



# Journal of the Senate

Number 9

Wednesday, April 24, 1985

## REPORTS OF COMMITTEES

The Committee on Appropriations recommends the following pass: SB 507 with 6 amendments

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

The Committee on Appropriations recommends the following pass: SB 44, CS for SB 100, CS for SB 198, CS for SB 489 with 2 amendments

The Committee on Finance, Taxation and Claims recommends the following pass: SB 429 with 2 amendments

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

The Committee on Finance, Taxation and Claims recommends the following not pass: SJR 27

**The bill was laid on the table.**

The Special Master on Claims recommends the following not pass: SB 513

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

The Committee on Transportation recommends a committee substitute for the following: SB 408

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

## REQUESTS FOR EXTENSION OF TIME

April 23, 1985

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following: Senate Bills 204, 510, 552, 575, 630, 651, 653

April 24, 1985

The Committee on Natural Resources and Conservation requests an extension of 15 days for consideration of the following: Senate Bills 544, 549, 550, 642, 669

## INTRODUCTION AND REFERENCE OF BILLS

### First Reading

By Senator Carlucci—

**SB 1118**—A bill to be entitled An act relating to liquor licenses; amending s. 561.20, F.S.; providing that the number of liquor licenses issued in each county may not exceed one license for each 5,000 residents, or major fraction thereof; providing an exception; deleting an obsolete provision; providing an effective date.

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

By Senator Dunn—

**SB 1119**—A bill to be entitled An act relating to taxation; amending s. 194.032, F.S.; revising procedures relating to notices of hearings before property appraisal adjustment boards; specifying information that the clerk is required to provide taxpayers; providing an effective date.

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

By Senator Meek—

**SB 1120**—A bill to be entitled An act relating to child care; providing for the registration of family day care homes; providing legislative intent; providing definitions; providing registration standards and requirements; providing for evaluation; providing an effective date.

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

By Senator Dunn—

**SB 1121**—A bill to be entitled An act relating to tort and contract claims against the state and its governmental entities; creating ss. 768.32-768.332, F.S.; establishing the "Florida Government Claims Act"; providing definitions; waiving sovereign immunity for liability arising from a breach of contract; waiving sovereign immunity for torts to the extent prescribed in this act; creating a statutory cause of action in tort; providing limits on employee liability; providing for damages and costs; providing exclusive remedies; providing for administrative adjustment of claims; providing for litigation of "denied" claims; providing that no action may be instituted for a sum in excess of the original claim; providing that the circuit court has exclusive jurisdiction of civil actions initiated against a governmental entity; providing special venue provisions; providing that all actions shall be tried without a jury; providing for offers of settlement; providing for comparative fault; providing a limitation on attorneys' fees; providing that a judgment rendered pursuant to this act constitutes a complete bar to any further action by the claimant; providing a statute of limitations; providing mandatory insurance coverage; providing for structured settlements and judgments; providing for collectibility of settlements and judgments; repealing s. 768.28, F.S., relating to waiver of sovereign immunity; providing that the act applies only to causes of action which accrue after January 1, 1986; providing an effective date.

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

By Senator Stuart—

**SB 1122**—A bill to be entitled An act relating to toxic or hazardous chemicals; amending s. 403.021, F.S., clarifying state policy; providing for assessment of risk potential due to accidental release of toxic or otherwise hazardous substances in accordance with a specified schedule; providing intent; providing definitions; providing for the development of a survey instrument, subject to certain design conditions; providing for collection, compilation, and correlation of information; providing that a claim of trade secret or proprietary information may be made under certain conditions; providing for confidentiality; providing for execution of confidentiality agreements in certain cases and under specified conditions; providing a duty to provide certain information in an emergency; providing conditions; providing for dissemination of certain information to state and local agencies; providing for response and recommendations; providing for reports to the Governor and Legislature; specifying contents; providing for the compilation of a list of toxic or hazardous substances; providing for the compilation of a list of contact persons; providing an expiration date; prohibiting disclosure of information held confidential; providing penalties; providing for construction of the act; providing an appropriation and funding new positions; providing an effective date.

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

By Senator Vogt—

**SB 1123**—A bill to be entitled An act relating to local occupational licenses; creating s. 205.194, F.S.; prohibiting issuance of such license for the practice of any profession for which state licensure, certification, or registration is required unless an active state license, certificate, or regis-

tration is exhibited; requiring the Department of Professional Regulation to supply a list of regulated professions and of professionals with inactive licenses to local governments; providing exemptions; amending s. 463.011, F.S., and repealing ss. 205.195, 205.197, 205.198, 205.199, and 480.051, F.S., relating to such prohibition with respect to certain individual professions; providing an effective date.

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

By Senator Gordon—

**SB 1124**—A bill to be entitled An act relating to pari-mutuel wagering; creating s. 550.2635, F.S., permitting certain standardbred or thoroughbred permittees to take wagers; authorizing two or more such permittees to combine to take wagers; authorizing certain vendors to take wagers; providing conditions; providing for commissions; providing for distribution; requiring conformance to the uniform reporting system; providing for the distribution of payments with respect to two or more permittees who combine to take wagers; providing for the payment of taxes; providing an effective date.

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

By Senator Dunn—

**SB 1125**—A bill to be entitled An act relating to judicial campaign financing; creating s. 105.085, F.S.; providing for the establishment of trust funds for candidates for judicial office; providing for approval and administration; providing reporting procedures; providing certain restrictions and limitations; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator McPherson—

**SB 1126**—A bill to be entitled An act relating to the Beverage Law; amending s. 564.01, F.S.; providing a definition; amending s. 564.06, F.S.; providing for an excise tax on wine coolers; providing an effective date.

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

By Senator Kirkpatrick—

**SB 1127**—A bill to be entitled An act relating to hazardous waste; creating s. 403.7265, F.S.; describing local hazardous waste collection centers; requiring the Department of Environmental Regulation to develop a plan for collecting small quantities of hazardous wastes; authorizing a grant program for local governments; specifying criteria for distributing grants; providing an appropriation; providing an effective date.

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

By Senator Hair—

**SB 1128**—A bill to be entitled An act relating to the administration of estates and trusts; amending s. 733.817, F.S.; providing for the apportionment of estate taxes as to certain marital deduction property; amending s. 737.3053, F.S.; providing that the income of a will or trust granting income to the grantor's or testator's spouse for life must, unless otherwise provided in the instrument, be distributed at least annually; amending s. 737.306, F.S.; relieving certain successor trustees of personal liability for actions and omissions of certain prior trustees; providing that certain successor trustees are relieved of any duty to institute actions against certain prior trustees or their estates; providing an effective date.

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

By Senator Hair—

**SB 1129**—A bill to be entitled An act relating to the military code; amending s. 250.05, F.S., authorizing the Department of Military Affairs of the State to make certain rules which are exempt from the Administrative Procedure Act; amending s. 250.35, F.S., revising state law governing courts-martial; amending s. 250.36, F.S., providing for the extent of warrants, subpoenas, and other process issued by military courts; providing for the disposition of fines; amending s. 250.37, F.S., relating to expenses of courts-martial; providing an effective date.

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

By Senator Plummer—

**SB 1130**—A bill to be entitled An act relating to Monroe County; amending ss. 1, 3, 9(7), 10, 16 and 28 of chapter 76-441, Laws of Florida, as amended, relating to the Florida Keys Aqueduct Authority; expressing the intent that the Authority be the sole supplier of potable water in Monroe County; providing a definition of public water supplier; providing the power to furnish and supply water to municipalities or alternative or private persons; providing the power to require the use of its facilities where accessible; providing the power to regulate and supervise alternative water supplies; providing the power to grant or deny permits for the construction or operation of alternative water supplies based upon certain enumerated factors; providing the power to prohibit the use of alternative water supplies; providing that unpaid fees and charges shall constitute a lien on premises to which water service has been furnished, and providing a method for recording such liens; amending the procedure for issuance of bonds to eliminate the requirement for a voter referendum; reenacting section 2 of chapter 83-468, Laws of Florida, which affirms the rules in Part VII of the Rules of the Florida Keys Aqueduct Authority regarding environmental requirements as a valid exercise of delegated legislative authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Fox—

**SB 1131**—A bill to be entitled An act relating to motor vehicles; amending s. 319.36, F.S.; revising requirements relating to export thereof; providing for application to motor vehicles and other self-propelled equipment; revising provisions relating to requirements for obtaining a certificate of right of possession, the fee therefor, and subsequent use thereof; providing that placement at a dock is evidence of intent to export a vehicle; providing for seizure of vehicles and assessment of storage charges; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Frank—

**SB 1132**—A bill to be entitled An act relating to horse racing; amending s. 550.08, F.S.; providing additional days for thoroughbred racing; providing an effective date.

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

By Senator Frank—

**SB 1133**—A bill to be entitled An act relating to horseracing; amending s. 550.08, F.S.; providing for a summer racing season in certain areas; providing for the payment of fees and taxes; providing an effective date.

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

By Senator Frank—

**SB 1134**—A bill to be entitled An act relating to workers' compensation; amending s. 440.16, F.S., providing certain educational benefits to the spouse of a deceased employee; providing for the waiver of certain postsecondary education fees for spouses of deceased state employees; providing for termination of benefits upon remarriage; amending ss. 230.645 and 240.345, F.S., conforming provisions relating to postsecondary education fees to the act; providing an effective date.

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

By Senator Frank—

**SB 1135**—A bill to be entitled An act relating to fire prevention and control; amending s. 633.021, F.S., defining "inspector"; amending s. 633.071, F.S., requiring inspection reports on fire protection systems and standpipe systems; amending s. 633.082, F.S., requiring certain testing and reporting; providing an exemption from liability; amending s. 633.521, F.S., providing for inspectors' permits; providing for application and examination; providing continuing education courses for renewal of contractors' certificates and inspectors' permits; amending s. 633.524, F.S., providing a permit fee; amending s. 633.537, F.S., providing for permit expiration and renewal; amending s. 633.541, F.S., prohibiting operating as an inspector without holding a permit; providing a penalty;

amending s. 633.547, F.S., providing additional grounds for disciplinary action against a contractor; providing for suspension or revocation of an inspectors' permit and providing an administrative fine; amending s. 633.551, F.S., modifying a provision which requires the State Fire Marshal to transmit certain information to local building departments; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Frank—

**SB 1136**—A bill to be entitled An act relating to children; creating s. 39.002, F.S., providing legislative intent with respect to children's rights; providing an effective date.

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

By Senators Frank, Dunn, Thurman, Myers and Mann—

**SB 1137**—A bill to be entitled An act relating to communication; amending s. 229.8361, F.S., directing the Florida Council for the Hearing Impaired to oversee service affecting communications and to administer the provisions of part II of chapter 364, F.S.; amending s. 364.08, F.S., providing an exception to the prohibition against charging certain rates with respect to telephone services; amending s. 364.09, F.S., relating to telephone rebates or special rates; creating part II of chapter 364, F.S., creating the "Telephone Communication Services for the Deaf Act of 1985"; providing legislative findings and purpose; providing definitions; providing additional duties of the Florida Council for the Hearing Impaired; providing financial and program responsibility of certain telephone companies; providing for a cost recovery reporting procedure; providing for implementation and cooperation; providing a cost recovery procedure; providing for the purchase of equipment, bid specification and requirement and sublease; providing that certain safety and health care providers are required to purchase and operate telecommunication devices; providing for a dual party system; providing for a study; providing for implementation; providing an effective date.

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

By Senators Frank and Vogt—

**SB 1138**—A bill to be entitled An act relating to state uniform traffic control; creating s. 316.251, F.S., requiring front and rear bumpers on motor vehicles 5,000 pounds and less; providing maximum heights of bumpers; providing exceptions; providing for revocation of registration under certain circumstances; providing an effective date.

—was referred to the Committee on Transportation.

By Senators Peterson and Carlucci—

**SB 1139**—A bill to be entitled An act relating to education; creating s. 240.516, F.S.; establishing the Florida Institute of Education; providing purpose; prescribing responsibilities; allowing the institute to seek, accept, and provide grants; establishing reporting requirements; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Vogt—

**SB 1140**—A bill to be entitled An act relating to trafficking in controlled substances; amending s. 893.135, F.S.; authorizing a judge to reduce or suspend the sentence of persons who provide substantial assistance in the identification, arrest, or conviction of persons engaged in the trafficking of controlled substances; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Langley—

**SB 1141**—A bill to be entitled An act relating to public assistance; adding a new section to chapter 409, Florida Statutes; providing legislative intent; providing for establishment of a statewide public assistance workfare project or program to be implemented only under certain circumstances; providing conditions related to registration of recipients of public assistance, criteria and procedures under which recipients are to be assigned to perform certain public work, operation of the workfare project or program, determination of hours in accordance with certain wage rates, and loss of eligibility for public assistance; providing for reso-

lution of state/federal conflicts; providing for rules; providing an appropriation; providing an effective date.

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

By Senator Dunn—

**SB 1142**—A bill to be entitled An act relating to documentary stamp taxes; amending s. 201.02, F.S.; imposing a tax on any transfer of partnership interest where any asset of the partnership is realty or any interest therein, even though such partnership interest is designated as personal property; amending s. 201.04, F.S.; imposing a tax on transfers of partnership interests; providing an effective date.

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

**SB 1143** was introduced April 23.

By Senator Myers—

**SB 1144**—A bill to be entitled An act relating to environmental regulation; amending s. 380.031, F.S.; redefining the term "state land planning agency"; amending s. 380.032, F.S.; requiring adoption of rules by the state land planning agency; amending s. 380.05, F.S.; limiting designation of areas of critical state concern; amending s. 380.06, F.S.; revising provision relating to developments of regional impact; providing for certain local government comprehensive plan amendments; directing regional planning agencies to notify applicants of certain rights to elect a public hearing; providing for local government hearing procedures; providing for local government compliance dates; providing for development order exactions; providing for substantial deviations to developments; providing for preliminary development agreements; providing for permitting agency conceptual review; providing for multi-use development; providing for future repeal; providing for delegation; authorizing local option sales tax referendum under certain circumstances; amending s. 380.07, F.S.; providing for hearings of the Florida Land and Water Adjudicatory Commission; providing for consolidated applications for and hearings on all permits relating to a particular construction or development project; providing an effective date.

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

By Senators Weinstein and Gersten—

**SB 1145**—A bill to be entitled An act relating to education; amending s. 233.057, F.S.; specifying duties and responsibilities of reading resource specialists; providing an effective date.

—was referred to the Committee on Education.

By Senator Carlucci—

**SB 1146**—A bill to be entitled An act relating to the Parole and Probation Commission; amending s. 947.16, F.S.; authorizing the commission to consider inmates who have received consecutive sentences for parole; requiring the supervision period to equal the length of the cumulative sentences; amending s. 947.24, F.S.; authorizing the Department of Corrections to make recommendations for early termination of supervision under certain circumstances; providing for notification of the sentencing court; providing the sentencing court with an opportunity to object; providing an effective date.

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

By Senator Fox—

**SB 1147**—A bill to be entitled An act relating to child abuse; creating the Child Abuse Prevention Training Act of 1985; providing legislative intent; providing definitions; providing for a primary prevention and training program and providing contents; providing for training centers, and providing their functions; providing for establishment of training centers and programs through the Children, Youth, and Families Program Office of the Department of Health and Rehabilitative Services; providing for grants; providing procedures; providing duties of the program office; providing an effective date.

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

By Senator Gordon—

**SB 1148**—A bill to be entitled An act relating to the Department of Transportation; amending s. 337.16, F.S.; providing for the suspension of a contractor's certificate of qualification upon expiration of the contract time without completion of the work; providing for notice of suspension and a right to a hearing; providing for disapproval as a subcontractor during the period of suspension; providing for revocation of a certificate of qualification for repeated suspensions; providing for revocation of a certificate of qualification for certain affiliates of a contractor whose certificate has been suspended or revoked; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Castor—

**SB 1149**—A bill to be entitled An act relating to the Department of Education; creating s. 236.024, F.S.; establishing the Teacher Salary Improvement Incentive Program; providing eligibility criteria and salary adjustment factors; providing allocation requirements; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Girardeau—

**SB 1150**—A bill to be entitled An act relating to small and minority businesses; creating the "Florida Small and Minority Business Assistance Act of 1985"; providing definitions; creating a Small and Minority Business Advisory Council within the Department of Commerce; providing for an advocate; providing for a statewide contracts register; providing a penalty with respect to certain late payments by contractors to subcontractors and suppliers; amending s. 17.11, F.S., directing the Comptroller to have reported from the state accounting system certain disbursements made to small businesses; amending s. 120.54, F.S., requiring agencies to consider the impact of certain actions under the Administrative Procedure Act upon small businesses; providing procedures; amending s. 215.422, F.S., relating to warrants, vouchers and invoices, processing time limits and agency compliance; creating the Florida Black Business Investment Board; providing for an executive director and employees; providing powers; providing conditions for board action; creating the Florida Investment Incentive Trust Fund; providing for Florida guarantor funds; providing for capital participation instruments; amending s. 215.47, F.S., providing for the investment of certain funds in any form or type of capital participation instrument or other evidence of indebtedness issued by the Florida black Business Investment Board or insured loans made to black business enterprises in Florida; creating s. 625.3245, F.S., providing for investments in capital participation instruments; amending s. 657.042, F.S., relating to investment powers of credit unions; amending s. 658.67, F.S., providing for investment powers of banks and trust companies; amending s. 665.0701, F.S., relating to investment powers of certain associations; providing for an annual report; amending s. 287.042, F.S., providing for the powers of the Division of Purchasing of the Department of General Services; providing for the certification of minority business enterprises; amending s. 287.055, F.S., relating to the acquisition of professional architectural, engineering, landscape architectural, or land-surveying services; amending s. 287.062, F.S., authorizing agencies to reserve certain competitive bid contracts for certified minority business enterprises; amending s. 287.094, F.S., relating to minority business enterprise programs and penalties for false representation; establishing the Minority Business Enterprise Assistance Office within the Department of General Services; providing for agency minority enterprise assistance; amending s. 288.39, F.S., relating to the duties of the Division of Economic Development of the Department of Commerce; providing for review and repeal; providing an effective date.

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

By Senator Peterson—

**SB 1151**—A bill to be entitled An act relating to education; authorizing an exemption from foreign language requirements for state university admission for certain impaired and learning disabled students; providing an effective date.

—was referred to the Committee on Education.

By Senator Dunn—

**SB 1152**—A bill to be entitled An act relating to appellate court filing fees; amending s. 25.241, F.S.; providing an exemption from the requirement to pay the Clerk of the Supreme Court a filing fee for the State of Florida when appearing as appellant or petitioner; amending s. 35.22, F.S.; providing a similar exemption with respect to payment of filing fees in the district courts of appeal; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Meek—

**SB 1153**—A bill to be entitled An act relating to education; authorizing the Board of Regents to purchase a computer for Florida A & M University; providing an appropriation; providing an effective date.

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

By Senator Meek—

**SB 1154**—A bill to be entitled An act relating to discriminatory housing practices; amending ss. 760.22, 760.23, F.S.; providing definitions; prohibiting discrimination in housing based on mental impairment; providing an effective date.

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

By Senator Langley—

**SR 1155**—A resolution commending the citizens of the City of Belleview in Marion County on their centennial celebration.

—was referred to the Committee on Rules and Calendar.

By Senator Dunn—

**SB 1156**—A bill to be entitled An act relating to county courts; amending s. 34.01, F.S.; increasing the jurisdiction of county courts to matters in controversy not exceeding \$7,500 in all actions at law; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Scott—

**SB 1157**—A bill to be entitled An act relating to burglary; amending s. 810.02, F.S.; providing a mandatory minimum term of imprisonment for persons convicted of certain burglaries; providing an effective date.

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

By Senator Grizzle—

**SB 1158**—A bill to be entitled An act relating to child abuse or neglect; providing for review and repeal of ss. 415.5055 and 415.508, F.S., relating to child protection teams and guardians ad litem; providing an effective date.

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

**SB 1159** was introduced April 23.

By Senator Hair—

**SB 1160**—A bill to be entitled An act relating to insurance; amending s. 624.512, F.S.; clarifying the legislative intent and purpose for the premium tax exemption for domestic insurers; providing an effective date.

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

By Senator Peterson—

**SB 1161**—A bill to be entitled An act relating to higher education; creating s. 240.127, F.S.; establishing the college reach-out program; providing grants to strengthen the educational motivation of low-income or educationally disadvantaged students; requiring a report on program effectiveness; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senators Hair (by request), Girardeau, Barron and Fox—

**SB 1162**—A bill to be entitled An act relating to medical services; amending s. 458.313, F.S.; providing alternative qualifications for medical licensure by endorsement; creating s. 458.3155, F.S.; authorizing certain persons licensed to practice medicine in another state to be registered to perform locum tenens medical services in the state under certain circumstances; amending s. 617.01, F.S.; authorizing certain medical education and research corporations to be incorporated as not-for-profit corporations to practice medicine or dentistry or both; providing an effective date.

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

By Senator Kirkpatrick—

**SB 1163**—A bill to be entitled An act relating to education; providing for the creation of the Student Leadership Fellowship; authorizing the Department of Education to grant fellowships to certain former members of the Postsecondary Education Planning Commission, the Board of Regents or the State Board of Community Colleges; prescribing guidelines for the awarding of the fellowship; authorizing the State Board of Education to adopt rules; requiring the department to request funding for the fellowships; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senators Jenne, Castor, Meek, Grant, Stuart, Carlucci, Peterson, Thurman, Hair, Gordon, Neal, Thomas and Barron—

**SB 1164**—A bill to be entitled An act relating to the State University System; amending s. 240.235, F.S.; directing the Board of Regents to allow the waiver of certain fees for disadvantaged, needy students attending law school at the University of Florida or Florida State University; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Gordon—

**SB 1165**—A bill to be entitled An act relating to industrial revenue bonds; amending s. 159.29, F.S.; prohibiting use of industrial revenue bonds to finance a project that relocates a similar facility within the same county; providing exceptions; providing an effective date.

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

By Senator Johnson—

**SB 1166**—A bill to be entitled An act relating to Sarasota County; amending chapter 70-929, Laws of Florida, as amended; adding certain parcels of land to the Warm Mineral Springs Lighting District, No. 1; increasing the maximum allowable millage for such district; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Thurman—

**SB 1167**—A bill to be entitled An act relating to Citrus County; amending chapter 84-407, Laws of Florida; ss. 2, 3, and 5, providing additional definitions; providing for a petitioning process for road and drainage improvements; clarifying the Board of County Commissioners' right to utilize easements and roads in unrecorded subdivisions in order to make needed road and drainage improvements; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator D. Childers—

**SB 1168**—A bill to be entitled An act relating to Palm Beach Junior College, Palm Beach County; amending sections 1, 2, and 3 of chapter 79-538, Laws of Florida; providing for an annual ad valorem tax levy, not to exceed one-half mill, for 5 years in the county for the purpose of funding operating capital outlay expenditures of the junior college; providing that the proceeds of said tax levy shall not reduce state funding for the junior college; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Kiser—

**SB 1169**—A bill to be entitled An act relating to certificates of need for health-related facilities; providing that after a specified date no certificate of need shall be required to construct, establish, acquire, convert, expand, or modify certain health-related facilities, to make capital expenditures for such facilities, to issue or validate revenue bonds for such facilities, or to license a nursing facility, home health agency, or hospice; providing for legislative review prior to such specified date; providing an effective date.

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

By Senator Grant—

**SB 1170**—A bill to be entitled An act relating to the industry services training program of the Department of Education; amending s. 230.66, F.S.; exempting from ch. 119, F.S., relating to public records, certain materials received, generated, ascertained, or discovered in the course of development or implementation of a training program for the department; providing an effective date.

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

By Senator McPherson—

**SB 1171**—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.01, F.S.; defining the term "marine fish"; creating s. 370.0605, F.S.; providing for saltwater fishing licenses; providing fees; providing duties of tax collectors and the Department of Natural Resources; prohibiting certain unlawful uses of a saltwater fishing license; creating s. 370.0606, F.S.; providing for the appointment of subagents for the issuance and sale of saltwater fishing licenses; providing for the disposition of license fees; creating a Marine Resources Conservation Trust Fund; providing for a marine information system; creating additional positions and providing appropriations; providing an effective date.

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

By Senator Frank—

**SB 1172**—A bill to be entitled An act relating to discrimination in the treatment of persons; amending s. 760.02, F.S.; expanding the definition of employer to remove the minimum number of employees; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Dunn—

**SB 1173**—A bill to be entitled An act relating to property assessment; amending s. 195.027, F.S.; authorizing an appraiser to file a court action requesting that a taxpayer be ordered to furnish certain information or provide access to financial records; providing that a completed assessment is no defense to such a court order; providing an effective date.

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

**SB 1174** was introduced April 23.

By Senator D. Childers—

**SB 1175**—A bill to be entitled An act relating to moratoria on the development or improvement of real property otherwise authorized by applicable law; requiring the public officer, body, or agency imposing such a moratorium or extension thereof to record the moratorium or extension in each county any area of which is subject to the moratorium within a specified time; providing for recording of existing moratoria; providing an effective date.

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

By Senator Crawford—

**SB 1176**—A bill to be entitled An act relating to tax administration; amending s. 95.091, F.S.; providing that “administrative proceedings” shall include certain taxpayer protest proceedings; amending ss. 198.13, 198.15, F.S.; conforming certain Florida estate tax return filing provisions to certain federal estate tax return provisions; amending s. 212.058(4), F.S., as created by chapter 83-355, Laws of Florida, and amended by chapter 84-324, Laws of Florida; providing for the disposition of certain revenues; amending s. 213.06, F.S.; authorizing the executive director of the Department of Revenue to adopt emergency rules; providing an exception; creating s. 213.23, F.S.; providing for certain consent agreements; creating s. 213.24, F.S.; providing that no interest shall be imposed on certain deficiencies paid within 30 days; creating s. 213.25, F.S.; providing for the netting of taxes; creating s. 213.26, F.S.; providing for procedures for levy and execution of tax warrants; authorizing the Department of Revenue to levy and execute tax warrants under certain conditions; creating s. 213.27, F.S.; providing for contracting with debt collection agencies; creating s. 213.28, F.S.; authorizing courts to recognize and enforce liabilities for tax imposed by other states; creating s. 213.29, F.S.; providing for personal liability of corporate officers and employees for taxes not properly remitted under certain circumstances; amending ss. 213.21, 212.14, F.S.; providing for the tolling of certain statutes of limitation; providing for certain limitations on the executive director of the Department of Revenue; amending s. 220.53, F.S.; applying certain portions of chapter 213, F.S., to chapter 220, F.S.; creating ss. 213.30, 213.31, 213.32, 213.33, F.S.; mandating that the Department of Revenue adopt the Multistate Tax Compact by rule; providing for representation on the Multistate Tax Commission; establishing an advisory committee; providing for interaudits; repealing ss. 214.09(4), 214.16(2), F.S., relating to limitations on certain actions; providing an effective date.

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

By Senators Frank, Malchon, Dunn and Kirkpatrick—

**SB 1177**—A bill to be entitled An act relating to local government infrastructure; creating a Committee for the Study of Local Government Infrastructure Needs and Financing Alternatives and providing for a report; providing an appropriation; providing an effective date.

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

By Senator Gordon—

**SB 1178**—A bill to be entitled An act relating to state employment; creating s. 110.151, F.S.; requiring the Department of Administration to implement a pilot program for child care for state officers’ and employees’ children or legal guardians; authorizing the use of space in state owned buildings for child care centers; authorizing a waiver of rental fees under certain circumstances; providing for the selection of a center operator on a competitive contract basis; authorizing the use of appropriated funds for renovation of state owned buildings, for equipment and supplies, and for coordination of activities; authorizing the department to adopt rules; requiring regular reports; providing for future repeal; providing an effective date.

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

By Senator Castor—

**SCR 1179**—A concurrent resolution commending George M. Steinbrenner, III, for his achievements in business, industry, and sports, for his service to his community, and for his philanthropy.

—was referred to the Committee on Rules and Calendar.

By Senator Margolis—

**SB 1180**—A bill to be entitled An act relating to insurance premium finance companies; amending s. 627.829, F.S.; requiring a determination by the Department of Insurance that an application for a proposed insurance premium finance company will meet certain standards; providing standards for such determination; providing applicability to pending applications; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Meek—

**SB 1181**—A bill to be entitled An act relating to housing development; creating a technical support program for housing development by community-based organizations within the Department of Community Affairs; providing legislative findings and intent; providing definitions; authorizing the department to provide support services; providing authority to enter into contracts, accept funding, and adopt and enforce rules; providing an effective date.

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

By Senators D. Childers, Peterson, Plummer, Kirkpatrick, Barron, Carlucci, Grant, Thurman, Crawford, Deratany, Thomas and Beard—

**SB 1182**—A bill to be entitled An act relating to viticulture; creating s. 599.004, F.S.; providing for the establishment of a Viticulture Trust Fund within the Department of Agriculture and Consumer Services and the allocation of certain excise tax moneys thereto; providing for use of funds; providing an effective date.

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

By Senator Dunn—

**SB 1183**—A bill to be entitled An act relating to traffic infractions; amending s. 318.19, F.S.; deleting the requirement of a mandatory hearing for infractions resulting in property damage over \$2,000; providing an effective date.

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

By Senator McPherson—

**SB 1184**—A bill to be entitled An act relating to saltwater fisheries; amending ss. 7 and 8, chapter 83-134, Laws of Florida, as amended; advancing the conditional repeal date of s. 370.153(3)(a), F.S., relating to the type of trawl a live bait shrimp producer may use; providing an effective date.

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

By Senator Vogt—

**SB 1185**—A bill to be entitled An act relating to executions; amending s. 922.07, F.S.; directing the Governor to have certain condemned persons committed to the Department of Corrections Mental Health Treatment Facility; directing the facility administrator to notify the Governor of certain findings; providing an effective date.

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

By Senator Vogt—

**SB 1186**—A bill to be entitled An act relating to saltwater fisheries; prohibiting persons from harvesting clams in certain areas of the state without a license; providing for license fees and a license issuance period; requiring the production of a valid license or proof of application upon request; providing limitations on the issuance of a license; providing exceptions; providing for the display of license numbers; providing a credit against the license fee; providing for the disposition of fees; prohibiting taking, possessing, shipping, transporting, or carrying certain numbers of clams; providing a penalty; providing for expiration on a specified date; providing an effective date.

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

By Senator Margolis—

**SB 1187**—A bill to be entitled An act relating to Inter-American Center property; amending s. 253.033, F.S.; providing for the Board of Trustees of the Internal Improvement Trust Fund to sell or exchange a described portion of “the Graves tract”; providing an effective date.

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

By Senators Castor and Frank—

**SB 1188**—A bill to be entitled An act relating to intangible personal property taxes; revising chapter 199, F.S.; revising definitions; providing for levy of annual tax; providing for due date and discounts; providing responsibilities for filing of annual returns and payment of tax; providing for corporate election to pay stockholders' annual tax; providing for certain annual notice or filing by corporations and security brokers; providing duties of fiduciaries; providing for valuation standards; providing for levy of nonrecurring tax on obligations secured by liens on real property; providing relationship to annual tax; providing for due date and payment of nonrecurring tax; providing application of tax when the lien secures future advances; providing application to corrective mortgages, assignments, assumptions, and refinancing; providing for valuation; providing for business situs and providing intent with respect thereto; providing for taxpayers and property exempt from annual and nonrecurring taxes; providing for administration; providing for cooperation of other agencies; providing for keeping of books and records; providing for confidentiality of returns; providing powers of Department of Revenue with respect to audits, inspections, assessments, credits, refunds, and extensions; providing for tax liens and garnishment; providing for suits for violation; providing penalties; providing for disposition of tax proceeds; repealing s. 199.072, F.S., relating to exemptions, s. 199.112, F.S., relating to business situs, s. 199.122, F.S., relating to valuation, s. 199.252, F.S., relating to refunds, and s. 193.052(7), F.S., relating to duties of fiduciaries; amending ss. 733.604, 196.199, 213.053, 213.054, and 220.68, F.S.; correcting references; providing an effective date.

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

By Senator Thurman—

**SB 1189**—A bill to be entitled An act relating to education; amending s. 228.041, F.S.; providing a definition of home education program; amending s. 232.02, F.S.; adding attendance at a religious school as meeting the regular school attendance requirement; revising provisions relating to regular school attendance at home; setting forth criteria for a home education program; providing a probationary period and reevaluation of the child to continue in a home education program if educational progress is not demonstrated; providing an effective date.

—was referred to the Committee on Education.

By Senator Neal (by request)—

**SB 1190**—A bill to be entitled An act relating to historic preservation; repealing ss. 266.301-266.308, F.S., relating to the Historic Boca Raton Preservation Board of Trustees; repealing ss. 266.401-266.409, F.S., relating to the Historic Tampa-Hillsborough County Preservation Board of Trustees and the Ybor City Historic District; repealing ss. 266.501-266.507, F.S., relating to the Historic Broward County, Volusia County, and Flagler County Preservation Boards of Trustees; amending s. 266.410, F.S., providing conforming language; providing for the distribution of remaining trust fund moneys; providing an effective date.

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

By Senator Stuart—

**SB 1191**—A bill to be entitled An act relating to regional ground transportation authorities; providing legislative intent and purpose; providing definition; providing circumstances for creation of a regional ground transportation authority; providing for membership; providing powers and duties; granting the power of eminent domain; authorizing the levy of a motor fuel tax; authorizing the imposition of an impact fee; providing for application; providing for transfer to such authority of all rights, powers, property, and obligations of certain existing transportation or transit authorities or expressway authorities; protecting certain bonded indebtedness; providing exemptions from taxation; providing severability; providing an effective date.

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

By Senator Mann—

**SJR 1192**—A joint resolution proposing an amendment to Section 9, Article XII, and proposing the addition of Section 20, Article XII of the State Constitution, relating to distribution of the "second gas tax."

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

By Senators Peterson and Castor—

**SB 1193**—A bill to be entitled An act relating to adult education courses; creating s. 230.2215, F.S.; requiring the publication of a district course directory; specifying information to be included in such directory; prohibiting school districts and community colleges from expending state funds for any course not listed in such directory; creating s. 229.13, F.S.; requiring school districts and community colleges to use a uniform registration form to enroll adults in courses; amending s. 229.565, F.S.; providing for the evaluation of public school and community college programs; providing for the adjustment of funding allocations and penalties in the event of audit discrepancies; amending s. 228.072, F.S.; defining the term "basic schools" for the purpose of the Adult General Education Program; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committee on Transportation—

**SB 1194**—A bill to be entitled An act relating to transportation; amending s. 288.063, F.S.; cross referencing the definition of transportation facility to a definition in ch. 334, F.S.; amending s. 332.006, F.S.; authorizing the Department of Transportation to provide matching moneys to airport sponsors; amending s. 332.004, F.S.; amending the definition of an eligible agency; amending s. 334.14, F.S.; providing that the requirement for engineering registration does not apply to the incumbents of certain positions; amending s. 335.09, F.S.; directing the Department of Transportation to erect and maintain a uniform system of traffic control devices; amending s. 335.14, F.S.; providing that computerized traffic systems and traffic control devices used solely for purposes of traffic control and surveillance are exempted from the provisions of ch. 282 and s. 287.073, F.S.; amending s. 337.02, F.S.; providing that the Department of Transportation may purchase parts and repairs for certain equipment below a specified cost without competitive bids; amending s. 337.407, F.S.; requiring suppliers seeking to advertise on bus benches or transit shelters to obtain authorization from a local governmental entity; amending s. 339.0805, F.S.; providing that socially and economically disadvantaged individuals or subcontractors may form joint ventures to submit competitive bids; amending s. 339.125, F.S.; providing that the department may advance available funds to pay for the cost of preparing preliminary engineering plans and cost estimates; amending s. 339.135, F.S.; providing that unexpended funds for certain programs remaining at the end of the fiscal year for which contracts have been executed and bids awarded may be certified forward as fixed capital outlay; repealing s. 335.02(3), (4), F.S., as amended, relating to purchase of rights-of-way; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senators Gersten and Margolis—

**SB 1195**—A bill to be entitled An act relating to education; creating the "Florida International/Global Education Act of 1985"; providing purpose and intent; creating an Office of International/Global Education within the Department of Education; creating an Advisory Board for International/Global Education; providing for administration of the act; providing for resource identification, information dissemination and networking; providing for international education and international business liaison; providing for policies and practices in international/global education; providing for reporting and evaluation; providing an appropriation; providing for review and repeal; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Gersten—

**SB 1196**—A bill to be entitled An act relating to law enforcement badges or insignias; creating s. 843.081, F.S.; prohibiting the possession of a law enforcement badge or insignia or any reasonable facsimile of either; providing exceptions; providing penalties; providing an effective date.

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

By Senator Gersten—

**SM 1197**—A memorial to the President of the United States, the Secretary of State, and the members of Congress, urging the adoption of a foreign policy to oppose the consolidation of communist totalitarian dictatorship in Nicaragua and its spread throughout Central America.

—was referred to the Committee on Rules and Calendar.

By Senator Gersten—

**SB 1198**—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.1935, F.S.; providing increased penalties when the operator of a motor vehicle willfully and with reckless disregard for the safety of persons or property flees in an attempt to elude a law enforcement officer; providing an effective date.

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

By Senator Gersten—

**SJR 1199**—A joint resolution relating to a plea of guilty or nolo contendere entered by a defendant who is not a citizen of the United States.

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

By Senator Gersten—

**SB 1200**—A bill to be entitled An act relating to firefighters/paramedics; creating s. 112.181, F.S., providing that death or disability due to communicable diseases suffered by a firefighter/paramedic shall be presumed to have been accidental and suffered in the line of duty unless competent evidence to the contrary is shown; providing that prior physical examination failed to reveal such disease; authorizing purchase of insurance by local governments; providing an effective date.

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

By Senator Vogt—

**SB 1201**—A bill to be entitled An act relating to witness fees; amending s. 92.142, F.S.; providing for per diem and travel expenses for certain witnesses in actions involving the state; providing an effective date.

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

By Senator Thurman—

**SJR 1202**—A joint resolution proposing the creation of Section 10, Article IV, State Constitution, relating to a Commission on Veterans' Affairs.

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

By Senator Crawford—

**SB 1203**—A bill to be entitled An act relating to tourism; creating s. 288.348, F.S., imposing a tourism promotion surcharge; creating s. 288.3491, F.S.; specifying privileges subject to the tourism promotion surcharge; creating s. 288.3492, F.S.; providing penalties and interest for noncompliance; providing for applicability of portions of chapter 212, F.S., and chapter 72, F.S.; creating s. 288.3493, F.S.; providing for administration of the surcharge and distribution of the funds; amending s. 215.22, F.S.; providing applicability of the service charge; amending s. 288.347, F.S.; expanding advisory council's duties; providing an effective date.

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

By the Committee on Transportation—

**SB 1204**—A bill to be entitled An act relating to motor vehicle and mobile home license plates; amending s. 320.10, F.S.; providing exemptions from the license fee; deleting certain exemptions from the license fee; requiring the furnishing of proof of eligibility; reviving and readopting s. 320.10, F.S.; providing an effective date.

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

By Senator Meek—

**SB 1205**—A bill to be entitled An act relating to general labor regulations; requiring job sharing policies; providing an effective date.

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

By Senator Kirkpatrick—

**SB 1206**—A bill to be entitled An act relating to construction; providing criteria for requests for final building inspections by county, municipal, or district building inspectors; providing an effective date.

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

By Senator Jenne—

**SB 1207**—A bill to be entitled An act relating to education; amending s. 236.25, F.S., relating to the district school tax for capital outlay purposes and the purchase of new and replacement equipment; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Gordon—

**SB 1208**—A bill to be entitled An act relating to salaries of clerks of circuit courts and county comptrollers; amending s. 145.051, F.S.; increasing the amount of the base salary; providing that this act does not affect certain other salary adjustments; providing an effective date.

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

By Senator Kirkpatrick—

**SB 1209**—A bill to be entitled An act relating to licensing and regulation of health care practitioners; prohibiting the respective licensing boards from accepting applications from graduates of foreign educational institutions that are not certified by the Department of Professional Regulation; providing for evaluation and certification of such institutions; providing for certification fees and payment of inspection fees and other costs; providing for renewal of certificates and renewal fees; providing that a graduate of a certified institution is eligible to take an equivalency examination to demonstrate proficiency in English to qualify him to take the applicable licensure examination; amending s. 458.311, F.S.; requiring additional training before an applicant for licensure as a physician may take the FLEX examination for a fourth, and final, time; amending ss. 458.327, 459.013, F.S.; providing criminal penalties for obtaining or attempting to obtain a license to practice medicine or osteopathic medicine by knowing misrepresentation or a position as a medical practitioner, student, or resident or an osteopathic medical practitioner or student in a clinic or hospital through knowing misrepresentation of education, training, or experience; eliminating the offenses of attempting to obtain or obtaining a license to practice medicine or osteopathic medicine by fraudulent misrepresentation; providing severability; providing an effective date.

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

By Senator Dunn—

**SB 1210**—A bill to be entitled An act relating to the judiciary; amending ss. 26.031, 34.022, 35.06, F.S.; providing for additional judges in specified districts, circuits, and counties; providing an effective date.

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

By Senator Johnson—

**SB 1211**—A bill to be entitled An act relating to the establishment of the Bicentennial Constitutional Commission of Florida; providing for participation by this state in the commemoration of the 200th anniversary of the Constitution of the United States of America; providing for membership and organization of the commission; prescribing its powers and duties; providing for travel expenses; providing for assistance of the Department of Education, other state agencies, and other entities; providing for financing; providing for reports of the commission; providing for termination of the commission; providing an effective date.

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

By Senator Gordon—

**SB 1212**—A bill to be entitled An act relating to public utilities; amending s. 366.82, F.S.; directing the Public Service Commission to

require public utilities to make transmission and distribution services available to certain cogenerators and small power producers; providing for safety standards; providing reporting requirements; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Kirkpatrick—

**SB 1213**—A bill to be entitled An act relating to environmental permitting; amending ss. 253.03 and 403.0876, F.S.; revising provisions relating to applications for the use of state-owned submerged lands; providing requirements relating to processing of permit applications and related information under chapters 253 and 403, F.S.; providing an effective date.

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

By Senator Dunn—

**SB 1214**—A bill to be entitled An act relating to state agency proceedings; amending s. 120.58, F.S.; specifying when a witness be paid for an appearance at an agency proceeding for a rule or order; amending s. 455.227, F.S.; subjecting a licensee to discipline for violating an order of a board or of the Department of Professional Regulation; amending s. 455.24, F.S.; adding to the list of health care providers who shall include a required statement in an advertisement for a free service; amending s. 455.225, F.S.; allowing the department to file a formal complaint in specified circumstances; amending s. 455.213, F.S.; requiring each licensee to inform the department of a change in address; creating s. 120.581, F.S.; prohibiting an attorney or a party from acting in bad faith in instituting or conducting an administrative proceeding; providing penalties including attorney's fees and administrative costs; providing an effective date.

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

By Senator Dunn—

**SB 1215**—A bill to be entitled An act relating to finance and taxation for schools; repealing s. 236.081(4)(b), F.S., which provides for the equalization of required local effort; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Kirkpatrick—

**SB 1216**—A bill to be entitled An act relating to corrections; amending s. 944.601, F.S.; providing that certain inmates who are being released may be eligible for a contract release; requiring the Department of Corrections to advance the release date of a contract releasee by up to a specified number of days; providing an effective date.

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

By Senator Margolis—

**SB 1217**—A bill to be entitled An act relating to the Florida Power Generation Council; creating and providing membership, powers, and duties of the council; providing for the expiration of the council; providing for staff support; requiring reports to the Governor and Legislature; listing the study topics; assigning the council to the Department of Community Affairs for administrative purposes; providing an appropriation; providing an effective date.

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

By Senator Gersten—

**SB 1218**—A bill to be entitled An act relating to insurance; amending s. 626.9702, F.S.; prohibiting an insurer from canceling, refusing to issue, or refusing to renew, or raising premiums on, an automobile insurance policy because of certain noncriminal traffic infractions; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Hair—

**SB 1219**—A bill to be entitled An act relating to the judiciary; creating a Study Commission on Alternative Dispute Resolution; specifying its membership and duties; providing an effective date.

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

By Senator Gordon—

**SB 1220**—A bill to be entitled An act relating to midwifery; amending s. 467.002, F.S., changing legislative intent regarding the licensure of midwives; amending s. 467.003, F.S., relating to the definition of "midwife"; amending s. 467.004, F.S., renaming the Advisory Council of Lay Midwifery; creating ss. 467.0065 and 467.0075, F.S., providing for continued licensure of midwives by examination or by endorsement; repealing s. 467.006, F.S., deleting restrictions upon the licensure of midwives; providing an effective date.

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

By Senator Kirkpatrick—

**SB 1221**—A bill to be entitled An act relating to correctional work programs; amending s. 946.15, F.S., permitting sale of inmate products to contract vendors; authorizing certain contracts with private enterprise; creating s. 946.083, F.S., providing for state insurance by the Division of Risk Management; providing an effective date.

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

By Senator Peterson—

**SB 1222**—A bill to be entitled An act relating to student fees; authorizing the waiver of certain fees for students in adult general education courses who document financial need; limiting the total number of full-time equivalent students for whom school districts and community colleges may grant fee waivers; providing reporting requirements; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Malchon—

**SB 1223**—A bill to be entitled An act relating to dissolution of marriage; amending ss. 61.08, 61.13, F.S.; providing that a court may consider military pension and retirement pay resources of either party in awarding alimony and child support; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Grant—

**SB 1224**—A bill to be entitled An act relating to public schools; amending s. 228.041, F.S.; redefining the school year; amending s. 232.246, F.S.; revising general requirements for high school graduation and prescribing requirements for graduation with a Governor's diploma; amending s. 232.2462, F.S.; redefining "credit" for the purposes of requirements for high school graduation; amending s. 232.2465, prescribing graduation requirements for a Florida Academic Scholar; amending s. 232.425, F.S.; providing a grading scale for use in calculating grade point average for participation in interscholastic extracurricular student activities; amending s. 236.013, F.S.; redefining the term "full-time equivalent student"; amending s. 236.02, F.S.; redefining the minimum term and minimum periods required for participation in the Florida Education Finance Program; providing for minimum periods with respect to that program; repealing s. 118, ch. 84-336, Laws of Florida, relating to the effective date of ss. 14-16, ch. 83-327, Laws of Florida, which provides for extension of the school day; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Weinstein—

**SB 1225**—A bill to be entitled An act relating to alcoholic beverages; creating ss. 316.1937, 561.295, 562.115, 562.145, 562.51, F.S.; imposing additional costs upon persons convicted of driving under the influence or driving while intoxicated; providing for deposit of proceeds in trust funds; creating a compensation program for victims of drunk drivers; creating public information and education programs; providing for emergency suspension of beverage licenses; prohibiting dispensing of beverages to obviously intoxicated persons; providing penalties; prohibiting free dispensing of alcoholic beverages; creating a responsible vendors program; providing for mitigation; providing for consideration in insurance rates; providing prerequisites to licensure; providing an effective date.

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

By Senator Dunn—

**SB 1226**—A bill to be entitled An act relating to the Fictitious Name Statute; amending s. 865.09, F.S.; providing for periodic expiration of registrations of fictitious names; providing a form for the registration statement; requiring a statement of withdrawal by a partner who withdraws from a partnership operating under a fictitious name; providing for names registered before the effective date of the act; providing for notice; providing an effective date.

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

By Senator Thurman—

**SB 1227**—A bill to be entitled An act relating to the dairy industry; creating s. 502.165, F.S., providing regulation of imitation and substitute milk and milk products; providing requirements violation of which shall be penalized as provided by law; amending s. 502.171, F.S., providing for expenses to be paid from the General Revenue Fund; amending s. 503.041, F.S., deleting restrictions on use of certain license fees; repealing s. 502.012(1)(c), F.S., relating to the definition of filled milk or filled milk products; repealing s. 502.018, F.S., relating to labeling requirements on filled milk or filled milk products; repealing s. 502.161, F.S., relating to industry trade products; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By Senator Margolis—

**SB 1228**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing that the exemption for purchase or lease of certain motion picture, television, and sound recording equipment used in production activities inures to the taxpayer by refund of previously paid taxes; providing that the exemption shall apply to certain items; providing that such equipment is not required to be used in more than one production activity; providing definitions; providing that the exemption expires on a specified date; providing that the partial exemption for master tapes, records, films, and video tapes expires on a specified date; amending chapter 84-324, Laws of Florida; correcting references to the exemptions contained in s. 212.08, F.S., in a requirement that the Department of Commerce provide a report on the impact on such exemptions; providing that ss. 1 and 2 of said act not be repealed; providing that the amendments contained in this act to s. 212.08, F.S., not affect certain provisions of chapter 84-356, Laws of Florida, and that both be given effect; providing an effective date.

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

By Senator Fox—

**SB 1229**—A bill to be entitled An act relating to professional malpractice; amending s. 395.0115, F.S.; requiring licensed facilities to discipline staff members for certain conduct; requiring investigation by the governing board of licensed facilities of certain conduct by staff members; providing for attorney's fees and costs in certain actions by staff members and requiring staff members to post security in such actions; amending s. 458.331, F.S.; providing definitions; requiring the Board of Medical Examiners to investigate certain physicians; amending s. 459.015, F.S.; providing definitions; requiring the Board of Osteopathic Medical Examiners to investigate certain osteopaths; creating s. 627.4147, F.S.; requiring medical malpractice insurance or self-insurance policies to include certain provisions regarding cooperation of the insured and rights of the insurer to settle without the insured's consent; requiring notice prior to cancellation or nonrenewal; allowing certain requirements; amending s. 627.912, F.S.; requiring insurers and self-insurers to report additional information regarding professional liability claims; requiring the Department of Insurance to report certain information to specified agencies; amending s. 768.40, F.S.; expanding the immunity granted to medical review committees and extending immunity to insurer and self-insurer review committees; providing for review of negligence by hospitals and ambulatory surgical centers; requiring health care providers to submit to such review as a condition of licensure; providing for attorney's fees and costs in certain actions by health care providers and requiring health care providers to post security in such actions; amending s. 768.41, F.S.; requiring certain medical facilities to submit annual risk management reports to the Department of Health and Rehabilitative Services; amending s. 768.45, F.S.; providing for the standard of care in medical malpractice actions; expanding guidelines for qualifying as an expert witness; amending s. 768.48, F.S., reclassifying certain damages for itemized ver-

dicts; creating s. 768.495, F.S.; requiring attorneys filing medical negligence actions to investigate the circumstances and certify that a good faith belief that grounds exist for such actions; providing additional requirements for punitive damage claims; providing for awards of attorney's fees and costs under certain circumstances; amending s. 768.51, F.S.; providing for periodic payments of damages in certain medical malpractice actions at the defendant's option; eliminating requirement that judgment debtor post security for such periodic payments; creating s. 768.57, F.S.; requiring notice to prospective defendants and a waiting period before filing suit in medical malpractice actions; requiring a review by insurers and self-insurers during such waiting period; providing for settlement offers of admission of liability and for arbitration; providing for limitations on attorney's fees during such period; tolling the statute of limitations during such waiting periods; providing arbitration procedures; requiring separate notice filings in multiple-defendant cases; creating s. 768.65, F.S.; providing for offers of judgment and demands for settlement; providing penalty for rejection; repealing s. 768.56, F.S., relating to attorney's fees in medical malpractice cases; providing for construction; providing an effective date.

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

By Senator Malchon—

**SB 1230**—A bill to be entitled An act relating to the sale and repair of telephone equipment; requiring certain disclosures by persons offering for sale or selling such equipment; requiring retailers, manufacturers, or distributors of such equipment to provide certain notice concerning warranties on and repair of such equipment; requiring notice and authorization before making certain repairs; providing exclusions; requiring disclosures with respect to sales or offers to sell used equipment located on customers' premises; providing that violations of act constitute unfair or deceptive acts or practices and violations of s. 501.204, F.S.; providing for damages; providing for injunctive relief; providing for enforcement of court orders; providing for construction of act and severability of provisions of act; providing an effective date.

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

By Senator Castor—

**SB 1231**—A bill to be entitled An act relating to social and economic assistance; amending s. 409.2554, F.S.; providing definitions; amending s. 409.2561, F.S.; requiring the Supreme Court to establish uniform child support payment guidelines; providing for the assignment of certain child support payments to the Department of Health and Rehabilitative Services in certain circumstances; amending s. 409.2564, F.S.; requiring a court to require a responsible parent to obtain health insurance for his dependents in certain circumstances; amending s. 409.2567, F.S.; providing that support and paternity determination services are available to all children; requiring the department to establish procedures to cover certain costs; amending s. 409.2574, F.S.; requiring an employer to honor an income deduction executed by a responsible parent or ordered by the court as a means to retire an obligation of support for a child; providing penalties; providing procedures by which a court may order a payor to deduct income from a responsible parent; providing procedures by which the department shall collect and distribute such income; requiring that a responsible parent receive notice of such deduction and be afforded the opportunity to request a hearing; creating s. 409.2575, F.S.; authorizing a court to require a responsible parent to post bond to secure the obligation to make support payments in certain circumstances; creating s. 409.2579, F.S.; providing for certain information sharing between the department and consumer credit reporting agencies; creating s. 409.2585, F.S.; providing for a lien against real and personal property owned by a responsible parent in certain circumstances; amending s. 409.2589, F.S.; requiring the Supreme Court to adopt rules which require the chief judge of a circuit to appoint court commissioners to conduct certain hearings; providing an effective date.

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

By Senator Hair—

**SB 1232**—A bill to be entitled An act relating to health care practitioners; providing for certification of foreign health care educational institutions; providing definitions; authorizing the Department of Professional Regulation to adopt standards; providing for registration and

inspection fees; providing for renewal of certification; providing that this act shall be supplemental to certain other health care practice acts; amending s. 458.319, F.S.; providing for the Board of Medical Examiners to authorize continuing education requirements; repealing s. 768.56, F.S., relating to court awarded attorney's fees in medical malpractice actions; providing an effective date.

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

By Senators Thomas and Grant—

**SB 1233**—A bill to be entitled An act relating to the Game and Fresh Water Fish Commission; authorizing the commission to regulate the use of motorboats on Lake Miccosukee in Leon and Jefferson Counties; providing an effective date.

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

By Senator Jenne—

**SB 1234**—A bill to be entitled An act relating to pilots, piloting, and pilotage; amending s. 310.002, F.S.; providing definitions; amending s. 310.071, F.S.; modifying application procedure to require documentation of qualifications; modifying age, health, education, and experience requirements for certification as a deputy pilot; creating s. 310.073, F.S.; providing age, health, education, and experience requirements for licensure as a state pilot; creating s. 310.075, F.S.; requiring licensed state pilots in each port to submit to the Board of Pilot Commissioners for its approval a deputy pilot training program; providing for an initial period as an "observer trainee"; requiring trainees to document compliance with training requirements; providing for gradual increase of the limits and specifications under which a deputy pilot is authorized to pilot; providing prerequisites to completion of the program; creating s. 310.083, F.S.; providing for renewal of license or certificate upon documentation of good physical and mental health and upon payment of a renewal application fee; providing for rules; amending s. 310.101, F.S.; expanding present and providing additional grounds for disciplinary action and providing administrative penalties therefor; amending s. 310.111, F.S.; requiring marine incident reports within certain time frames, depending upon the nature of the incident; requiring written reports in addition to initial reports in all cases; reviving and readopting chapter 310, F.S., relating to pilots, piloting, and pilotage; providing for future review and repeal of said chapter; providing an effective date.

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

By Senator Deratany—

**SB 1235**—A bill to be entitled An act relating to motor vehicle licenses; amending s. 319.24, F.S.; authorizing the data base record of certificates of title to satisfy certain recordkeeping requirements; amending s. 320.0607, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue a lost tag permit in certain situations; requiring exhibition of such permit and providing for its expiration; amending s. 320.0805, F.S.; establishing additional restrictions on the issuance of personalized prestige license plates; amending s. 320.083, F.S.; deleting provisions authorizing the issuance of special license plates for citizens' band radio operators; amending s. 320.10, F.S.; requiring certain license plates issued to governmental units to carry a special designation; amending s. 320.39, F.S.; eliminating participation by the Department of Revenue in the negotiation and administration of certain reciprocal agreements for nonresident exemptions from licensure; amending s. 320.131, F.S.; providing for the issuance of temporary tags in certain situations; providing penalties; repealing s. 320.132, F.S., relating to the issuance of in-transit tags to nonresidents for use on vehicles purchased in this state and intended to be registered in another state; providing an effective date.

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

By Senator Dunn—

**SB 1236**—A bill to be entitled An act relating to homestead exemptions from taxation; amending s. 196.151, F.S.; providing that applications for homestead tax exemptions filed or postmarked after March 1 be rejected; deleting a provision which provides for an automatic appeal of rejected applications to the property appraisal adjustment board; providing an effective date.

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

By Senator Stuart—

**SR 1237**—A resolution commending the Florida Association of REALTORS and its president, Mr. Robert H. Elrod.

—was referred to the Committee on Rules and Calendar.

By Senators Johnson and Fox—

**SB 1238**—A bill to be entitled An act relating to dissolution of marriage; creating s. 61.075, F.S.; authorizing courts to equitably distribute marital assets and liabilities; defining marital and nonmarital assets and liabilities; providing for the effect of a recorded judgment; establishing the date for determining marital assets and liabilities and the value thereof; providing a presumption as to marital assets and liabilities; provides for monetary payments; provides for the consideration of an alimony award; amending s. 61.08, F.S.; adding marital assets and liabilities as factor in the determination of an award of alimony or maintenance; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Margolis—

**SB 1239**—A bill to be entitled An act relating to taxation; revising and reorganizing ch. 197, F.S., relating to tax collections, sales, and liens; providing definitions; providing for liens; providing for correction of errors; providing for collection of unpaid or omitted taxes; providing for discounts; providing for interest; providing for refunds; providing for prepayment; providing for deferral; providing penalties for certain violations relating to homestead tax deferral; providing for assessment rolls, notices, and collection of taxes; specifying when taxes are due or delinquent; providing for collection of special assessments; providing for distribution of taxes; providing procedures for sale of property with delinquent taxes; providing for attachment, levy, and seizure; providing for sale, redemption, and cancellation of tax certificates; providing for tax deeds; amending ss. 95.192, 190.024, 190.025, 192.037, 193.102, 193.1145, 193.116, 193.122, 194.011, 194.013, 194.171, 200.069, 215.47, 336.505, 418.304, 582.44, 718.120, F.S.; revising cross-references to sections within ch. 197, F.S., to conform to the reorganization of that chapter; providing an effective date.

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

By Senator Vogt—

**SB 1240**—A bill to be entitled An act relating to habitual truancy; amending s. 39.01, F.S.; redefining "habitual truant"; amending s. 232.17, F.S.; allowing a school attendance assistant to take a child into custody and bring the child before the court in certain circumstances; amending s. 232.19, F.S.; changing the requirements for performing certain escalating activities intended to remedy truant behavior; allowing a parent or guardian to be held in contempt of court in specified circumstances; providing an effective date.

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

By Senator Dunn—

**SB 1241**—A bill to be entitled An act relating to engineering; amending s. 471.003, F.S.; providing an exemption from registration for certain employees of governmental units; creating s. 471.008, F.S.; providing authority for the Board of Professional Engineers to adopt rules; amending s. 471.015, F.S.; providing that certain experience shall satisfy the examination requirements for purposes of licensure of engineers by endorsement; amending s. 471.033, F.S.; providing that any violation of ch. 471, F.S., or an order of the board or department constitutes grounds for discipline; providing an effective date.

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

By Senator Plummer—

**SB 1242**—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.27, F.S.; authorizing law enforcement officers to inspect certain motor vehicle dealer records; increasing certain fees; requiring the Department of Highway Safety and Motor Vehicles to verify certain criminal records of applicants for licensure; requiring a dealer to have a supplemental license in certain situations; amending s. 320.62, F.S.; increasing certain fees and establishing a renewal fee;

amending s. 320.77, F.S.; increasing certain fees; amending s. 320.8225, F.S.; increasing certain fees and establishing a renewal fee; providing an appropriation; providing an effective date.

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

By Senator Stuart—

**SB 1243**—A bill to be entitled An act relating to plumbing; prohibiting a person from holding himself out to the public as a journeyman plumber unless he holds a certificate of competency from a local government certifying that he is qualified to perform certain work; amending s. 553.07, F.S.; prohibiting the issuance of a subsequent plumbing permit for the same work until the owner or general contractor holds the prior plumbing contractor harmless against claims arising out of work he performed; providing an effective date.

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

By Senator Castor—

**SB 1244**—A bill to be entitled An act relating to education; amending s. 231.532, F.S.; prescribing eligibility for designation as a meritorious school; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Meek—

**SCR 1245**—A concurrent resolution commending the Florida A & M University "Marching 100" Band on its selection as the recipient of the Sudler Intercollegiate Marching Band Trophy for 1985 and for its history of achievement of musical excellence and enhancement of the cultural richness and diversity of the state.

—was referred to the Committee on Rules and Calendar.

By Senator Plummer—

**SB 1246**—A bill to be entitled An act relating to aquatic preserves; creating s. 258.167, F.S.; designating specified areas as the South Florida Aquatic Preserve; specifying powers and duties of the Board of Trustees of the Internal Improvement Trust Fund; providing for rules; providing for riparian rights; prohibiting discharge of wastes; providing for enforcement; requiring a study and report to the Legislature; providing an appropriation; providing an effective date.

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

By Senator Neal (by request)—

**SB 1247**—A bill to be entitled An act relating to state government; implementing and administering the General Appropriations Act for fiscal years 1985-1986 and 1986-1987; requiring the Department of General Services to solicit bids or proposals from private contractors for custodial and security services; providing for submission of pilot programs to reduce the number of high school dropouts; providing for the determination of actual cost of necessary improvements to high school science facilities; providing for a plan to expand the capacity for training older workers; providing for a report on geriatric oriented curriculum; providing for transfer of lump sum appropriations within the Division of Universities; providing for the effective date of salary increases for the Division of Universities; providing for the continuing effort to meet the upper quartile goals within the Division of Universities; providing for the maximum amount to be utilized by the Cancer Center Operations; providing for resources to be expended for instructional and research activities; providing for incorporation of information on aging in school district plans; providing for the restructuring of the budget entity structure in the Department of Transportation; modifying procedures for determining annual allocations to school districts; providing for establishment of enrollment ceilings by program groups; providing effective and expiration dates.

—was referred to the Committee on Appropriations.

By Senator Margolis—

**SB 1248**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; redefining "creditable service"; amending s. 121.091, F.S.; permitting a member retired due to disability to purchase such retired years as creditable service upon recovery from

disability and reemployment under the system for 1 year; providing an effective date.

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

By Senator Peterson—

**SB 1249**—A bill to be entitled An act relating to tax on special fuels; amending s. 206.877, F.S., which provides for annual decal fees in lieu of said tax for vehicles powered by alternative fuels; exempting vehicles operated by local governments; providing an effective date.

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

By Senator Mann—

**SB 1250**—A bill to be entitled An act relating to traffic control; amending s. 316.172, F.S., increasing the penalties for illegally passing a stopped school bus; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Neal (by request)—

**SB 1251**—A bill to be entitled An act relating to citrus fruit; amending s. 601.281, F.S.; authorizing the Department of Agriculture and Consumer Services to establish fees to be collected on citrus fruit to defray road guard costs; providing an effective date.

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

By the Committee on Transportation—

**SB 1252**—A bill to be entitled An act relating to uniform traffic control; creating s. 316.612, F.S.; requiring the installation and maintenance of safety belts in certain motor vehicles; creating s. 316.614, F.S.; prohibiting any person from operating or riding in the front seat of a motor vehicle unless such person is wearing a safety belt; providing that the failure to wear an available and fully operational safety belt shall be admissible as evidence of comparative negligence if there is a causal connection with the damages sustained; creating s. 627.064, F.S.; requiring insurers to include specific consideration in their filings for rates for motor vehicle insurance associated with increased seat belt use; providing penalties; providing an effective date.

—was referred to the Committees on Transportation and Commerce.

By Senator Carlucci—

**SB 1253**—A bill to be entitled An act relating to comprehensive protective services for abused or neglected children; amending s. 415.503, F.S.; expanding certain definitions to make the provisions of ss. 415.502-415.514, F.S., including the mandatory reporting requirements with respect to cases of child abuse or neglect and the penalty provisions for failure to make a required report, applicable with respect to any case of child abuse or neglect, irrespective of whether committed by a parent or other person responsible for the child's welfare or by any other person; providing an effective date.

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

By Senator Jenne—

**SB 1254**—A bill to be entitled An act relating to motor vehicle manufacturers, distributors, importers, and dealers; amending s. 320.61, F.S.; changing certain licensing requirements; amending s. 320.63, F.S.; requiring notifying the Department of Highway Safety and Motor Vehicles of changes in certain franchise agreements; nullifying terms inconsistent with the law; amending s. 320.64, F.S.; modifying the grounds for denial, suspension, or revocation of a license; amending s. 320.6405, F.S.; providing that a manufacturer is subject to certain franchise agreements whether or not the manufacturer is a licensee; amending s. 320.641, F.S.; requiring notice of cancellation of a franchise agreement; amending s. 320.643, F.S.; prescribing requirements for the transfer, assignment, or sale of a franchise agreement or of certain interests in such agreement; amending s. 320.644, F.S.; prescribing requirements for a change of executive management control; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Kirkpatrick—

**SB 1255**—A bill to be entitled An act relating to the construction of parking facilities on the University of Florida campus; providing for financing; subordinating the obligation to repay appropriations for prior parking facilities constructed at the J. Hillis Miller Health Center; providing for the development of a traffic and parking plan; providing for the expenditures of remaining revenues from the traffic and parking program; providing an effective date.

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

By Senators Peterson and Kirkpatrick—

**SB 1256**—A bill to be entitled An act relating to mining and minerals; amending s. 211.3103, F.S.; revising the purposes for which moneys credited to the Phosphate Research Trust Fund may be used; creating s. 240.516, F.S.; establishing the Florida Mining and Minerals Institute; providing purposes and duties; authorizing certain contracts; providing for funding; providing for a trust fund service charge; providing for an advisory council; providing for appointments and terms of office; providing for an exemption from public disclosure requirements; applying certain provisions relating to patents, copyrights, trademarks, licenses, and leases; providing for deposit of certain proceeds into the Phosphate Research Trust Fund; providing for a director; providing for a pay plan; providing for the transfer of the records, personnel, property, contracts, and certain funds from the Florida Institute of Phosphate Research; repealing s. 378.101, F.S., relating to the Florida Institute of Phosphate Research; providing an effective date.

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

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### First Reading

*The Honorable Harry A. Johnston, II, President*

I am directed to inform the Senate that the House of Representatives has passed CS for HB 320, House Bills 146, 203, 464, 693, 401, 535, 343, CS for HB 8, House Bills 1154, 1155, 1156, 1157, 1158, 1159; and has adopted HCR 280, HM 378, HM 1183, HCR 526, HCR 390; and has passed as amended House Bills 134, 137, 200, 352, 414, 289, 286, 136; and has adopted as amended HCR 247 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Criminal Justice and Representative Renke—

**CS for HB 320**—A bill to be entitled An act relating to witnesses; amending s. 914.04, F.S., providing that certain testimony given in response to a subpoena shall subject the person giving testimony to state perjury laws; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Representative Deutsch and others—

**HB 146**—A bill to be entitled An act relating to penalties; creating s. 775.0846, F.S., defining the term "bulletproof vest"; providing a separate penalty for wearing a bulletproof vest during the commission or attempted commission of specified crimes under certain circumstances; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By the Committee on Governmental Operations—

**HB 203**—A bill to be entitled An act relating to contractual services; amending s. 287.058, F.S., exempting state agencies from certain requirements with respect to procurement of contractual services when the cost of such services is \$500 or less; prohibiting the dividing of procurements; providing alternative requirements; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Regulatory Reform—

**HB 464**—A bill to be entitled An act relating to podiatry; saving s. 461.0134, F.S., relating to the prescription or administration of dimethyl sulfoxide (DMSO), from Sunset repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Agriculture and Representative Mitchell—

**HB 693**—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 the Committee on Agriculture—

**HB 401**—A bill to be entitled An act relating to agriculture; amending ss. 570.53, 570.54, 604.15, 604.16, 604.19, 604.27, 604.28, 604.30, and 604.31, F.S.; specifying that statutory provisions applicable to licensing of dealers in agricultural products relating to exceptions, funding, penalties, and supervision, adoption of rules, and employment of personnel by the Department of Agriculture and Consumer Services, shall also apply to special requirements applicable to grain dealers; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By the Committee on Regulatory Reform—

**HB 535**—A bill to be entitled An act relating to naturopathy; amending s. 462.08, F.S., increasing the maximum license renewal fee; repealing s. 462.09, F.S., relating to disposition of fees, operations of the Board of Naturopathic Examiners, and compensation of members; repealing s. 462.12, F.S., relating to approval of schools of naturopathy; saving chapter 462, F.S., from Sunset repeal; providing for future review and repeal; providing an effective date.

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

By Representative Clements—

**HB 343**—A bill to be entitled An act relating to wrongful death; amending s. 768.21, F.S., changing the circumstances in which the estate of a decedent may recover prospective net accumulations; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committee on Health & Rehabilitative Services and Representative Reddick—

**CS for HB 8**—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 referred to the Committee on Health and Rehabilitative Services.

By the Committee on Rules & Calendar—

**HB 1154**—A bill to be entitled An act relating to the official Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, Florida Statutes; adopting the Florida Statutes 1985 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 1985 shall be effective immediately upon publication; providing that general laws enacted during the 1983 regular and special legislative sessions and prior thereto and not included in the Florida Statutes 1985 are repealed; providing that general laws enacted during the 1984 regular and special sessions and the 1985 regular session are not repealed by this adoption act.

(Accompanied by Volumes I, II, III, Florida Statutes, 1983)

—was referred to the Committee on Rules and Calendar.

By the Committee on Rules & Calendar—

**HB 1155**—A reviser's bill to be entitled An act relating to the Florida Statutes; amending s. 229.558(1)(e), Florida Statutes (1984 Supplement), and ss. 230.66(2), 233.068(1), 446.011(2), 446.041(8), 446.052(2), (3), and 616.21(2)(a), Florida Statutes; conforming these sections to s. 106, ch. 84-336, Laws of Florida, which changed the name of the Division of Vocational Education to the Division of Vocational, Adult, and Community Education.

—was referred to the Committee on Rules and Calendar.

By the Committee on Rules & Calendar—

**HB 1156**—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 190.009(2), 475.455(1), 718.1255, 718.508, 718.608(2)(a), 718.614(2), 719.501, 719.502(2)(a), 719.504, 719.508, 719.608(2)(a), 719.614(2), and 721.05(6), (10), Florida Statutes; amending ss. 498.005(6), 718.501(1), 718.502(2)(a), and 718.504, Florida Statutes (1984 Supplement); replacing references to the "Division of Florida Land Sales and Condominiums" with "Division of Florida Land Sales, Condominiums, and Mobile Homes" to conform to ch. 84-80, Laws of Florida, which changed the name of the division; revising a cross-reference; and otherwise improving clarity.

—was referred to the Committee on Rules and Calendar.

By the Committee on Rules & Calendar—

**HB 1157**—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 222.19, 283.01, 283.02, 283.03, 283.04, 283.045, 283.05, 283.06, 283.07, 283.08, 283.09, 283.10, 283.101, 283.102, 283.12, 283.121, 283.15, 283.18, 283.20, 283.205, 283.22, 283.23, 283.24, 283.25, 283.26, 283.27, 283.28, 468.01, 468.02, 468.03, 468.04, 468.05, 468.06, 468.07, 468.08, 469.01, 469.02, 469.03, 469.04, 469.05, and 469.07, Florida Statutes, all of which provisions have been repealed, but none of which provisions have been repealed by a "current session" of the Legislature, as is required by s. 11.242(5)(b), Florida Statutes, in order for provisions to be omitted from publication in Florida Statutes 1985 without further legislative action.

—was referred to the Committee on Rules and Calendar.

By the Committee on Rules & Calendar—

**HB 1158**—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 193.461(4)(a), 447.309(5), and 901.28, Florida Statutes, and repealing ss. 220.189, 311.011, 311.021, 311.031, 828.15, 843.035, 901.27, 901.30, 901.32, and 934.091, Florida Statutes, to conform to judicial decisions holding said provisions or parts thereof or provisions related thereto unconstitutional or superseded by court rule.

—was referred to the Committee on Rules and Calendar.

By the Committee on Rules & Calendar—

**HB 1159**—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 11.12(1), 17.26(1), 175.121, 185.10, 215.29, 216.331, 236.601(4), 238.11(2)(b), 350.06(2), (9), 440.49(2)(h), 440.50(2), (3), 443.191(2), (3), 443.211(1), (2), 624.506(1), (3), 633.47, 650.06(4), and 947.12(1), Florida Statutes; conforming the Florida Statutes to H.J.R. 435 (1983), which eliminated the requirement that state warrants be countersigned by the Governor; removing a provision that has had its effect; removing redundancies and inconsistencies; and correcting grammatical errors in, and otherwise improving the clarity of, these provisions.

—was referred to the Committee on Rules and Calendar.

By Representative Ros and others—

**HCR 280**—A concurrent resolution declaring April 22 through April 28, 1985, as Cuban Municipalities in Exile Week.

—was referred to the Committee on Rules and Calendar.

By Representatives Mills and Jennings—

**HM 378**—A memorial to the Congress of the United States, urging Congress to take whatever action is necessary to provide for the deauthorization of the Cross Florida Barge Canal Project.

—was referred to the Committee on Rules and Calendar.

By the Committee on Veterans Affairs and Representative L.R. Hawkins—

**HM 1183**—A memorial to the Congress of the United States, urging Congress to dispense federal funds to states for state veterans' homes on a documented need basis.

—was referred to the Committee on Rules and Calendar.

By Representative Lombard and others—

**HCR 526**—A concurrent resolution commending Edith Hughes Smith, Florida's 1985 Teacher of the Year.

—was referred to the Committee on Rules and Calendar.

By Representative Upchurch and others—

**HCR 390**—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 Representatives Burned and Grant—

**HB 134**—A bill to be entitled An act relating to drug paraphernalia; amending s. 893.147, F.S., prohibiting sale or delivery to minors of hypodermic syringes, needles, and other objects used for injection; providing exceptions; providing a penalty; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Representative Casas—

**HB 137**—A bill to be entitled An act relating to stolen motor vehicles; amending s. 812.062, F.S., providing for notification to an initiating law enforcement agency by a recovery agency within 72 hours; providing for notification to a registered owner, an insurer, and registered lienholder of a recovered stolen motor vehicle by the initiating agency; providing that notification be made in a specific manner if not previously done; providing an effective date.

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

By the Committee on Governmental Operations—

**HB 200**—A bill to be entitled An act relating to the Department of General Services; amending s. 272.161, F.S.; providing for free preferential reserved parking spaces to qualified state employee car pools; providing for an audit; providing an effective date.

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

By Representative Davis and others—

**HB 352**—A bill to be entitled An act relating to assault and battery; amending s. 784.07, F.S., providing for reclassification of offenses for assault or battery of an intake officer; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Representative Dudley—

**HB 414**—A bill to be entitled An act relating to probate; amending s. 733.604, F.S.; authorizing certain parties to inspect the inventory of property filed by the personal representative; providing an effective date.

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

By Representative C. Brown—

**HB 289**—A bill to be entitled An act relating to funeral directing, embalming, and direct disposition; amending s. 470.002, F.S., defining "at-need solicitation"; amending s. 470.026, F.S., prohibiting at-need solicitation of funeral merchandise or services; amending s. 470.031, F.S., providing a penalty; providing an effective date.

—was referred to the Committee on Commerce.

By the Committee on Higher Education—

**HB 286**—A bill to be entitled An act relating to postsecondary education; amending s. 11.061, F.S., requiring the registration of certain lobbyists; amending s. 228.074, F.S., correcting terminology relating to establishment of regional coordinating councils in vocational education; amending s. 240.147, F.S., modifying duties of the Postsecondary Education Planning Commission; amending s. 240.209, F.S., modifying duties of the Board of Regents with respect to the systemwide and university master plans; amending ss. 240.233 and 240.3215, F.S., deleting obsolete provisions relating to certain use of college-level communication and computation skills tests; amending s. 240.343, F.S., modifying sick leave provisions for community college employees; repealing s. 240.2095(2), F.S., relating to the addition of lower levels to an upper level university; repealing ss. 240.523 and 240.525, F.S., relating to the establishment of college or university campuses in Dade and Duval Counties; providing an effective date.

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

By Representative Lippman and others—

**HB 136**—A bill to be entitled An act relating to evidentiary privileges; amending s. 415.109, F.S., providing that communications to clergymen are privileged in cases involving abuse of aged or disabled persons; amending s. 415.512, F.S., providing that communications to clergymen are privileged in cases involving child abuse or neglect; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Representative Morgan—

**HCR 247**—A concurrent resolution declaring the month of June 1985 as “Florida State Parks Golden Anniversary Month” in Florida, and encouraging all citizens of Florida and visitors to the state to join in the celebration.

—was referred to the Committee on Rules and Calendar.

**CO-INTRODUCERS**

Senator Frank—SB 170; Senator Fox—SB 398; Senator Grizzle—SB 819; Senator W. D. Childers—Senate Bills 857 and 859; Senator Weinstein—SB 888; Senators Mann, Myers, Stuart, Fox—SB 948