



Journal of the Senate

Number 11

Monday, April 29, 1985

REPORTS OF COMMITTEES

The Committee on Commerce recommends the following pass: SB 17

The Committee on Education recommends the following pass: SB 613 with 1 amendment, SB 644, SB 856

The Committee on Judiciary-Civil recommends the following pass: CS for SB 616

The Committee on Rules and Calendar recommends the following pass: CS for SB 121, SB 327 with 2 amendments, SB 450

The Committee on Natural Resources and Conservation recommends the following pass: SB 550 with 1 amendment, SB 716, SB 845, SB 844

The Committee on Transportation recommends the following pass: SB 834

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

The Committee on Natural Resources and Conservation recommends the following pass: SB 678

The bill was referred to the Committee on Economic, Community and Consumer Affairs under the original reference.

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 492

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

The Committee on Commerce recommends the following pass: SB 582, SB 600

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 68 with 6 amendments

The Committee on Natural Resources and Conservation recommends the following pass: SB 675 with 2 amendments, SB 824

The Committee on Transportation recommends the following pass: SB 650 with 4 amendments, SB 684 with 3 amendments

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

The Committee on Judiciary-Civil recommends the following pass: SB 838

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

The Committee on Education recommends the following pass: SB 944

The Committee on Transportation recommends the following pass: SB 942 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Personnel, Retirement and Collective Bargaining under the original reference.

The Committee on Commerce recommends the following pass: SB 539

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

The Committee on Agriculture recommends the following pass: SB 943 with 1 amendment, SB 947

The Committee on Commerce recommends the following pass: SB 144 with 6 amendments, SB 554, SB 593 with 1 amendment

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 223 with 1 amendment

The Committee on Education recommends the following pass: SB 951

The Committee on Judiciary-Civil recommends the following pass: SB 234 with 3 amendments, SB 534 with 4 amendments, SB 621 with 1 amendment, SB 994 with 2 amendments

The Committee on Rules and Calendar recommends the following pass: SB 395, SB 852 with 2 amendments, SB 926

The Committee on Transportation recommends the following pass: SB 840 with 2 amendments, SB 895 with 3 amendments, SB 938, SB 965 with 2 amendments

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

The Committee on Commerce recommends the following not pass: SB 576

The Committee on Rules and Calendar recommends the following not pass: SM 314

The Committee on Transportation recommends the following not pass: SB 736

The bills contained in the foregoing reports were laid on the table.

The Committee on Commerce recommends a committee substitute for the following: SB 612

The Committee on Education recommends committee substitutes for the following: SB 323; Senate Bills 127, 240 and 655; SB 446

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 526, SB 755

The Committee on Natural Resources and Conservation recommends committee substitutes for the following: SB 331, SB 357

The Committee on Transportation recommends a committee substitute for the following: SB 512

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

The Committee on Commerce recommends a committee substitute for the following: SB 34

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 343

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

The Committee on Agriculture recommends a committee substitute for the following: SB 1174

The Committee on Commerce recommends a committee substitute for the following: SB 555

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 768

The Committee on Transportation recommends a committee substitute for the following: SB 608

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

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 206

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

The Committee on Education recommends a committee substitute for the following: SB 433

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

The Committee on Commerce recommends committee substitutes for the following: SB 400, SB 715

The Committee on Education recommends a committee substitute for the following: SB 389

The Committee on Governmental Operations recommends committee substitutes for the following: SB 653, Senate Bills 346 and 575

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 303, SB 304, SB 307

The Committee on Judiciary-Civil recommends committee substitutes for the following: SB 170, SB 410

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

REQUESTS FOR EXTENSION OF TIME

April 25, 1985

The Committee on Corrections, Probation and Parole requests an extension of 15 days for consideration of the following: Senate Bills 202, 367, 527, 627, 685, 816, 957, 1016, 1031, 1100, 1146, 1185, 1216, 1221

April 26, 1985

The Committee on Finance, Taxation and Claims requests an extension of 15 days for consideration of the following: Senate Bills 25, 77, 101, 117, 147, 160, 176, 179, 183, 187, 201, 215, 339, 482, 521, 700, 710, 712, 739, 759, 794, 796

The Committee on Judiciary-Civil requests an extension of 15 days for consideration of the following: Senate Bills 14, 20, 39, 45, 54, 129, 131, 135, 158, 254, 255, 284, 290, 344, 414, 422, 455, 486, 502, 523, 563, 671, 681, 688, 689, 695, 704, 707, 709, 724, 730, 732, 771, 811, 820, 846, 853, 885, 886, 887, 890, 924, 928, 930, 931, 939, 954, 979, 980, 981, 983, 987, 1033, 1036, 1047, 1060, 1062, 1078, 1109, 1125, 1128, 1152, 1156, 1183, 1201, 1210, 1219, 1223, 1238; House Bills 136, 343, 414

The Committee on Judiciary-Criminal requests an extension of 15 days for consideration of the following: Senate Bills 130, 557, 559, 564, 565, 577, 597, 603, 618, 623, 629, 637, 656, 658, 661

April 29, 1985

The Committee on Education requests an extension of 15 days for consideration of the following: Senate Bills 18, 28, 38, 67, 80, 114, 133, 137, 149, 157, 167, 194, 203, 211, 276, 294, 296, 298, 341, 342, 352, 365, 384, 390, 391, 392, 404, 413, 418, 430, 443, 457, 459, 757, 765, 767, 777, 780, 797, 798, 819, 821

The Committee on Agriculture requests an extension of 15 days for consideration of the following: Senate Bills 35, 579, 634, 690, 692, 746, 760, 779, 849, 984, 1092

The Committee on Appropriations requests an extension of 15 days for consideration of the following: Senate Bills 5, 7, 8, 10, 13, 17, 36, 43, 55, 57, 58, 63, 66, 81, 82, 91, 92, 93, 95, 96, 98, 105, 106, 121, 122, 134, 136, 138, 139, 148, 164, 165, 166, 177, 193, 214, 216, 220, 222, 225, 232, 235, 243, 245, 253, 256, 259, 266, 270, 273, 289, 291, 299, 300, 302, 309, 316, 321, 323, 327,

329, 332, 358, 364, 366, 372, 379, 381, 388, 396, 401, 402, 403, 407, 408, 415, 416, 424, 435, 439, 450, 454, 458, 460, 461, 462, 463, 465, 474, 479, 480, 483, 488, 491, 496, 498, 505, 520, 526, 530, 532, 550, 551, 566, 568, 599, 601, 612, 613, 616, 622, 632, 643, 644, 652, 657, 659, 674, 705, 706, 716, 755, 764, 805, 834, 844, 845, 856, 871, 912, 949, 1247

The Committee on Commerce requests an extension of 15 days for consideration of the following: Senate Bills 6, 52, 103, 104, 128, 159, 171, 248, 275, 305, 311, 320, 330, 351, 355, 398, 412, 425, 427, 431, 481, 485, 677

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: Senate Bills 2, 31, 62, 124, 229, 231, 242, 262, 271, 292, 472, 473, 556, 567, 654, 670, 679, 778, 790, 791, 864, 866, 869, 876, 877, 892, 914, 915, 916, 917, 918, 919, 920, 921, 950, 955, 958, 1002, 1006, 1011, 1034

The Special Master on Claims requests an extension of 15 days for consideration of the following: Senate Bills 252, 279, 548, 781, 1020

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator Carlucci—

SB 1257—A bill to be entitled An act relating to local occupational license taxes; amending ss. 205.032 and 205.033, F.S.; providing that the county tax may be levied in the entire county or in the unincorporated area thereof and the revenues retained by the county; repealing s. 205.043(4), F.S., relating to collection of the municipal tax by the county; providing an effective date.

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

By Senator Malchon—

SB 1258—A bill to be entitled An act relating to adult foster homes; creating part VI of chapter 400, F.S., the "Adult Foster Home Care Act"; providing legislative intent; providing definitions; providing for licensure by the Department of Health and Rehabilitative Services; providing for investigation of applicants; providing for access to licensed facilities; providing grounds for denial, suspension, or revocation of a license; directing the department to establish minimum standards and licensure procedures by rule; providing for injunction; providing for recruitment of adult foster homes by the department; providing for cancellation of a license under certain circumstances; providing for review and repeal; providing an effective date.

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

SR 1259 was introduced and adopted April 23.

SR 1260 was introduced and adopted April 23.

By Senator Gordon—

SB 1261—A bill to be entitled An act relating to excise tax on documents; amending s. 201.02, F.S.; imposing a tax on documents pertaining to the sale of agricultural lands for nonagricultural purposes; providing that such tax is in addition to other taxes; providing for the distribution of moneys collected through such tax; providing an effective date.

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

By Senator Malchon—

SB 1262—A bill to be entitled An act relating to the Florida Coordinating Council On Aging; providing legislative intent; establishing the council; providing for membership on the council; providing duties of the council; providing for reports of the council; requiring the Department of Health and Rehabilitative Services and the Department of Community Affairs to submit certain plans to the council; providing an appropriation; providing for future repeal and legislative review; providing an effective date.

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

By Senator W. D. Childers—

SB 1263—A bill to be entitled An act relating to native Florida Indian burial sites; providing findings and intent; prohibiting the destruction or alteration of an Indian burial site or any remains or artifacts discovered on such site; prohibiting certain displays of Indian remains; providing penalties; providing procedures for excavating Indian burial sites and preserving burial sites, artifacts, and remains; providing duties of the Division of Archives, History and Records Management of the Department of State; providing an effective date.

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

By Senator Hair—

SB 1264—A bill to be entitled An act relating to campaign financing; creating ss. 106.093, 106.096, F.S.; providing for public campaign financing for candidates for election or nomination to the office of Governor; prescribing qualifications candidates must meet to be eligible for such financing; requiring candidates to agree to certain conditions; prescribing procedure for applying for such financing; prescribing limitations on campaign expenditures for candidates eligible to receive such financing; providing penalties for failure to comply with such limitations; requiring reporting of campaign contributions; prescribing fines for failure to return to the state public funds to which a candidate is not entitled; providing that contributions and expenditures of a candidate for Lieutenant Governor shall be considered those of the candidate for Governor; creating the Florida Gubernatorial Campaign Trust Fund; providing for distribution of moneys in such fund to eligible candidates; providing for supervision of the fund; providing a continuing appropriation; providing an effective date.

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

By Senator Stuart—

SB 1265—A bill to be entitled An act relating to water management districts; creating s. 373.584, F.S.; amending s. 373.59, F.S.; providing for issuance of revenue bonds and bond anticipation notes by water management districts; providing for payment of such bonds and notes out of specified moneys in the Water Management Lands Trust Fund; deleting the state-to-district ratio for funding of districts; abrogating future repeal of s. 373.59, F.S., which relates to the Water Management Lands Trust Fund; providing an effective date.

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

By Senator Dunn—

SB 1266—A bill to be entitled An act relating to state buildings and facilities; creating the Florida Building and Facilities Act; specifying powers and duties of the Division of Building Construction and Property Management and the Division of Bond Finance of the Department of General Services; providing definitions; providing for revenue bonds; providing for supervision of state building projects; creating the Florida Building and Facilities Pool; providing for establishment of rental rates; providing for issuance of obligations; providing for security for payment of obligations; providing for purpose, terms, approval, and limitations; prohibiting payment of certain bonuses, fees, or gratuities; providing penalties; limiting liability of governments; providing for annual reports; providing tax exemptions; providing for eligibility as investments; providing an effective date.

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

By Senator Stuart—

SB 1267—A bill to be entitled An act relating to water resources; amending s. 403.0615, F.S.; renaming as the "Lake Restoration and Preservation Act" the former "Water Resources Restoration and Preservation Act"; providing for assistance in restoration and protection of lakes; providing for rulemaking by the Department of Environmental Regulation; creating the Lake Restoration Trust Fund; transferring money from the Water Resources Restoration and Preservation Trust Fund to the Lake Restoration Trust Fund; designating Lake Apopka as a first priority project for funding; designating Orange County as the lead agency for Lake Apopka restoration; requiring the county commission to devise a restora-

tion and management plan for Lake Apopka; appropriating moneys from the trust fund to Orange County for Lake Apopka; providing an effective date.

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

By Senator Margolis—

SB 1268—A bill to be entitled An act relating to state supported retirement systems; amending s. 112.362, F.S.; providing that the minimum benefit provisions will pertain to all members, and their beneficiaries or joint annuitants, who retire prior to July 1, 1985; amending s. 121.021, F.S.; providing that on or after July 1, 1985 a month of retirement service credit will be awarded for each month in which salary is paid for service performed; amending s. 121.052, F.S.; revising contribution rates applicable to certain members of the Elected State Officers' Class of the Florida Retirement System; amending s. 121.071, F.S.; revising the contribution rate applicable to regular members; amending s. 121.081, F.S.; providing that service in the optional retirement system for the State University System shall be used to satisfy the 12-continuous-month requirement to purchase prior service; creating s. 121.40, F.S.; creating the "Institute of Food and Agricultural Sciences Supplemental Retirement Act"; providing legislative purpose; providing definitions; providing eligibility; providing for a retirement supplement amount; providing for payment of a supplement; providing for optional forms of retirement benefits; providing death benefits; providing for designation of beneficiaries; providing for cost-of-living adjustments; providing a limitation on reemployment after retirement; providing for administration; providing for contributions; providing for investment of the trust fund; amending ss. 122.08, 123.07, 238.08, 321.020, F.S.; authorizing a retired member of certain state supported retirement systems, upon remarriage, to change his designation of spouse as beneficiary to receive a continuing benefit under certain optional forms of benefit payments after benefits have commenced; providing for the recalculation of benefits upon redesignation of a spouse as beneficiary; repealing s. 240.508, F.S., which creates the "Institute of Food and Agricultural Sciences Supplemental Retirement Act"; providing an effective date.

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

By Senator Johnson—

SB 1269—A bill to be entitled An act relating to an Independent Tax Reform Commission; establishing such commission and providing its duties; providing an effective date.

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

By Senator Castor—

SB 1270—A bill to be entitled An act relating to domestic violence; amending s. 901.15, F.S.; requiring arrest with or without a warrant in specified circumstances; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Gersten—

SB 1271—A bill to be entitled An act relating to education; creating ss. 233.0636 and 240.561, F.S.; requiring inclusion of certain curriculum materials in courses dealing with Cuban culture, history, and literature; providing an effective date.

—was referred to the Committee on Education.

By Senator Gersten—

SB 1272—A bill to be entitled An act relating to discriminatory practices; creating the Study Commission on Government-Abetted Discrimination; providing membership; providing for per diem and travel expenses; providing for staff support; requiring studies; authorizing public hearings; requiring reports and recommendations; providing for future repeal; providing an effective date.

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

By Senator Crawford—

SB 1273—A bill to be entitled An act relating to securities; amending s. 517.011, F.S.; providing a short title; amending s. 517.021, F.S.; revising the definitions of salesmen, associated persons, dealers, investment advisers, and security; amending s. 517.051, F.S.; providing clarifying language regarding exempt securities; amending s. 517.061, F.S.; providing clarifying language regarding exempt transactions; amending s. 517.07, F.S., providing a termination date for certain exempt securities; amending s. 517.081, F.S.; adjusting fees for registrations; creating s. 517.082, F.S.; revising provisions related to registrations filed under the Securities Act of 1933; adjusting fees; amending ss. 517.111, 517.12, F.S.; providing clarifying language; increasing fees for dealers and branches; requiring a fee for transfers; creating s. 517.121; F.S., providing books and records requirements; amending ss. 517.161, 517.191, F.S.; providing clarifying language; amending s. 517.201, F.S.; providing for additional subpoena authority; providing clarifying language; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Castor—

SB 1274—A bill to be entitled An act relating to health facilities; amending ss. 154.401, 154.402, 154.403, 154.404, 154.405, 154.407, 154.408, 154.41, 154.412, 154.413, 154.415, 154.42, 154.422, 154.425, F.S.; revising the State Health Facilities Authority Law; providing findings and declaration of necessity; providing definitions; providing that the State of Florida Health Facilities Authority is a separate body and instrumentality of the state; providing for various financing agreements, including pooled financing; providing for bonds; providing for collection of payments; providing for the sale of certain projects; deleting provisions relating to negotiable bond anticipation notes; conforming language; abrogating future repeal of such provisions; providing an effective date.

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

By Senator Weinstein—

SB 1275—A bill to be entitled An act relating to alimony and child support; amending s. 61.181, F.S.; providing that a circuit court may appoint a hearing officer to preside at certain hearings involving income deduction for payments considered delinquent; providing an effective date.

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

By Senator Margolis—

SB 1276—A bill to be entitled An act relating to bonds; creating ss. 132.33-132.47, F.S., the Advance Refunding Law; providing definitions; authorizing issuance of general obligation refunding bonds by taxing units; providing requirements, procedures, and limitations; requiring a refunding bond resolution and providing for contents thereof; providing for levy of ad valorem tax; requiring a certification of debt service savings; providing for notice to holders of bonds to be redeemed and for covenant with bondholders; specifying duties of escrow agent; providing for investment of escrow funds; providing for pledge and use of proceeds of refunding bonds; specifying effect of invalidity of prior proceedings; providing for applicability to school districts; providing an effective date.

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

By Senator Thurman—

SR 1277—A resolution honoring JoAnne Smith, president of the National Cattlemen's Association, for her outstanding contributions to Florida's cattle industry.

—was referred to the Committee on Rules and Calendar.

By Senator Johnston—

SB 1278—A bill to be entitled An act relating to the City of Lake Worth; repealing chapters 69-1215, 72-591, 73-524, and 83-439, Laws of Florida; abolishing the Lake Worth Utilities Authority; providing that the City of Lake Worth succeed to all rights, duties, and obligations of the former Lake Worth Utilities 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 McPherson—

SB 1279—A bill to be entitled An act relating to phosphate mining; creating the Phosphate Mining and Reclamation Act; providing findings and intent; providing definitions; specifying powers and duties of the Department of Natural Resources; requiring approved plans and programs for mining and reclamation; providing for review, approval, suspension, and revocation; providing confidentiality of records; providing for inspections; providing enforcement procedures and civil and administrative remedies; specifying civil liability; specifying prohibited acts; providing penalties; requiring financial responsibility; requiring compliance with rules and orders; providing for disposition of moneys collected; creating the Division of Geology and Mining of the Department of Natural Resources; providing an appropriation; providing an effective date.

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

By Senator Grizzle—

SB 1280—A bill to be entitled An act relating to the Treasurer; amending s. 20.13, F.S.; providing that the Department of Insurance be administered by a secretary appointed by the Governor, subject to Senate confirmation; providing that the powers, duties, and functions of the Treasurer exercised in his capacities as Insurance Commissioner and State Fire Marshal be assumed by the Secretary of Insurance; providing for division of records, personnel, property, and funds between the Treasurer and the Department of Insurance; amending s. 624.523, F.S.; renaming the Insurance Commissioner's Regulatory Trust Fund; providing an effective date.

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

By Senator Grizzle—

SB 1281—A bill to be entitled An act relating to the Comptroller; amending s. 20.12, F.S.; providing that the Department of Banking and Finance be administered by a secretary appointed by the Governor, subject to Senate confirmation; providing that specified statutory powers, duties, and functions of the Comptroller be assumed by the Secretary of Banking and Finance; providing for division of records, personnel, property, and funds between the Comptroller and the Department of Banking and Finance; providing an effective date.

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

By Senator Carlucci—

SB 1282—A bill to be entitled An act relating to crimes against children; amending s. 794.011, F.S.; imposing a mandatory term of supervision on certain persons who commit sexual battery upon a minor; prescribing the length of such term of supervision; amending s. 827.03, F.S.; increasing penalties for aggravated child abuse; amending s. 827.04, F.S.; increasing penalties for certain types of child abuse; creating s. 827.045, F.S.; imposing a mandatory term of supervision on certain persons who commit child abuse; prescribing the length of such term of supervision; amending s. 943.058, F.S.; prohibiting the sealing or expunction of certain criminal history records involving sexual battery of a child, aggravated child abuse, and child abuse; providing an effective date.

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

By Senator Peterson—

SB 1283—A bill to be entitled An act relating to the State University System of Florida; creating s. 240.2010, F.S.; providing definitions; amending s. 240.2011, F.S.; defining the State University System of Florida; creating s. 240.2012, F.S.; establishing the State University System of Florida as a political subdivision; creating s. 240.2013, F.S.; providing operational autonomy; amending s. 240.202, F.S.; establishing authority for the State University System of Florida; creating s. 240.2025, F.S.; establishing Board of Regents responsibility for component universities; amending s. 240.203, F.S.; relating to the authority of the State Board of Education; amending s. 240.205, F.S.; establishing the Board of Regents as a body corporate; amending s. 240.207, F.S.; reducing length of terms; amending s. 240.209, F.S.; providing for employment of personnel; providing for the adoption of rules; providing for administrative costs; providing for the appointment of a President of the State University System

of Florida; providing chancellors for the component universities; creating ss. 240.2091, 240.2093, F.S.; requiring certain reports to be filed with the State Board of Education and Legislature; amending s. 240.241, F.S.; assigning authority for university divisions of sponsored research to the Board of Regents; creating s. 240.269, F.S.; creating the State University System of Florida Program Fund; providing for appropriations; amending s. 240.273, F.S.; providing that funds and property shall be held by the Board of Regents; amending s. 240.277, F.S.; providing for approval of expenditure of vending machine collections; amending s. 240.279, F.S.; providing for working capital funds; amending s. 240.531, F.S.; requiring approval by the Board of Regents for the establishment of educational research centers for child development; amending s. 110.205, F.S.; exempting State University System of Florida personnel from the career service system; amending s. 447.203, F.S.; providing authority for collective bargaining; repealing ss. 240.225, 240.229, 240.283, 240.227, 240.285, F.S., as amended, relating to delegations by the Department of General Services, powers and duties of universities, additional compensation, and the transfer of funds; providing an effective date.

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

By Senators Thomas and Grant—

SB 1284—A bill to be entitled An act relating to municipal governments; authorizing certain municipalities to impose a local option tax on motor and special fuel to be used for certain transportation expenditures; providing time limitations; prescribing method for imposing such tax; authorizing certain municipalities to participate in distribution of the proceeds; providing for a referendum; providing for notification to the Department of Revenue; providing for collection and for application of administrative and penalty provisions of ch. 206, F.S.; specifying that certain refund provisions shall not apply to the tax; providing eligibility requirements; establishing a specific date by which municipalities shall notify the department of the referendum and imposition of such tax; providing an effective date.

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

By Senator Vogt—

SB 1285—A bill to be entitled An act relating to public school roofing; requiring local district school boards to establish a roof maintenance program; prescribing elements of such program; prescribing minimum qualifications for roofing contractors who do work on public schools; requiring the Department of Education to deny funding to a school board which fails to establish or comply with a roof maintenance program, to establish a program for certification of certain roofing inspectors, and to establish and modify certain roof construction requirements; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Peterson—

SB 1286—A bill to be entitled An act relating to agreements between manufacturers, distributors, or wholesalers and dealers for the supply of office or business products or services; setting forth supplier practices that violate rights of dealers; providing an action for damages or injunctive relief for violation; providing for treble damages, court costs, and attorney's fees; providing for dealer's right to representation at meetings relating to the dealer agreement or proposed dealer agreement; providing dealer's right to freely associate with other dealers and providing injunctive relief against a supplier's interference with that right; providing manufacturer's duty to make parts and supplies available to dealers in this state for a specified time; providing for application of act; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Neal (by request)—

SB 1287—A bill to be entitled An act relating to trust funds; reauthorizing certain trust funds; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Johnson—

SB 1288—A bill to be entitled An act relating to alcoholic beverages; creating s. 561.214, F.S.; requiring annual license fees for vendors who sell beverages for consumption off the premises; creating the Alcoholic Treatment Trust Fund; providing a zoning exemption for certain vendors of malt beverages; repealing ss. 563.02(1)(a), 564.02(1)(a), 565.02(1)(a), F.S., relating to annual state license taxes for vendors of malt beverages, wines, and other alcoholic beverages; providing an effective date.

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

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Education and Senators Margolis, Castor, Johnson, Meek, Thurman, Grant, Grizzle, Frank, Malchon, W. D. Childers, Jenne and Fox—

CS for SB's 127, 240 and 655—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 or basic skills deficiencies or who are 60 years of age or older; limiting the total number of full-time equivalent students for whom school districts and community colleges may grant fee waivers; providing reporting requirements; providing graduation requirements for adult students; amending s. 228.072, F.S., relating to the adult general education program; revising a definition, certain criteria for participation in the program, and the location of instruction; providing an effective date.

By the Committee on Natural Resources and Conservation and Senators Plummer and McPherson—

CS for SB 206—A bill to be entitled An act relating to vessels; amending s. 327.02, F.S.; defining the terms "unclaimed vessel" and "marina"; amending s. 327.23, F.S.; providing for temporary certificates of registration for certain vessels; amending s. 328.05, F.S.; providing for crimes relating to certificates of title to vessels; providing penalties; amending s. 328.15, F.S.; providing that certain documents be notarized; amending s. 328.17, F.S.; providing for the nonjudicial sale of certain vessels; amending s. 376.11, F.S.; providing for the funding of a grant program to coastal local governments for the removal of derelict vessels under the Florida Coastal Protection Trust Fund; amending s. 376.15, F.S.; providing for a derelict vessel grant program; providing an effective date.

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

CS for SB 303—A bill to be entitled An act relating to hospital licensing and regulation; amending s. 395.011, F.S.; requiring hospitals to establish rules for considering application for clinical privileges by nurse anesthetists; providing for practice protocols for nurse anesthetists; limiting liability for certain facilities; providing an effective date.

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

CS for SB 304—A bill to be entitled An act relating to hospital licensing and regulation; amending s. 395.011, F.S.; requiring hospitals to establish rules for considering applications for staff privileges by advanced registered nurse practitioners and psychologists; prohibiting hospitals from denying professional clinical privileges to advanced registered nurse practitioners in certain circumstances; providing an effective date.

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

CS for SB 307—A bill to be entitled An act relating to mental health; amending s. 394.4785, F.S.; expanding the applicability of provisions restricting the placement of minors in mental health facilities to include facilities other than state facilities; providing an effective date.

By the Committee on Education and Senators Castor and Meek—

CS for SB 323—A bill to be entitled An act relating to community colleges; creating s. 240.356, F.S.; creating the Sunshine State Skills Program; creating the ad hoc economic development advisory committee; providing an appropriation; providing an effective date.

By the Committee on Natural Resources and Conservation and Senator Johnson—

CS for SB 331—A bill to be entitled An act relating to the Myakka River; creating the Myakka River Wild and Scenic Designation and Preservation Act; providing legislative declarations and intent; providing definitions; designating a portion of the river as a wild and scenic river; providing for development of a management plan; providing for a coordinating council; providing for preservation of existing governmental authority; providing for rules; specifying regulatory and permitting authority; prohibiting the operation of air boats in certain areas; providing for enforcement; providing for injunctions; specifying violations and penalties; providing for severability; providing an effective date.

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

CS for SB 343—A bill to be entitled An act relating to health care; authorizing counties to establish programs to provide health care coverage for specified aliens; providing for matching funds; requiring approval of the Department of Health and Rehabilitative Services; defining benefits; providing for rules; providing an exemption to part II and part III of ch. 641, F.S.; providing an appropriation; providing an effective date.

By the Committee on Natural Resources and Conservation and Senators Kirkpatrick, Mann and McPherson—

CS for SB 357—A bill to be entitled An act relating to wildlife; amending s. 372.001, F.S.; providing definitions; amending s. 372.561, F.S.; providing for the issuance of licenses to take wild animal life or fresh water aquatic life; providing for costs and reporting; amending s. 372.57, F.S.; providing a fee schedule for licenses and stamps; providing exemptions; creating s. 372.5705, F.S.; providing for fish pond licensing; amending s. 372.571, F.S.; providing for the expiration of licenses and stamps; amending s. 372.5712, F.S.; providing for Florida waterfowl stamp revenues; creating s. 372.5715, F.S.; providing for use of revenues generated by sale of wild turkey stamps; providing for reports to the Legislature; amending s. 372.573, F.S.; providing for management area stamp revenues; amending s. 372.574, F.S.; providing for the appointment of sub-agents for the issuance and sale of hunting, fishing, and trapping licenses and stamps; amending s. 372.58, F.S., relating to false statements in applications for licenses or stamps; amending s. 372.581, F.S., relating to entering false information on licenses or stamps; amending s. 372.59, F.S.; providing that licenses or stamps are not transferable; amending s. 372.60, F.S.; providing for the issuance of duplicate licenses and stamps; amending s. 372.65, F.S.; providing for freshwater fish or frog dealer's licenses and other licenses for fish or frog dealers, farmers, or takers; repealing s. 372.576, F.S., relating to archery or muzzle-loading gun permits; repealing s. 372.61, F.S., relating to reports and remittances of county tax collectors; repealing s. 372.62, F.S., relating to guide licenses and regulations; repealing s. 372.69, F.S., which provides for certain blank forms to be furnished by the Game and Fresh Water Fish Commission; providing an effective date.

By the Committee on Education and Senator Peterson—

CS for SB 389—A bill to be entitled An act relating to the Education Standards Commission; amending s. 231.545, F.S.; revising certain requirements for membership; limiting the chairman's term of office; amending s. 231.546, F.S.; requiring the commission to present its recommendations to the Legislature; reviving and readopting ss. 231.545, 231.546, F.S., relating to the commission and its duties; providing for future review and repeal of said sections; providing an effective date.

By the Committee on Education and Senator Thurman—

CS for SB 433—A bill to be entitled An act relating to public school district personnel; amending s. 231.40, F.S.; changing the manner of accrual of sick leave for certain employees of school districts; providing an effective date.

By the Committee on Transportation and Senators W. D. Childers, Thomas, Beard, Vogt, Scott, Carlucci and Barron—

CS for SB 512—A bill to be entitled An act relating to driver licenses; amending s. 322.08, F.S., requiring proof of identity in license applications; amending s. 322.12, F.S., deleting the license examination fee; amending s. 322.121, F.S., requiring reexamination upon renewal instead of every 4 years and deleting the reexamination fee; amending s. 322.13, F.S.; directing the Department of Highway Safety and Motor Vehicles to provide for designation of driver's education instructors as

driver's license examiners; providing for duties; limiting liability with respect to such driver's license examiners; amending s. 322.17, F.S., increasing the duplicate license fee and requiring proof of identity; amending s. 322.18, F.S., providing for 6-year original driver licenses and providing for 6-year renewal licenses for safe drivers; providing for 4-year license extensions by mail; prohibiting certain possession of license extension stickers and providing a penalty; amending s. 322.21, F.S., increasing the driver's license fee; repealing s. 322.142(3), F.S., deleting the fee for color photographic licenses; providing appropriations; providing effective dates.

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

CS for SB 526—A bill to be entitled An act relating to adult congregate living facilities; amending s. 400.411, F.S., and creating s. 400.413, F.S., requiring documentation of compliance with local zoning requirements; amending s. 400.452, F.S.; providing for mandatory staff educational programs; directing the Department of Health and Rehabilitative Services to establish a core educational requirement for administrators and other staff; providing a time period for compliance; providing an exception; providing a penalty; providing an effective date.

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

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

By the Committee on Natural Resources and Conservation and Senators Stuart, Vogt and Dunn—

CS for SB 768—A bill to be entitled An act relating to water management districts; amending s. 373.503, F.S.; authorizing levy of an additional millage by the St. Johns River Water Management District; specifying the apportionment of taxes for district and basin purposes in the St. Johns River Water Management District; providing for review pursuant to s. 11.61, F.S.; specifying the years to which the assessment shall apply; providing an effective date.

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 House Bills 468, 217, 210, CS for HB 141, CS for HB's 80 and 92, HB 201, CS for HB 123, House Bills 103, 1173, 94, 1181, 892, CS for HB 157, CS for HB 209; and has passed as amended HB 331, CS for HB 12, House Bills 571, 1176, 85, 623 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Peeples—

HB 468—A bill to be entitled An act relating to cemeteries; amending s. 497.003, F.S.; exempting certain columbaria from the Florida Cemetery Act; providing an effective date.

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

By Representative Silver—

HB 217—A bill to be entitled An act relating to consumer finance; amending ss. 516.02, 516.031, 516.18, and 516.21, F.S., relating to the amount of loan principal subject to the 18 percent interest rate under the Florida Consumer Finance Act; reenacting s. 516.035, F.S., to incorporate

the amendment to s. 516.031, F.S., in a reference; providing an effective date.

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

By Representative Allen—

HB 210—A bill to be entitled An act relating to safe-deposit business; amending ss. 661.50 and 665.0801, F.S., and reenacting s. 664.03(56), F.S.; providing a penalty for refusal by a bank, state trust company, industrial savings bank, or savings association to grant access to a safe-deposit box or furnish certain documents under certain conditions; providing an effective date.

—was referred to the Committee on Commerce.

By the Committee on Judiciary and Representative Grant and others—

CS for HB 141—A bill to be entitled An act relating to service of process; amending s. 48.031, F.S.; providing for substitute service under certain circumstances; amending s. 48.061, F.S.; extending the manner by which process may be served on partnerships; amending s. 713.18, F.S.; eliminating a manner of serving certain notices; amending s. 741.30, F.S.; providing for service of certain injunctions; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committee on Education, K-12 and Representative Gardner and others—

CS for HB's 80 & 92—A bill to be entitled An act relating to education; amending s. 232.2462, F.S., relating to attendance requirements for receipt of high school credit; providing for excused absences; authorizing certain noninstructional extracurricular activities; providing requirements for a full credit course offered at certain times; providing an effective date.

—was referred to the Committee on Education.

By the Committee on Governmental Operations—

HB 201—A bill to be entitled An act relating to state contracts; requiring certain bids and proposals to be evaluated by present value methodology; providing for rules; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Education, K-12 and Representative Young—

CS for HB 123—A bill to be entitled An act relating to education; amending s. 232.26, F.S.; providing for the recommendation of suspension or expulsion of a student formally charged with a felony or against whom a petition for delinquency has been filed alleging commission of certain acts; providing an effective date.

—was referred to the Committee on Education.

By Representative Burnsed—

HB 103—A bill to be entitled An act relating to consumer finance; repealing s. 516.12(2), F.S., relating to required annual reports of licensees under the Florida Consumer Finance Act; providing an effective date.

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

By the Committee on Agriculture and Representative Mitchell—

HB 1173—A bill to be entitled An act relating to food products; amending ss. 500.03, 500.09, and 500.301, F.S., updating references to conform to federal law; amending s. 500.11, F.S., conforming language; amending s. 500.146, F.S., deleting obsolete language relating to rulemaking; amending ss. 500.172 and 500.175, F.S., authorizing, rather than requiring, the department to petition the court for an order of condemnation or sale, under certain circumstances; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By Representative Frishe and others—

HB 94—A bill to be entitled An act relating to counties; creating s. 125.485, F.S.; prohibiting counties from refusing to provide or discontinu-

ing utility services to the owner or tenant of a rental unit under certain circumstances; prohibiting certain liens; providing an effective date.

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

By the Committee on Tourism and Economic Development and Representative Carlton and others—

HB 1181—A bill to be entitled An act relating to sellers of tour or travel; creating s. 817.554, F.S.; providing criminal penalties for the fraudulent sale of tour or travel related services; providing for an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Representative Dantzler—

HB 892—A bill to be entitled An act relating to real estate brokers and salesmen; amending s. 475.42, F.S., providing that brokers or salesmen shall not be precluded from recording judgments rendered by a Florida court; providing an effective date.

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

By the Committee on Regulatory Reform and Representative Combee and others—

CS for HB 157—A bill to be entitled An act relating to chiropractic; amending s. 460.406, F.S.; adding a qualification for licensure as a chiropractic physician; providing an effective date.

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

By the Committee on Tourism and Economic Development and Representative Allen—

CS for HB 209—A bill to be entitled An act relating to historic preservation boards; amending ss. 266.201, 266.202, 266.203, and 266.207, F.S.; renaming the Historic Key West Preservation Board of Trustees as the Historic Florida Keys Preservation Board of Trustees; providing certain membership requirements; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Representative Reaves—

HB 331—A bill to be entitled An act relating to consumer protection; requiring used appliance dealers to provide warranties upon sale of a used appliance; providing an exception; declaring noncompliance to constitute an unfair and deceptive trade practice for purposes of enforcement and penalties; providing an effective date.

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

By the Committee on Health and Rehabilitative Services and Representatives Bell and Press—

CS for HB 12—A bill to be entitled An act relating to abuse, neglect, or exploitation of aged or disabled persons; creating s. 415.113, F.S.; providing that a person is not abused or neglected or in need of emergency or protective services solely because he relies upon and is therefore being furnished treatment by certain spiritual means alone; providing that medical care or treatment is not authorized or permitted in contravention of a person's objection; clarifying that certain actions are not precluded; amending s. 415.104, F.S.; providing clarifying language with respect to certain protective investigations; providing an effective date.

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

By Representative Tobiassen—

HB 571—A bill to be entitled An act relating to alarm system contractors; amending s. 489.107, F.S.; adding an alarm system contractor member to the Construction Industry Licensing Board; relating to voting requirements on the board; placing such member in Division II of the board; providing for the election of the chairman of the board; amending s. 489.105, F.S.; defining "alarm system contractor"; providing an effective date.

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

By the Committee on Judiciary and Representative Drage and others

HB 1176—A bill to be entitled An act relating to attorney's fees; amending s. 57.105, F.S., changing the standard and providing for liberal interpretation of provisions providing for awards of attorney's fees in civil actions under certain circumstances; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Representative Meffert—

HB 85—A bill to be entitled An act relating to drivers' licenses; amending s. 322.16, F.S.; permitting restricted operators to operate a motor vehicle after dark under certain circumstances; providing a pen-

alty; providing an effective date.

—was referred to the Committee on Transportation.

By Representative Clements and others—

HB 623—A bill to be entitled An act relating to the Florida Highway Patrol; authorizing and directing the Department of Highway Safety and Motor Vehicles to rename a highway patrol station in Escambia County; providing an effective date.

—was referred to the Committee on Transportation.

CO-INTRODUCERS

Senator Margolis—SB 948; Senators Castor and Beard—SB 1132