SB 337—A bill to be entitled An act relating to legislative review of regulatory programs and functions and of advisory bodies, commissions, and boards of trustees adjunct to executive agencies; repealing ss. 458.316, 458.322, and 458.324, F.S., relating to medical practice; repealing ss. 459.0095 and 459.0125, F.S., relating to osteopathy; repealing ss. 465.0125 and 465.0165, F.S., relating to pharmacy; repealing ss. 604.31, 604.32, 604.33, and 604.34, F.S., relating to grain dealers; repealing ch. 655, F.S., relating to financial institutions; repealing ss. 395.0145, 395.0205, 395.031, and 395.101, F.S., relating to hospitals; repealing ss. 401.321 and 401.414, F.S., relating to medical transportation services; repealing s. 627.6577, F.S., relating to dental care; repealing ss. 513.012, 513.014, 513.052, 513.053, 513.054, 513.111, 513.112, 513.114, 513.115, 513.117, 513.118, 513.121, 513.122, and 513.151, F.S., relating to mobile home and recreational vehicle parks; repealing s. 381.295, F.S., relating to water vending machines; repealing s. 240.532, F.S., relating to the Toxicological Research Coordinating Committee; repealing s. 403.1659, F.S., relating to the Florida Groundwater Protection Task Force; repealing ss. 341.321-341.386, F.S., and s. 110.205(2)(t), F.S., relating to the High-Speed Rail Transportation Commission and the Franchise and Environmental Review Committee; and repealing s. 378.033, F.S., relating to the Nonmandatory Land Reclamation Committee; providing for review by the Legislature of those sections pursuant to s. 11.61, F.S., or s. 11.611, F.S.; repealing s. 2(1), (3), ch. 84-94, and s. 11, ch. 84-330, Laws of Florida, which prospectively repeal various laws relating to the Nonmandatory Land Reclamation Committee, the public school quality instruction incentives programs, and the Council on Correctional Education and which require such laws to be reviewed pursuant to s. 11.611, F.S.; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 337 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SB 251—A bill to be entitled An act relating to home solicitation sales; amending ss. 501.031, 501.041, 501.045, F.S.; deleting the provisions that allow a seller to retain a cancellation fee if a buyer cancels a home solicitation sale; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 251 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 274—A bill to be entitled An act relating to pharmacies; amending s. 465.026, F.S.; providing for the transfer of prescriptions between pharmacies within the state; 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 Stuart and adopted:

Amendment 1—On page 1, line 25, after "Determine" insert: *from the requested pharmacist*

On motion by Senator Stuart, by two-thirds vote SB 274 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SB 356—A bill to be entitled An act relating to bowling tournaments; creating s. 849.141, F.S.; exempting participants in bowling tournaments from ch. 849, F.S., relating to game promotion prohibitions; providing an effective date.

—was read the second time by title. On motion by Senator Margolis, by two-thirds vote SB 356 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Barron	Fox	Jennings	Neal
Beard	Frank	Johnson	Peterson
Carlucci	Gersten	Kirkpatrick	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	

Nays—None

Vote after roll call:

Yea—Langley

SB 362—A bill to be entitled An act relating to state employment; repealing s. 110.225, F.S., which provides for a Florida Administrative Intern Program; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote SB 362 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Langley

The President presiding

LOCAL CALENDAR

SB 210—A bill to be entitled An act relating to the City of Jacksonville Beach; amending and restating in its entirety chapter 27643, Laws of Florida, 1951, as amended, being the employees' retirement system for the City of Jacksonville Beach, to make changes recommended by the board of trustees of the retirement system and the city council, remove obsolete material, conform to applicable provisions of state and federal law, permit retirement after 30 years of service, increase member contributions, and improve readability; providing an effective date.

—was read the second time by title. On motion by Senator Hair, by two-thirds vote SB 210 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 411—A bill to be entitled An act relating to governmental units of Brevard County which levy ad valorem taxes; amending sections 1 and 2, chapter 74-430, Laws of Florida, which requires that the budgets of such governmental units be approved by referendum under specified circumstances; clarifying such provisions; exempting the Brevard County Free Public Library District from such provisions; providing an effective date.

—was read the second time by title. On motion by Senator Deratany, by two-thirds vote SB 411 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 444—A bill to be entitled An act relating to Pasco County; amending s. 5 of chapter 24798, Laws of Florida, 1947; providing for animal impoundment fees; providing for severability; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote SB 444 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 445—A bill to be entitled An act relating to Marion County; repealing ch. 61-2460, Laws of Florida, as amended, relating to the county animal pound; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote SB 445 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 456—A bill to be entitled An act relating to animal control, Indian River County; providing authority for issuance of a Notice to Appear in court by designated Animal Control Officers; providing limitation of authority as to custodial arrest; making refusal to accept notice a separate offense; providing a penalty; providing codification; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator Deratany, by two-thirds vote SB 456 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 475—A bill to be entitled An act relating to Marion County; providing legislative findings; providing definitions; authorizing the Board of County Commissioners of Marion County to levy special assessments against certain taxable real property in an unrecorded subdivision for the purpose of making road and drainage improvements; authorizing the county to go upon certain land to make such road and drainage improvements; providing that the powers granted to the board by this act are in

addition to any powers previously granted; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote SB 475 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 476—A bill to be entitled An act relating to Marion County, municipal service taxing units for road improvements in unincorporated areas; authorizing the board of county commissioners to levy special assessments on a per parcel, per structure and per acre basis against taxable real estate lying within the territorial bounds of a municipal service taxing unit for road improvements; providing for the levy and collection of special assessments; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote SB 476 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 477—A bill to be entitled An act relating to Marion County; providing authority to the board of county commissioners to adopt an ordinance which provides for reasonable rules and regulations relating to the mandating of water hookups, consumption, and use to publicly owned, investor-owned, or nonprofit association owned water supply systems within 365 days after notification that such a system is available; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote SB 477 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 540—A bill to be entitled An act relating to Citrus County, Homosassa Special Water District; amending Section 1 of Chapter 59-1177, Laws of Florida, as amended, by increasing the territorial limits of the

district; providing for a referendum in the existing district limits and in the area to be included; providing an effective date.

—was read the second time by title.

Senator Thurman moved the following amendment which was adopted:

Amendment 1—On page 30, line 30, strike “December 4, 1984,” and insert: December 3, 1985,

On motion by Senator Thurman, by two-thirds vote SB 540 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 541—A bill to be entitled An act relating to the Tri-Par Estates Park and Recreation District, Sarasota County; amending s. 7, ch. 78-618, Laws of Florida, as amended by s. 2, ch. 83-521, Laws of Florida, to provide for special assessment against each lot or proportionally against any fraction thereof which is part of an improved residential parcel; providing an effective date.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote SB 541 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 542—A bill to be entitled An act relating to Marion County; authorizing the Board of County Commissioners of Marion County to provide for conditional zoning in any zoning ordinance embracing the unincorporated areas of the county; providing a definition for “conditional zoning”; authorizing the county to adopt such zoning, subject to certain standards; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote SB 542 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 543—A bill to be entitled An act relating to Sarasota County; merging the South Trail Area Fire Control District, the Northeast Fire District, and the Fruitville Area Fire Control District into the Metropolitan Sarasota Fire and Rescue District; specifying territory of district; providing purposes and powers; providing for governing body; providing for election and terms of commissioners; prohibiting nepotism; prohibiting employment of commissioners by district; providing assessment procedures; providing that assessments are liens; providing for enforcement; providing for deposit of funds; requiring audits; providing for acquisition and disposal of property; providing for indebtedness; providing for contracts with governmental units; providing for employment of personnel; providing for fees; providing for claims against the district; providing for annexation; providing for impact fees; providing penalties; providing for attorney’s fees; providing severability; repealing chapters 81-488, 81-489, 81-490, Laws of Florida, relating to the merged districts; providing an effective date.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote SB 543 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 545—A bill to be entitled An act relating to Sarasota County; providing restrictions on fishing and the possession of fishing nets and traps between certain hours on certain waters within the county; providing for inspections; providing for the seizure and forfeiture of certain nets and illegally taken fish under certain circumstances; providing penalties; providing for legislative intent; providing for severability; providing an effective date.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote SB 545 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 546—A bill to be entitled An act relating to the Highlands County Hospital District; amending s. 2, ch. 61-2232, Laws of Florida, as amended, and adding an additional section; amending the monthly meeting requirement of the Board of Commissioners of the District to provide for quarterly meetings; authorizing the board to enter into contracts and leases for the purpose of operating and managing district facilities; providing an effective date.

—was read the second time by title. On motion by Senator Crawford, by two-thirds vote SB 546 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Gersten	Jennings	Margolis	Scott
Gordon	Johnson	McPherson	Stuart
Grant	Kirkpatrick	Meek	Thomas
Grizzle	Kiser	Myers	Thurman
Hair	Langley	Neal	Vogt
Hill	Malchon	Peterson	Weinstein
Jenne	Mann	Plummer	

Nays—None

SB 547—A bill to be entitled An act relating to Marion County; relating to municipal service taxing units for fire protection in the unincorporated areas of Marion County; authorizing levies of special assessments on a per parcel, per structure, and per acre basis as set forth in a schedule of land use classifications; providing for an additional charge that may be assessed for hazardous conditions; establishing a category for emergency services rendered to motor vehicles; providing for the levy and collection of assessments; providing for collection of impact fees on new construction within the municipal service taxing unit to defray the cost of improvements required to provide fire and emergency service to such new construction; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote SB 547 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 581—A bill to be entitled An act relating to the City of Vero Beach, Indian River County, granting extra-territorial power to said city to acquire by eminent domain certain real property within the city's electrical service territory for specified purposes relating to the construction, operation, and maintenance of an electrical transmission line; providing an effective date.

—was read the second time by title. On motion by Senator Deratany, by two-thirds vote SB 581 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 604—A bill to be entitled An act relating to Sarasota County; authorizing the extension of the boundaries of the Venice Gardens Lighting District upon an affirmative vote of the majority of the qualified freeholders in the area to be annexed; providing for notice of the election; providing election procedures; authorizing the governing body of the district to assess and collect taxes upon approval of the boundary extension; providing an effective date.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote SB 604 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 607—A bill to be entitled An act relating to the Pinellas County Water and Navigation Control Authority; amending ss. 2, 4, 8, 10, 11, 12(a), 13, and 27 of chapter 31182, Laws of Florida, 1955, as amended, and adding a new s. 32 to said chapter; authorizing the construction of docks, piers, wharves, mooring piles, and buoys; authorizing the dredging and maintenance of certain nonnavigable waterway channels; providing for the regulation of the construction docks, piers, wharves, mooring piles, and buoys by the authority; providing for permit applications; requiring two copies of the proposed plan to accompany the application; omitting certain requirements from the board's notice of public hearing; deleting the requirement that certain notices be sent by registered mail or personal service; specifying projects where notice and public hearings are not required; removing the requirement that work under the permit be commenced within 1 year from the date of issuance and completed within 3 years from the date of issuance; providing for a 1-year extension under certain circumstances; authorizing the authority to contract for the dredging and maintenance of waterways; authorizing the assessment of initial dredging costs against properties specifically benefited by the dredging; authorizing the authority to promulgate certain rules relating to the special assessment; authorizing affected landowners to petition for the initiation of such dredging projects; authorizing the board to initiate such dredging projects without a petition from affected landowners; providing an effective date.

—was read the second time by title.

Senator Grizzle moved the following amendments which were adopted:

Amendment 1—On page 3, lines 1-3, strike “, and regulate and exercise control over the construction of docks, piers, wharves, mooring piles, and buoys therein”

Amendment 2—On page 3, lines 28-30, strike “and the construction of docks, piers, wharves, mooring piles, and buoys, in and under the same”

Amendment 3—On page 4, lines 17 and 18, strike “, construction of docks, piers, wharves, mooring piles and buoys,”

Amendment 4—On page 4, lines 24 and 25, strike “construct docks, piers, wharves, mooring piles, and buoys,”

Amendment 5—On page 14, lines 27 and 28, strike “by vote of the qualified electors as provided in section 27 of this act” and insert: *of the appropriate local government*

Amendment 6—On page 15, line 27, after “landowners” insert: *following review and comment by the appropriate local government*

Amendment 7—On pages 14, 15 and 16, underscore all of Section 32.

Amendment 8—In title, on page 1, strike entire title and insert: A bill to be entitled An act relating to the Pinellas County Water and Navigation Control Authority; amending ss. 2, 8, 10, 11, 12(a) and 13 of chapter 31182, Laws of Florida, 1955, as amended, and adding a new s. 32 to said chapter; authorizing the dredging and maintenance of certain nonnavigable waterway channels; providing for permit applications; requiring two copies of the proposed plan to accompany the application; omitting certain requirements from the board's notice of public hearing; deleting the requirement that certain notices be sent by registered mail or personal service; specifying projects where notice and public hearing are not required; removing the requirement that work under the permit be commenced within 1 year from the date of issuance and completed within 3 years from the date of issuance; providing for a 1-year extension under certain circumstances; authorizing the assessment of initial dredging costs against properties specifically benefited by the dredging; autho-

rizing the authority to promulgate certain rules relating to special assessment; authorizing affected landowners to petition for the initiation of such dredging projects; authorizing the board to initiate such dredging projects without a petition from affected landowners; providing an effective date.

On motion by Senator Grizzle, by two-thirds vote SB 607 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Consideration of SB 665 was deferred.

SB 666—A bill to be entitled An act relating to Indian River County; creating the Indian River County Environmental Control Board; providing short title; providing for declaration of intent; providing definitions; providing for an environmental control board; providing organization, duties, and powers; providing for environmental control officer appointment, duties, and powers; providing limitations; providing for hearing board organization, duties, and powers; providing for appeals from actions or decisions of environmental control officers; providing procedure; providing for civil enforcement; providing for enforcement of hearing board orders and injunctive relief; providing civil penalties; providing for civil fines to be liens; providing for refusal to obey subpoenas; providing for construction in relation to other law; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator Deratany, by two-thirds vote SB 666 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 667—A bill to be entitled An act relating to Hernando County; providing for the distribution, to the board of county commissioners and to the school board, of Race Track Funds allocated to Hernando County; repealing chapters 22796, 24262, 25336, 59-1342, and 63-1380, Laws of Florida, relating to the distribution of Race Track Funds to Hernando County, to the school district, to the Hernando County Hospital, and to the City of Brooksville; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote SB 667 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Crawford	Grant	Kirkpatrick
Barron	Deratany	Grizzle	Kiser
Beard	Dunn	Hair	Langley
Carlucci	Fox	Hill	Malchon
Castor	Frank	Jenne	Mann
Childers, D.	Gersten	Jennings	Margolis
Childers, W. D.	Gordon	Johnson	McPherson

Meek	Peterson	Stuart	Vogt
Myers	Plummer	Thomas	Weinstein
Neal	Scott	Thurman	

Nays—None

On motion by Senator Jenne, by two-thirds vote CS for SB 654 was removed from the calendar and referred to the Committee on Rules and Calendar.

On motion by Senator Jenne, the rules were waived and by two-thirds vote SB 521 was withdrawn from the Committee on Commerce.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 15 was corrected and approved as follows:

Page 99, column 2, strike lines 16 through 22 and insert:

By the Committee on Health and Rehabilitative Services and Senators Fox and Meek—

CS for SB 247—A bill to be entitled An act relating to older volunteers; directing the Department of Health and Rehabilitative Services to initiate a volunteer service credit program; directing the department to adopt rules; requiring a report; providing for demonstration service credit programs; providing an appropriation; providing an effective date.

Page 100, strike column 1 and lines 1 through 20 in column 2 and insert.

By the Committee on Health and Rehabilitative Services and Senators Fox, Carlucci and Jenne—

CS for SB 489—A bill to be entitled An act relating to child care; amending s. 39.12, F.S.; prohibiting the destruction of records pertaining to children charged with committing certain delinquent acts with respect to the provision of care to minors or persons with developmental disabilities; providing for the sealing of such records and for their use; amending s. 110.1127, F.S.; providing conditions for disqualification from employment in certain child care programs; requiring security background investigations; requiring fingerprinting; providing a penalty; amending s. 393.062, F.S.; providing legislative intent; amending s. 393.063, F.S.; providing definitions; creating s. 393.0655, F.S.; establishing of minimum standards as to moral character for persons who work with or are likely to come into contact with persons who have developmental disabilities; providing that such standards shall ensure that no such person has been found guilty of certain crimes; providing for exemption from disqualification from employment; providing for the submission of fingerprints; providing for payment of processing costs; providing for denial, suspension, and revocation of licenses; providing for administrative hearings; amending s. 393.066, F.S.; requiring day care service facilities to ensure minimum character standards are met; amending s. 393.067, F.S., providing for submission and processing of fingerprints; amending s. 393.0673, F.S.; providing penalties; creating s. 393.0674, F.S.; providing penalties; amending s. 394.453, F.S.; providing legislative intent; amending s. 394.455, F.S.; providing definitions; amending s. 394.457, F.S.; establishing minimum standards as to moral character for mental health personnel and volunteers; providing that such standards shall ensure that no such person has been found guilty of certain crimes; providing for exemption from disqualification from employment; providing for the submission of fingerprints; providing for payment of processing costs; providing for termination of employment for personnel who are not in compliance; providing for administrative hearings; providing penalties; amending s. 396.032, F.S.; providing definitions; amending s. 396.042, F.S.; providing for fingerprinting and background checks of alcoholism treatment personnel who work with, and of persons who are likely to come into contact with, certain minors; providing for submission of lists of such persons to the Department of Health and Rehabilitative Services; requiring that the alcohol treatment resource terminate the employment of any employee who is found to be in noncompliance with certain standards of good moral character; creating s. 396.0425, F.S.; establishing minimum standards as to good moral character for such persons; providing that such standards shall ensure that no such person has been found guilty of certain crimes; providing for exemption from disqualification from employment; providing for the submission of fingerprints; providing for payment of processing costs; providing for denial or termination of employment under certain circumstances; providing for administrative hearings; creating s. 396.0427, F.S.; providing penalties; amending s. 397.021, F.S.; providing definitions; amending s. 397.031, F.S.; requiring the Department of Health and Rehabilitative Services to ensure that persons who

work with or who are likely to come in contact with minors being treated for drug abuse meet minimum standards for good moral character; creating s. 397.0715, F.S.; providing that such standards shall ensure that no such person has been found guilty of certain crimes; providing for exemption from disqualification from employment; providing for fingerprinting; providing for payment of processing costs; providing for termination of employment for persons not in compliance; creating s. 397.0716, F.S.; providing penalties; amending s. 397.081, F.S.; requiring fingerprints as a prerequisite to issuance of a license; amending s. 397.091, F.S.; requiring fingerprinting; amending s. 402.302, F.S.; providing definitions; amending s. 402.305, F.S.; providing that minimum standards for persons who work with or who are likely to come in contact with children in day care or other child care facilities shall ensure that such persons have not been found guilty of certain crimes; providing for exemption from disqualification from employment; prescribing minimum age requirements and minimum training requirements; prescribing minimum standards for child discipline and plan of activities; amending s. 402.3055, F.S.; prescribing requirements for licensure and renewal; requiring fingerprints; providing for payment of processing costs; providing for denial, suspension, and revocation of licenses; amending s. 402.308, F.S.; providing for denial of license when personnel fail the required screening; amending s. 402.309, F.S.; prohibiting the issuance of provisional licenses under certain circumstances; amending s. 402.313, F.S.; requiring registration of family day care homes; providing for screening of persons associated with such homes; amending s. 402.314, F.S.; conforming language; amending s. 402.315, F.S.; prescribing local funding requirements; amending s. 402.316, F.S.; limiting exemptions from licensure; amending s. 402.319, F.S.; prescribing penalties; creating s. 402.3195, F.S.; creating the Child Care Facility Trust Fund; establishing a loan program for expansion of existing child care facilities and establishment of new child care facilities; providing for issuance of requests for proposals; specifying conditions for loan agreements; authorizing adoption of rules; requiring an annual report; providing an expiration date; amending s. 409.175, F.S.; providing definitions; providing for screening of personnel of family foster homes, residential child-caring agencies or summer or recreation camps, and child-placing agencies; providing for exemption from disqualification from employment; requiring the department to issue a license to a family foster home which has been certified by a licensed child placing agency; requiring fingerprinting and criminal records checks of personnel prior to issuance or renewal of a license; providing a penalty; providing for costs; providing for denial, suspension, or revocation of license; providing for denial or termination of employment; providing procedures; requiring inspection by local county health unit only when called for by the licens-

ing study; providing for injunction to terminate operation of a summer or recreation camp; providing a penalty for unlawful operation thereof; amending s. 409.176, F.S.; conforming provisions relating to registration of residential child-caring agencies; amending s. 415.504, F.S.; requiring notice of completion of investigation of reports of child abuse or neglect and of the classification of such report; deleting the requirement for the expunction of information in the abuse registry; providing procedures for the expunction of information; amending s. 415.51, F.S.; providing for a search of abuse registry records and providing for notice thereof; amending s. 959.225, F.S.; prohibiting the expungement of certain records relating to certain delinquent acts; providing for the release of certain information contained in such records; providing an effective date.

The Journal of April 9 was corrected and approved.

CO-INTRODUCERS

Senator Carlucci—Senate Bills 119, 254, 376 and 524; Senator Stuart—Senate Bills 408, 617 and 797; Senator Frank—SB 431; Senator Malchon—Senate Bills 573 and 780; Senator Fox—SB 573; Senator W. D. Childers—SB 590; Senator Margolis—SB 711; Senator Johnson—SB 826

Senator Plummer withdrew as co-introducer of SM 497.

Senator Myers withdrew as co-introducer of SM 497 and SB 940.

RECESS

Senator Jenne moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Tuesday, April 23 at 9:00 a.m. The motion was adopted.

Pursuant to the motion by Senator Jenne, the Senate recessed at 10:49 a.m. to reconvene at 9:00 a.m., Tuesday, April 23.

SENATE PAGES

April 15-19

Keith Alexander, Tallahassee; John Francis Bujnoski, Clearwater; Lisa Chance, Tallahassee; Salli Deann Duck, Middleburg; Roxane Leslie Freeman, Green Cove Springs; John Godzina, Stuart; Charles Herrman, Panama City Beach; Herbert H. Hofmann, II, Venice; Aileen A. Kelleman, Daytona Beach Shores; Colleen R. McCarthy, Avon Park; Jay Gee Melvin, Ft. Walton Beach; Scott Allen Millson, Orange Park; Kishore Rao, Miami Lakes; Cecilia Dee Redding, Panama City; Jussi Pentti Snellman, Lake Worth; Joseph B. Schimmel, Sarasota; Edward Justin Wales, Lake Alfred; Howard Zahalsky, Sarasota