



# Journal of the Senate

Number 11

Thursday, May 8, 1986

## PRAYER

The following prayer was offered by Rabbi Max Roth, Temple Beth Sholom, Sarasota:

How fortunate are we who share the heritage of America: the freedom and the opportunities this land offers. But freedom and opportunity imply responsibility. If we treasure our gifts we have no choice but to secure them in every age, in every generation. This day is testimony to those who would assume such responsibility, as this august body is about to consider a resolution to commemorate the Nazi Holocaust, and to single out for recognition a particular and noble people who sheltered Jews during those bleak days of Holocaust.

It is therefore heartening and encouraging to participate in the collective expression of our State of Florida as represented by this legislative body—an expression in behalf of truth in memory, equal justice for all, and the very sanctity of human life. In this expression we join our voice and our will, with all who value these precious qualities. That is our essential responsibility—and when we do fulfill it, we bring glory to God's unique creation—fashioned no less than, in his sacred image.

Praise, then, to his eternal name and to all his faithful servants who this day enhance the image. Amen.

## CALL TO ORDER

The Senate was called to order by the President at 9:00 a.m. A quorum present—39:

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

## REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Consent Calendar for Thursday, May 8, 1986: SB 808, SB 161, CS for SB 61, SB 923, SB 199, SB 408, CS for SB 352, SB 1044, SB 272, CS for SB 510, CS for SB 586, SB 579, SB 238, SB 40, SB 588, CS for SB 971, CS for CS for SB 325, SB 241, CS for SB 858, SB 413, SB 1075, SB 514, SB 371

Respectfully submitted,  
*Kenneth C. Jenne, Chairman*

The Committee on Rules and Calendar submits the following bills to be placed on the Local Calendar for Thursday, May 8, 1986: SB 382, SB 544, SB 545, SB 546, SB 547, SB 548, SB 581, SB 630, SB 637, SB 719, SB 803, SB 804, SB 1129, SB 1140, SB 1200, SB 1268, SB 1272, SB 1273, SB 1278, SB 1280, SB 1281, SB 1282, SB 1283, SB 1289, SB 1290, SB 1291, SB 1292, SB 1293, SB 1294

Respectfully submitted,  
*Kenneth C. Jenne, Chairman*

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday May 8, 1986: SB 845, CS for SB 405, SB 880, CS for SB 58, CS for SB 96, CS for SB 447, SB 391, SB 73, SB 83, SB 259, SB 130, SB 464, CS for SB 582, CS for SB 614, CS for SB 380, SB 127, SB 98, SB 128, SB 85, CS for SB 97, CS for SB 183, SB 213, CS for SB 873, SB 154

Respectfully submitted,  
*Kenneth C. Jenne, Chairman*

The Committee on Governmental Operations recommends the following pass: SB 10, SB 172

The Committee on Judiciary-Criminal recommends the following pass: SB 886 with 2 amendments, SB 762

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 489, CS for SB 726 with 1 amendment

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

The Committee on Judiciary-Criminal recommends the following pass: CS for SB 705 with 2 amendments

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 1161

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

The Committee on Commerce recommends the following pass: CS for Senate Bills 101 and 288 with 2 amendments, SB 673 with 1 amendment, SB 1077 with 1 amendment

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 497

The Committee on Governmental Operations recommends the following pass: SB 1098 with 1 amendment

The Committee on Health and Rehabilitative Services recommends the following pass: SB 752

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

The Committee on Commerce recommends the following pass: SB 663

**The bill was referred to the Committee on Governmental Operations under the original reference.**

The Committee on Commerce recommends the following pass: SB 853

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 1223 with 2 amendments

**The bills contained in the foregoing reports were referred to the Committee on Health and Rehabilitative Services under the original reference.**

The Committee on Judiciary-Criminal recommends the following pass: SB 937, SB 1137 with 2 amendments

**The bills were referred to the Committee on Judiciary-Civil under the original reference.**

The Committee on Commerce recommends the following pass: SB 460 with 1 amendment

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

The Committee on Governmental Operations recommends the following pass: SB 343

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 1027 with 3 amendments

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

The Committee on Commerce recommends the following pass: SB 461, SB 658, SB 734

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 808, SB 777 with 1 amendment

The Committee on Health and Rehabilitative Services recommends the following pass: SB 422, SB 833

The Committee on Judiciary-Criminal recommends the following pass: SB 40 with 1 amendment, SB 778 with 2 amendments, SB 823, SB 885, SB 888 with 1 amendment, SB 1044, SB 327

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

The Committee on Commerce recommends a committee substitute for the following: SB 451

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

The Committee on Commerce recommends committee substitutes for the following: SB 600, Senate Bills 711 and 597, SB 935

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

The Committee on Commerce recommends a committee substitute for the following: Senate Bills 1056 and 1080

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 996

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: Senate Bills 639, 675 and 1146

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 1177

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 1155

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

The Committee on Commerce recommends committee substitutes for the following: SB 1, SB 601

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 894

The Committee on Governmental Operations recommends a committee substitute for the following: SB 1147

The Committee on Judiciary-Criminal recommends a committee substitute for the following: SB 576

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

**REQUESTS FOR EXTENSION OF TIME**

May 6, 1986

The Committee on Economic, Community and Consumer Affairs requests an extension of 15 days for consideration of the following: Senate Bills 31, 138, 140, 155, 180, 192, 200, 211, 214, 232, 233, 242, 257, 262, 271, 278, 303, 321, 323, 335, 351, 360, 375, 390, 400, 403, 421,

427, 429, 431, 434, 466, 471, 479, 480, 495, 506, 522, 529, 532, 538, 566, 599, 612, 625, 633, 636, 646, 652, 654, 665, 681, 692, 717, 718, 728, 753, 758, 761, 774, 783, 786, 795, 806, 839, 856, 868, 877, 895, 900, 904, 905, 906, 907, 908, 909, 910, 912, 913, 914, 915, 938, 940, 941, 942, 945, 952, 953, 954, 955, 958, 960, 967, 972, 973, 980, 998, 1000, 1009, 1010, 1026, 1042, 1058, 1059, 1081, 1083, 1086, 1087, 1100, 1101, 1127, 1130, 1131, 1132, 1133, 1138, 1143

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following: Senate Bills 187, 282, 474, 482

May 7, 1986

The Committee on Finance, Taxation and Claims requests an extension of 15 days for consideration of the following: Senate Bills 491, 509, 524, 528, 770

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following: Senate Bills 1028, 1034, 1036, 1049, 1053, 1071, 1090, 1093, 1107, 1139, 1142

**INTRODUCTION AND REFERENCE OF BILLS**

**First Reading**

By Senators Weinstein, McPherson and Scott—

**SB 1295**—A bill to be entitled An act relating to the Hollywood Reclamation District, Broward County; changing the name of the district to "South Broward Drainage District"; amending section 10, chapter 67-904, Laws of Florida; providing for an increase in the board of supervisors from three members to five members; providing for appointments and elections of the members of the board of supervisors; providing that all members of the board of supervisors must own land lying within the boundaries of the district; providing that, at elections of the members of the board of supervisors, fractions of an acre be treated as 1 acre entitling the landowner to one vote with respect thereto; amending section 12, chapter 67-904, Laws of Florida; providing for an increase in the allowable compensation for members of the board of supervisors; providing that the act take precedence over any conflicting law to the extent of the conflict; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Weinstein, McPherson and Scott—

**SB 1296**—A bill to be entitled An act relating to the Central Broward Drainage District, Broward County; amending section 4g. of chapter 61-1439, Laws of Florida, as amended; providing for an increase in the allowable compensation for commissioners; amending section 5 of chapter 61-1439, Laws of Florida, as amended; clarifying that the general election of the commissioners of the Central Broward Drainage District shall be held on the first Tuesday after the first Monday in November of even-numbered years; providing that a zone primary election shall be held only if there are more than two candidates for that zone; deleting or correcting provisions which have been impliedly repealed or superseded by the Florida Election Code; improving the clarity of the section and facilitating its correct interpretation; amending section 13k. of chapter 61-1439, Laws of Florida, as amended; replacing certain language erroneously omitted by previous amendment of the section; providing that this act shall take precedence over any conflicting law to the extent of such conflict; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Weinstein and Gordon—

**SCR 1297**—A concurrent resolution designating May 4-May 11, 1986 as the Days of Remembrance of the Victims of the Nazi Holocaust, commending the heroism of the Scandinavian people who rescued and sheltered Jews from the Nazi Holocaust by recognizing the organization "Thanks to Scandinavia," and recognizing the United States Holocaust Memorial Council.

—was referred to the Committee on Rules and Calendar.

By Senator Deratany—

**SB 1298**—A bill to be entitled An act relating to Brevard County; relating to the formation of a dependent Special District within an area including a portion of the City of Palm Bay, the City of West Melbourne, and Brevard County; establishing the Water Control District of South Brevard; providing legislative intent; providing definitions; establishing the boundaries of the District; providing for a Board of Directors; establishing the powers and duties of the District; providing for levy of an annual user fee until ad valorem tax established; providing for the power to tax by ad valorem tax and to levy special assessments; providing for enforcement of such taxes and assessments; authorizing award of cost and attorneys' fees; providing for the issuance of revenue bonds and general obligations bonds; establishing initial operation and maintenance costs of the District and the method of payment; providing that obstruction of a drainage canal or watercourse is a criminal offense; providing for damages; providing for expansion or contraction of the boundaries of the District; providing an effective date.

Proof of publication of the required notice was attached.

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

**SB 1299** was introduced and adopted May 6.

#### FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Commerce and Senators Gordon, Frank, Hair, Girardeau, Scott, Weinstein, Hill, Margolis, Meek, Grant, Kiser, Plummer, Malchon, Castor, Deratany, Dunn, Grizzle, McPherson, Gersten, Jenne, Mann, Kirkpatrick, Stuart and Neal—

**CS for SB 1**—A bill to be entitled An act relating to the Beverage Law; amending s. 562.51, F.S.; prohibiting licensees from discriminating against persons on specified grounds; amending s. 220.13, F.S.; disallowing business expenses paid to discriminating licensees; providing an effective date.

By the Committee on Education and Senator McPherson—

**CS for SB 115**—A bill to be entitled An act relating to alcohol and drug abuse; creating s. 233.0661, F.S., directing the Department of Education, in consultation with professionals in the field of alcohol and drug abuse and the Department of Highway Safety and Motor Vehicles, to establish an alcohol and drug abuse program; directing the State Board of Education to determine the contents of the program and its duration; providing required elements of the program; authorizing private schools to obtain approval of certain course curricula; creating s. 233.0662, F.S., creating the Alcohol and Drug Abuse Prevention and Education Trust Fund; providing funding; amending s. 316.193, F.S., providing a mandatory fine, to be deposited in such trust fund, for driving while under the influence of alcoholic beverages or other controlled substance or chemical or with an unlawful blood alcohol content or while intoxicated; amending s. 322.09, F.S., directing the Department of Highway Safety and Motor Vehicles not to issue any driver's license to any person under 18 years of age who does not present proof of satisfactory completion of an alcohol and drug abuse program; providing an effective date.

By the Committee on Education and Senator Vogt—

**CS for SB 414**—A bill to be entitled An act relating to the roofing of public educational facilities; requiring each district school board and each community college board of trustees to establish a roof maintenance program; prescribing elements of such program; prescribing minimum qualifications for roofing contractors who do work on public educational facilities; requiring the Department of Education to deny funding to a board which fails to establish or comply with a roof maintenance program; requiring the department to establish a program for certification of certain roofing inspectors and to establish and modify certain roof construction requirements; providing an effective date.

By the Committee on Commerce—

**CS for SB 451**—A bill to be entitled An act relating to financial planning; amending s. 517.021, F.S.; providing definitions; specifying that the term "investment adviser" may include certain persons who provide financial planning services; specifying exceptions; amending s. 517.12, F.S., relating to the registration of dealers, associated persons, investment advisers, and branch offices; amending s. 626.99, F.S., relating to life insurance solicitations and the use of certain terms; providing an effective date.

By the Committee on Personnel, Retirement and Collective Bargaining and Senator Hill—

**CS for SB 556**—A bill to be entitled An act relating to public employees collective bargaining; amending s. 447.203, F.S., modifying definition of "bargaining unit"; amending s. 447.403, F.S., relating to resolution of impasses; correcting a cross reference; requiring a public hearing before imposing an agreement when the parties have waived appointment of a special master; creating s. 447.604, F.S., providing for state certification of certain locally certified bargaining agents; repealing s. 447.603, F.S., relating to establishment of public employees collective bargaining commissions by local option; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Frank—

**CS for SB 576**—A bill to be entitled An act relating to prostitution; amending s. 796.07, F.S.; defining "sexual activity" for purposes of the prohibition against prostitution; deleting obsolete language; providing penalties; providing an effective date.

By the Committee on Personnel, Retirement and Collective Bargaining and Senator Malchon—

**CS for SB 583**—A bill to be entitled An act relating to retirement; amending ss. 112.05, 121.091, 122.16, 238.181, 321.203, F.S.; exempting any person age 62 or older from restrictions on reemployment after retirement; providing an effective date.

By the Committee on Commerce and Senator Crawford—

**CS for SB 600**—A bill to be entitled An act relating to alcoholic beverages and tobacco; amending ss. 210.70 and 561.12, F.S., and creating s. 561.025, F.S.; creating an Alcoholic Beverage and Tobacco Trust Fund and providing for deposit of specified funds therein; creating ss. 563.025 and 564.025, F.S.; imposing a surtax on license fees for vendors of beer and wine; creating ss. 563.045 and 564.041, F.S.; requiring brand registration for beer and wine; providing fees; providing a penalty; amending s. 565.09, F.S.; increasing the brand registration fee for spirituous liquors; amending s. 215.22, F.S.; authorizing a service charge deduction from the trust fund; providing an effective date.

By the Committee on Commerce and Senators Fox and Kiser—

**CS for SB 601**—A bill to be entitled An act relating to the Beverage Law; creating s. 561.67, F.S.; providing for a written statement of reclamation of goods issued to a licensed distributor of spirituous and vinous beverages; providing for reclamation and satisfaction of reclamation; limiting liability for certain persons; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business Regulation to adopt rules; providing an effective date.

By the Committee on Economic, Community and Consumer Affairs and Senators Deratany, Dunn and McPherson—

**CS for SB's 639, 675 and 1146**—A bill to be entitled An act relating to local government code enforcement boards; amending ss. 162.02, 162.03, 162.04, 162.05, 162.06, 162.07, 162.08, 162.09, and 162.11, F.S.; revising intent relating to jurisdiction of such boards; authorizing creation of more than one board by a local government; providing that a hearing shall be held with respect to certain repeated violations even if the violation has been corrected; providing exceptions to notice requirements for certain violations; providing for conduct of hearings; providing application of fines to repeated violations; providing for imposition of liens and specifying the duration of liens; providing for delivery of notices; providing an effective date.

By the Committee on Commerce and Senators D. Childers and Hair—

**CS for SB's 711 and 597**—A bill to be entitled An act relating to the Beverage Law; amending ss. 561.01, 561.37, 561.54, 562.15, 562.34, 562.41, 562.47, 563.02, 563.05, 564.01, 564.02, 564.04, 564.06, 565.01, 565.08, 565.12, 567.001, 568.01, 568.07, F.S.; defining "alcoholic beverage" to mean a beverage containing not less than one-half of 1 percent of alcohol by volume, rather than more than 1 percent by weight; converting percentages of alcohol by weight to percentages by volume; clarifying definitions of "liquor" and "distilled spirits"; repealing s. 562.113, F.S., relating to the drinking age for active duty military personnel; amending s. 564.02, F.S.; defining authorized sales under beer and wine licenses; providing an effective date.

By the Committee on Economic, Community and Consumer Affairs—

**CS for SB 894**—A bill to be entitled An act relating to opticianry; amending s. 484.001, F.S.; providing purpose; amending s. 484.002, F.S.; modifying the definition of opticianry; amending s. 484.005, F.S.; modifying the board's authority to make rules; amending s. 484.007, F.S.; modifying licensure requirements; amending s. 484.012, F.S.; modifying requirements for prescriptions, filing, and duplication of prescriptions; amending s. 484.013, F.S.; providing violations and penalties; amending s. 484.014, F.S.; establishing grounds for disciplinary actions; amending s. 484.015, F.S.; modifying the purposes for which the Department of Professional Regulation may inspect; amending s. 484.016, F.S.; providing for prosecution of criminal violations; amending s. 484.019, F.S.; providing a saving clause; providing for future review and repeal; providing an effective date.

By the Committee on Education and Senators Castor, Mann, Malchon, Stuart and Neal—

**CS for SB 927**—A bill to be entitled An act relating to environmental education; creating the "Comprehensive Environmental Education Act"; creating the Commission on Comprehensive Environmental Education, an advisory body on environmental education; prescribing commission membership, terms of office, frequency of meetings, and duties; providing for reimbursement for travel expenses and per diem; assigning the administration of the commission to the Department of Education; requiring the commission to submit a report and a comprehensive plan to the State Board of Education and to the Legislature; providing for future repeal and review pursuant to the Sundown Act; providing an effective date.

By the Committee on Commerce and Senator Kiser—

**CS for SB 935**—A bill to be entitled An act relating to the beverage law; creating s. 561.68, F.S.; providing for licensing of distributor's salesmen of spirituous and vinous beverages; providing an effective date.

By the Committee on Economic, Community and Consumer Affairs and Senators Dunn, Fox, Thurman and Kirkpatrick—

**CS for SB 996**—A bill to be entitled An act relating to veterans affairs; creating s. 20.37, F.S., to create a Department of Veterans Affairs; amending s. 20.31, F.S., to transfer the Division of Veterans' Affairs to the department; amending s. 292.04, F.S., relating to the Florida Commission on Veterans Affairs; transferring the commission to the department; amending s. 292.05, F.S., relating to the duties of the department; repealing s. 292.07, F.S., relating to the appointment of veterans' affairs officers; repealing s. 295.124, F.S., relating to the state approving agency for purposes of certain veterans' education and training; directing that changes in terminology in the Florida Statutes be made; providing an appropriation; providing an effective date.

By the Committee on Economic, Community and Consumer Affairs and Senators Meek, Neal, Frank, Kirkpatrick, Thomas, Margolis and Deratany—

**CS for SB 1030**—A bill to be entitled An act relating to affordable housing; creating part VI of chapter 420, F.S., consisting of ss. 420.601-420.609; creating s. 420.601, F.S., entitling part VI as the "Florida Affordable Housing Act of 1986"; creating s. 420.6015, F.S., providing legislative findings; creating s. 420.602, F.S., providing definitions; creating s. 420.603, F.S., creating the Florida Affordable Housing Trust Fund and providing for administration and disposition thereof; creating s. 420.604, F.S.; providing legislative findings and intent; establishing the Florida Affordable Housing Demonstration Program; providing for notice; providing for designation of demonstration areas in accordance with specified criteria; providing for advertisement and solicitation of proposals; providing application procedure; granting preference to demonstration areas for programs implemented under part VI; creating s. 420.605, F.S., establishing a zero- or reduced-interest loan program; providing intent; providing uses of and restrictions on loan funds; providing powers of the Florida Housing Finance Agency; creating s. 420.606, F.S.; providing legislative findings and purpose; directing the Department of Community Affairs to provide training and technical assistance to community-based organizations; providing powers of the department; creating s. 420.607, F.S., establishing a loan program to assist community-based organizations in meeting certain predevelopment expenses associated with housing development; providing uses of and restrictions on loan funds; providing application procedure; providing powers of the department; creating s. 420.608, F.S.; providing legislative findings and purpose; providing for

an inventory of publicly owned lands and buildings; requiring a report; providing powers of the department; creating s. 420.609, F.S., creating the Affordable Housing Study Commission; providing for membership, organization, expenses, appointment, and termination; providing for certain assistance; providing duties; requiring reports; creating part VII of chapter 420, F.S., consisting of ss. 420.701-420.713; creating s. 420.701, F.S., entitling part VII as the "Florida Mobile Home Relocation Site Acquisition and Development Act of 1986"; creating s. 420.702, F.S., providing legislative findings; creating s. 420.703, F.S., providing definitions; creating s. 420.704, F.S., creating the Mobile Home Relocation Site Acquisition and Development Trust Fund; creating s. 420.705, F.S., providing for loans for acquisition and development of suitable sites for relocation parks; providing restrictions; creating s. 420.706, F.S., providing terms of loan agreements; creating s. 420.707, F.S., providing for rules; creating s. 420.708, F.S., providing for development of loan application procedure; creating s. 420.709, F.S., providing for expiration of lending authority; creating s. 420.710, F.S., providing procedures upon default; creating s. 420.711, F.S., providing recourse upon failure or inability to develop; creating s. 420.712, F.S., providing for disposition of property accruing to state; creating s. 420.713, F.S., declaring certain lands to be taxable; amending ss. 420.503, 420.508, and 420.509, F.S., providing an exception to the requirement that bonds issued by the Florida Housing Finance Agency be rated; providing an appropriation; providing for allocation of specified amounts to specified programs; providing an effective date.

By the Committee on Commerce and Senator Thurman—

**CS for SB's 1056 and 1080**—A bill to be entitled An act relating to cemetery companies; amending s. 497.006, F.S.; revising criteria for determining the need for new cemeteries; amending s. 497.033, F.S.; modifying review provisions of cemetery company bylaws by the Department of Banking and Finance with respect to the requirements of ch. 120, F.S.; creating s. 497.091, Florida Statutes; requiring owners of burial rights to keep cemeteries informed of their addresses; providing abandonment proceedings; providing procedures for the sale of abandoned burial rights and for the use of proceeds from such sales; providing for corresponding burial rights or refunds to the former owner of abandoned burial rights under certain circumstances; providing retroactivity; providing an effective date.

By the Committee on Governmental Operations and Senators Peterson and Crawford—

**CS for SB 1147**—A bill to be entitled An act relating to the Florida Institute of Phosphate Research; amending s. 378.101; authorizing the institute to adopt rules; providing an effective date.

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

**CS for SB 1155**—A bill to be entitled An act relating to impaired practitioners, creating s. 455.2287, F.S.; establishing an Impaired Practitioners Committee; providing for approval of treatment providers; providing for appointment of impaired practitioner consultants; providing for involvement of a board's probable cause panel; providing that certain collaboration between a treatment provider or consultant and the practitioner is a felony of the third degree; providing penalties; repealing s. 458.3315, F.S., relating to impaired medical physicians; s. 461.0132, F.S., relating to impaired podiatrists, s. 464.0185, F.S., relating to impaired nurses, s. 465.0165, F.S., relating to impaired pharmacists, and s. 474.2141, F.S., relating to impaired veterinarians; providing an effective date.

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

**CS for SB 1177**—A bill to be entitled An act relating to child welfare training; amending s. 28.101, F.S.; requiring an additional charge upon filing a petition for dissolution of marriage for deposit into the Child Welfare Training Trust Fund; amending s. 382.35, F.S.; increasing the fee for furnishing a certified birth certificate or birth record and providing for deposit into the Child Welfare Training Trust Fund; creating s. 402.40, F.S.; providing legislative intent; providing definitions; providing for the establishment of child welfare training academies; establishing the Child Welfare Standards and Training Council; providing for membership of the council and terms of office; providing functions; providing for annual reports; providing for expenses; requiring the Department of Health and Rehabilitative Services to establish a child welfare training program; creating a Child Welfare Training Trust Fund; requiring an assessment on court costs of persons convicted of certain law violations

and on certain bond estreature or forfeited bail bonds; providing for receipt of other funding; providing for reversion of unexpended funds to the trust fund; providing for review and repeal; providing an effective date.

By the Committee on Agriculture and Senator D. Childers—

**CS for SB 1241**—A bill to be entitled An act relating to pesticides; amending s. 487.0615, F.S., specifying a time framework for certain action by the Pesticide Review Council; amending s. 487.081, F.S., deleting an exemption from registration and labeling requirements; amending s. 487.158, F.S., providing additional grounds for disciplinary action and penalties under the Florida Pesticide Law; providing an effective date.

By the Committee on Agriculture and Senator Grant—

**CS for SB 1245**—A bill to be entitled An act relating to education; directing the Postsecondary Education Planning Commission to study the feasibility of creating a 2-year agricultural education program; providing for the commission to seek input from representatives of the agriculture community; providing an effective date.

#### MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State SB 178 which he approved on May 8, 1986.

#### 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 10, HB 28, CS for HB 72, CS for HB 115, HB 197, CS for HB 252, House Bills 258, 372, 398, CS for HB 450, House Bills 490, 491, 515, 624, 763, CS for HB 857, House Bills 955, 965, 968, 977, 1033, 1090, 1106, 1147, 1174, 1175, 1217; has passed as amended House Bills 288, 374, 394, 427, 477, CS for HB 617, House Bills 954, 963, 971, 1190; has passed as amended by the required constitutional three-fifths vote of the membership of the House CS for HJR 71 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Higher Education and Representative Easley—

**CS for HB 10**—A bill to be entitled An act relating to education; providing for substitution for requirements for admission to certain institutions for certain impaired and learning disabled persons; providing for substitution for requirements for graduation, program admission, or upper division entry under certain circumstances; providing for rules; providing an effective date.

—was referred to the Committee on Education.

By Representatives Davis and Gonzalez-Quevedo—

**HB 28**—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; providing intent; providing definitions; requiring the department to establish a system of outcome evaluation of services provided by its Children, Youth, and Families Program Office; providing for reports; providing duties of the program office advisory council; providing an effective date.

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

By the Committee on Judiciary and Representative Robinson and others—

**CS for HB 72**—A bill to be entitled An act relating to constitutional amendments; creating s. 16.065, F.S.; requiring the Secretary of State to submit amendments proposed by initiative petition to the Attorney General; requiring the Attorney General to request an advisory opinion from the Supreme Court; amending s. 100.371, F.S.; requiring the Supreme Court to issue an advisory opinion prior to ballot certification; providing an effective date.

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

By the Committee on Commerce and Representative Hill and others—

**CS for HB 115**—A bill to be entitled An act relating to worthless checks; amending s. 68.065, F.S., providing treble damages for failure to pay a worthless check; providing a minimum penalty for failure to pay a worthless check; providing a service charge; providing an exception; amending s. 832.07, F.S., providing conforming language; providing an effective date.

—was referred to the Committee on Commerce.

By Representatives Locke and Hanson—

**HB 197**—A bill to be entitled An act relating to legal holidays; amending s. 683.01, F.S., relating to the observance of Memorial Day; providing an effective date.

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

By the Select Committee on Claims and Representative Harris—

**CS for HB 252**—A bill to be entitled An act for the relief of Gloria D. Herbert; providing an appropriation to compensate her for property damages incurred when her automobile was stolen and destroyed by two inmates from the DeSoto START Center in Arcadia, Florida; providing an effective date.

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

By Representative Upchurch (by request)—

**HB 258**—A bill to be entitled An act for the relief of Father Thomas P. Walsh; providing an appropriation to compensate him for losses incurred due to the acts or omissions of the Department of Education; providing an effective date.

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

By Representative Upchurch and others—

**HB 372**—A bill to be entitled An act relating to concurrent jurisdiction; providing that the United States Government and the Governor of the State of Florida or competent local authorities may enter into written agreements for the concurrent exercise of jurisdiction over lands within the State of Florida; providing an effective date.

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

By Representative Drage—

**HB 398**—A bill to be entitled An act for the relief of Robert B. McCombs; providing an appropriation to compensate him for the loss of his right leg due to the negligence of the Department of Corrections; providing an effective date.

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

By the Committee on Governmental Operations and Representative Hargrett—

**CS for HB 450**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; providing for confidentiality of complaints and records relating to certain discriminatory practices filed with certain state and local governmental agencies; providing for removal of confidentiality; providing for access to such records; providing for review and repeal; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Representative Peebles—

**HB 490**—A bill to be entitled An act relating to Charlotte County; merging and transferring all functions, powers and title to all property of the Port Charlotte-Charlotte Harbor Fire Control District to Charlotte County; providing for the disposition of assets of the district and for the assumption of its liabilities; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Peeples—

**HB 491**—A bill to be entitled An act relating to Charlotte County; merging and transferring all functions, powers and title to all property of the Charlotte South Fire Control District to Charlotte County; providing for the disposition of assets of the district and for the assumption of its liabilities; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Shackelford—

**HB 515**—A bill to be entitled An act relating to Manatee County; amending section 3 of chapter 85-461, Laws of Florida, relating to the Manatee County Fire Prevention Code Enforcement Board and Manatee County Fire Marshal Appeals Board; providing that chapter 85-461, Laws of Florida, which created said boards shall be repealed on July 1, 1991; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Metcalf—

**HB 624**—A bill to be entitled An act relating to respiratory care; amending ss. 468.351, 468.352, 468.354, 468.355, 468.357, 468.358, 468.359, 468.365, 468.366, and 468.368, F.S.; replacing the term “respiratory therapy technician” with the term “respiratory care practitioner” throughout part V of chapter 468, F.S.; clarifying language; providing respective abbreviations for respiratory care practitioners and certain respiratory therapists; providing an effective date.

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

By Representatives Mitchell and Stewart—

**HB 763**—A bill to be entitled An act relating to education; amending s. 232.425, F.S.; providing for student eligibility for participation in interscholastic extracurricular activities for the first grading period of each new school year; providing an effective date.

—was referred to the Committee on Education.

By the Select Committee on Claims and Representative Allen—

**CS for HB 857**—A bill to be entitled An act for the relief of the estate of Paul D. Huddleston; providing an appropriation to compensate the estate from funds in the State Retirement System Trust Fund; providing an effective date.

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

By Representative Lewis and others—

**HB 955**—A bill to be entitled An act relating to the City of Jacksonville; amending Chapter 2 of Article 7 of Chapter 67-1320, Laws of Florida, as amended; providing that the General Counsel of the City of Jacksonville and the Assistant Counsels appointed by him shall not engage in the private practice of law but shall devote their full time and attention to the legal affairs of the City; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Gibbons and others—

**HB 965**—A bill to be entitled An act relating to the City of Tampa and Hillsborough County; repealing chapter 29133, Laws of Florida, 1953, relating to the creation of the Hillsborough County Law Center Authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Gibbons and others—

**HB 968**—A bill to be entitled An act relating to Hillsborough County; amending section 14 of chapter 85-424, Laws of Florida, relating to the Hillsborough County Civil Service Act of 1985; providing for an increase in the appropriation for civil service; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Shackelford—

**HB 977**—A bill to be entitled An act relating to Manatee County; amending section 15 of chapter 84-475, Laws of Florida, relating to special assessments of the Palmetto Fire Control District; providing a maximum amount which may be assessed against a parcel containing undivided acreage; deleting a distinction between travel trailers and temporary travel trailers; providing that the assessment for any travel trailer space shall be the same as for a mobile home space; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Crotty and others—

**HB 1033**—A bill to be entitled An act relating to Orange County; amending chapter 57-1643, Laws of Florida; increasing the number of members of the Advisory Committee for the Lake Conway Water and Navigation Control Board from three members to five members; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Hodges—

**HB 1090**—A bill to be entitled An act relating to Levy County; repealing chapters 65-1845, and 67-1645, Laws of Florida; abolishing the Levy County Port Authority; providing that Levy County shall succeed to all rights, duties, assets, and obligations of the former Levy County Port Authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative R. C. Johnson and others—

**HB 1106**—A bill to be entitled An act relating to Bay County; providing for enforcement of the Animal Control Ordinance; authorizing the designation of enforcement officers; providing for the issuance of citations requiring compliance with the Animal Control Ordinance; allowing specific penalties for violation thereof; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative M. E. Hawkins—

**HB 1147**—A bill to be entitled An act relating to Collier County, Florida; providing definitions and declaration of policy; authorizing said County to operate or contract for the ownership and operation of a solid waste disposal and resource recovery system for the disposal of garbage and other waste matter and the recovery of energy and other resources; authorizing Collier County to require the use of the facilities of the solid waste disposal and resource recovery system by all of the inhabitants and entities of Collier County, including all municipalities; authorizing the governing body to prescribe and collect reasonable charges for the services and facilities of the solid waste disposal and resource recovery system; authorizing the lease of facilities or authorizing the County to contract for private ownership and operation of its facilities; authorizing emergency disposal by individual political subdivisions and providing other powers and authority; providing for annual audit; providing for collection of charges; providing for grants, loans and contributions; providing for lease of facilities and establishment of transfer station; repealing and subordinating any inconsistent or conflicting powers granted to any municipality or other body within Collier County; providing for enforcement, prohibiting annexation; providing for the effect of state general laws; providing for antitrust exemptions; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

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

By the Committee on Judiciary and Representative Dudley—

**HB 1174**—A bill to be entitled An act relating to guardianship; amending s. 744.441, F.S., increasing the maximum amount payable for funeral, interment, and grave-marker expenses for the ward by the guardian; amending s. 744.521, F.S.; providing that where a guardian has been unable to locate the ward through diligent search the guardian may be discharged; creating s. 744.534, F.S.; providing for the disposition of unclaimed funds held by the guardian; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committee on Judiciary and Representative Dunbar and others—

**HB 1175**—A bill to be entitled An act relating to condominiums and cooperatives; amending s. 718.111, F.S., relating to assessments by condominium associations; amending s. 718.112, F.S., relating to the vote required to amend condominium bylaws and relating to transfer fees; amending s. 718.608, F.S., relating to notice of intended conversion; amending s. 719.103, F.S., providing definitions; creating s. 719.1035, F.S., providing for the creation of cooperatives; amending s. 719.104, F.S., providing for cooperative records; providing for assessments; providing for purchase of leases; amending s. 719.105, F.S., relating to appurtenances to cooperative parcels; amending s. 719.106, F.S., relating to bylaws and cooperative ownership; amending s. 719.107, F.S., relating to common expenses and assessments; amending s. 719.108, F.S., providing for rents and assessments, liability, liens, interest and collections; amending s. 719.109, F.S., providing for the right of owners to peaceably assemble; amending s. 719.110, F.S., relating to limitations on actions by the cooperative association; amending s. 719.111, F.S., relating to attorney's fees; amending s. 719.112, F.S., relating to the unconscionability of certain leases and rebuttable presumptions; creating s. 719.114, F.S., providing for the separate taxation of cooperative parcels; providing for the survival of contractual provisions after tax sale; creating s. 719.1255, F.S., providing for the voluntary arbitration of certain disputes; amending s. 719.202, F.S., providing for sales or reservation deposits prior to closing; amending s. 719.203, F.S., relating to warranties; amending s. 719.301, F.S., relating to transfer of association control; amending s. 719.302, F.S., relating to agreements entered into by the association; amending s. 719.303, F.S., relating to obligations of cooperative owners; amending s. 719.304, F.S., relating to the association's right to amend cooperative documents; amending s. 719.401, F.S., providing an exemption to certain leasehold provisions; providing criteria for the application of current leasehold provisions with respect to certain cooperatives; amending s. 719.403, F.S., providing criteria for phase cooperatives; amending s. 719.501, F.S., relating to the powers and duties of the Division of Florida Land Sales, Condominiums, and Mobile Homes of the Department of Business Regulation; amending s. 719.502, F.S., relating to filing prior to sale or lease; amending s. 719.503, F.S., relating to disclosure prior to sale; amending s. 719.504, F.S., relating to required elements in the prospectus or offering circular; amending s. 719.506, F.S., relating to the publication of false and misleading information; amending s. 719.606, F.S., providing for the termination of certain rental agreements with respect to the conversion of existing improvements to cooperatives; amending s. 719.608, F.S., relating to notice of intended conversion; amending s. 719.61, F.S., relating to notices; amending s. 719.612, F.S., relating to the right of first refusal; amending s. 719.616, F.S., relating to the disclosure of certain information concerning cooperative improvements; amending s. 719.618, F.S., relating to warranties; providing an effective date.

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

By Representative Carlton and others—

**HB 1217**—A bill to be entitled An act relating to designation of state buildings; requiring the Board of Regents of the Division of Universities of the Department of Education to name the athletic building at the University of Central Florida the Wayne Densch Sports Center; requiring the board to erect suitable markers; providing an effective date.

(Substituted for SB 1075 on the consent calendar this day.)

By Representative Sample and others—

**HB 288**—A bill to be entitled An act relating to the Florida Deceptive and Unfair Trade Practices Act; creating s. 501.2045, F.S., prohibiting a seller in certain transactions from representing goods as new or original

when they are not new or original; providing a penalty; providing an effective date.

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

By Representative Upchurch—

**HB 374**—A bill to be entitled An act relating to elections; amending s. 103.101, F.S.; providing for the omission of a presidential candidate's name and his delegates' names from the presidential preference primary election ballot when such candidate is the only candidate of a political party for such office; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Representative Metcalf—

**HB 394**—A bill to be entitled An act for the relief of Jose Cobo and the Cobo Company, Inc.; providing an appropriation in compensation for expenses and attorney's fees incurred in a contract dispute suit against the Department of General Services; providing an effective date.

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

By Representative Hodges—

**HB 427**—A bill to be entitled An act relating to Taylor County; amending sections 1 and 3 of chapter 59-1926, and section 4 of chapter 59-1927, Laws of Florida, as amended; removing the limitation on the amount of money the Taylor County Board of County Commissioners may contribute to the Taylor County Development Authority; providing for the appointment of one member of the authority by the Perry City Council; providing for staggered terms of office for members of the authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Martinez—

**HB 477**—A bill to be entitled An act relating to state roads; amending section 335.15, F.S.; providing notice on state roads; creating section 336.07, F.S.; providing notice on county and city streets; amending s. 337.406, F.S.; requiring prior Department of Transportation approval for any state road closure due to a special event; providing an effective date.

—was referred to the Committee on Transportation.

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

**CS for HB 617**—A bill to be entitled An act relating to public accountancy; amending s. 473.308, F.S.; providing for a waiver of a portion of the educational requirements for certain applicants for licensure; amending s. 473.317, F.S.; authorizing the Florida Legislature to reopen certain competitive negotiation procedures; providing an effective date.

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

By Representative Lewis and others—

**HB 954**—A bill to be entitled An act relating to the City of Jacksonville; amending section 5.10 of chapter 67-1320, Laws of Florida, as amended, relating to the duties of the Council Auditor; amending paragraph (2) of subsection 3.01(e) of chapter 67-1320, Laws of Florida, as amended, to provide that those matters prescribed by the charter relating to the Council Auditor's Office can be amended only after approval by referendum of the electors; providing for the superseding of any law or ordinance inconsistent with the provisions of this act and prohibiting the enactment of any ordinance in conflict herewith; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Hargrett and others—

**HB 963**—A bill to be entitled An act relating to historic preservation; amending s. 266.408, F.S.; revising the membership of the Barrio Latino Commission, the architectural review board for the Ybor City Historic District; providing an effective date.

Proof of publication of the required notice was attached.  
 —was referred to the Committee on Governmental Operations.

By Representatives Shackelford and Jennings—

**HB 971**—A bill to be entitled An act relating to Sarasota and Manatee Counties; amending section 3 of chapter 77-651, Laws of Florida, the Sarasota-Manatee Airport Authority Act; providing that members of the authority shall be reimbursed for mileage as provided in s. 112.061, Florida Statutes, from their place of residence to place of meeting and return, and for vicinity mileage incurred in the performance of their duties; providing insurance coverage for members traveling on official business; authorizing the payment of an annual salary of \$1 for members of the authority; providing an effective date.

Proof of publication of the required notice was attached.

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

By the Committee on Governmental Operations and Representative Kelly—

**HB 1190**—A bill to be entitled An act relating to state attorneys; amending s. 27.151, F.S., which allows an exemption from public records requirements for executive orders assigning state attorneys to other circuits and for reports to the Legislature thereon; saving such exemption from repeal; providing criteria for confidentiality; providing confidentiality procedures and specifying when an order may be disclosed; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Judiciary and Representative Robinson and others—

**CS for HJR 71**—A joint resolution proposing the addition of Section 10 to Article IV and the amendment of Section 3 of Article V of the State Constitution relating to the Attorney General and the Supreme Court.

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

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

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendments and passed HB 127, as amended.

*Allen Morris, Clerk*

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

I am directed to inform the Senate that the House of Representatives has passed SB 170 and has adopted SCR 961.

*Allen Morris, Clerk*

The bills contained in the foregoing message were ordered enrolled.

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motions by Senator Jenne, by two-thirds vote SB 129, CS for SB 536, CS for SB 1147, Senate Bills 541, 213 and 490 were added to the consent calendar to be taken up following consideration of bills on the local calendar.

On motion by Senator Jenne, by two-thirds vote Senate Bills 161, 272, 579, 238, 40, 588, 413, 371, CS for SB 586, CS for SB 510, CS for SB 971 and CS for CS for SB 325 were removed from the consent calendar.

On motion by Senator Thomas, the rules were waived and by two-thirds vote SR 1259 was withdrawn from the Committee on Rules and Calendar.

**Consideration of Resolutions**

On motion by Senator Thomas—

**SR 1259**—A resolution honoring Girl Scouts who have earned the highest Scouting awards.

WHEREAS, the Girl Scouts of this state who have earned their Gold Awards and Silver Awards, the highest awards in Girl Scouting, will be honored in a ceremony at the Governor's Mansion May 8, 1986, and

WHEREAS, the Girl Scouts' program is prominent among youth organization programs that promote valuable attributes including self-respect, concern for others, and patriotism, and

WHEREAS, these leaders of tomorrow will someday serve in the executive, legislative, and judicial offices of this state, and

WHEREAS, the Senate recognizes that these young people are our most precious asset, NOW, THEREFORE,

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

That the Florida Senate honors the Girl Scouts of Florida, commends those girls who are receiving the Gold Awards and Silver Awards, and recognizes the valuable contributions made by Girl Scouts in every community of our great state.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to Betty Jane Ebel, Executive Director of the Apalachee Bend Girl Scouts Council, as a tangible token of the sentiments expressed herein.

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

On motion by Senator Stuart, the rules were waived and by two-thirds vote SR 249 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Stuart—

**SR 249**—A resolution commending the Southern Ballet Theatre of Orlando for their artistic contributions to the state.

WHEREAS, the Southern Ballet Theatre of Orlando has, for over ten years, presented a variety of classical and modern ballet programs throughout Florida and the Southeast, and

WHEREAS, the General Manager of the Southern Ballet Theatre, Kip Watson, and its Artistic Director, Barbara Riggins, are passing on to a generation of young Florida dancers knowledge gained from training under masters such as the late George Balanchine, and

WHEREAS, the International Artists Series is deserving of commendation for bringing the Southern Ballet Theatre, along with other world-renowned artists, to South Florida, and for providing ballet scholarships to Florida's young people, NOW, THEREFORE,

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

That the members of the Florida Senate commend the Southern Ballet Theatre for its contributions to the artistic life of the state, and the International Artists Series for presenting the performances of the Southern Ballet Theatre and other major artists in South Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to the Southern Ballet Theatre as a tangible token of the sentiments expressed herein.

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

Senator Stuart introduced to the Senate Kip Watson, manager of the Southern Ballet Theatre. The President requested Senator Stuart to escort Mr. Watson to the rostrum where he was presented a copy of the resolution.

**CONSENT CALENDAR**

**SB 808**—A bill to be entitled An act relating to local governmental authorities; amending ss. 159.45, 159.605, 159.703, 243.21, F.S.; providing for an increased membership for certain local government industrial development, housing finance, research and development, and educational facilities authorities; requiring a majority quorum for such authorities; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote SB 808 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Crenshaw	Girardeau	Jennings
Beard	Deratany	Gordon	Johnson
Castor	Dunn	Grant	Kirkpatrick
Childers, D.	Fox	Grizzle	Kiser
Childers, W. D.	Frank	Hill	Langley
Crawford	Gersten	Jenne	Malchon

Mann	Neal	Stuart	Weinstein
Margolis	Peterson	Thomas	
McPherson	Plummer	Thurman	
Myers	Scott	Vogt	

Nays—None

Vote after roll call:

Yea—Hair

**CS for SB 61**—A bill to be entitled An act relating to ultralight vehicles and operators; defining the term “ultralight vehicle”; providing for the registration of pilots and instructors of such vehicles; providing for the registration of ultralight vehicles prohibiting the operation of such vehicles in certain areas without prior approval; providing for future review and repeal in accordance with the Regulatory Sunset Act; providing an effective date.

—was read the second time by title. On motion by Senator D. Childers, by two-thirds vote CS for SB 61 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Hair, Jenne

**SB 923**—A bill to be entitled An act relating to the Historic Pensacola Preservation Board of Trustees; creating s. 266.109, F.S.; providing for direct-support organizations; specifying requirements; providing for use of property of the board by direct-support organizations under certain circumstances; providing for annual audits of direct-support organizations; providing for confidentiality of certain donor information; exempting certain records from the public records law; providing for expiration and future legislative review of such exemptions; amending s. 266.107, F.S.; changing the membership of the architectural review board of the City of Pensacola; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations recommended the following amendment which was moved by Senator W. D. Childers and adopted:

**Amendment 1**—On page 3, lines 11-13, strike “The exemption of such data from chapter 119 is subject to the ‘Open Government Sunset Review Act’ in accordance with s. 119.14.”

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

**Amendment 2**—On page 3, between lines 13 and 14, insert:

Section 2. Paragraph (a) of subsection (2) of section 266.107, Florida Statutes, is amended to read:

266.107 Powers of governing body of City of Pensacola; architectural review board.—

(2) ARCHITECTURAL REVIEW BOARD; MEMBERSHIP; TERMS; POWERS; EXPENDITURES.—

(a)1. Membership.—The architectural review board shall be composed of the following members:

a.1. Two members from the Historic Pensacola Preservation Board of Trustees;

b.2. A property owner residing in the City of Pensacola to be appointed by the city council ~~The city planner of the City of Pensacola;~~

c.2. The chairman of the Pensacola Planning Board;

d.4. One member at large who shall be a resident of Escambia County; and

e.5. Two members who are members of the American Institute of Architects and whose principal place of business or residence is in Escambia County.

2. Advisor.—The city planner shall be an advisor to the architectural review board.

(Renumber subsequent section.)

**Amendment 3**—In title, on page 1, line 13, after the semicolon (;) insert: amending s. 266.107, F.S.; changing the membership of the architectural review board of the City of Pensacola;

On motion by Senator W. D. Childers, by two-thirds vote SB 923 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Hair, Jenne

On motion by Senator W. D. Childers, the rules were waived and SB 923 after being engrossed was ordered immediately certified to the House.

**SB 199**—A bill to be entitled An act relating to the administration of decedents' estates; amending s. 733.304, F.S.; providing that a person who is not domiciled in this state, but who is a child of a person to whom the decedent was married at the time the decedent's will or codicil nominating such child as personal representative was executed may qualify as personal representative; providing an effective date.

—was read the second time by title. On motion by Senator Crawford, by two-thirds vote SB 199 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Jenne, Peterson

**SB 408**—A bill to be entitled An act relating to elections; amending s. 98.301, F.S.; requiring the clerk of the circuit court to furnish to the Secretary of State lists of persons convicted of a felony, adjudicated mentally incompetent, or whose mental competency has been restored; requiring the Secretary of State to compile and furnish such lists to each supervisor of elections; providing an effective date.

—was read the second time by title. On motion by Senator Deratany, by two-thirds vote SB 408 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

**CS for SB 352**—A bill to be entitled An act relating to conservation easements; amending s. 704.06, F.S.; providing that conservation easements shall include a right or real property interest which is appropriate to retain the structural integrity or physical appearance of sites or properties of historical, architectural, archaeological, or cultural significance; providing conforming language; providing an effective date.

—was read the second time by title.

Senator Frank moved the following amendment which was adopted:

**Amendment 1**—On page 2, between lines 26 and 27, insert:

Section 2. For the purpose of incorporating the amendment to subsection (1) of section 704.06, Florida Statutes, in references thereto, paragraph (b) of subsection (1) and paragraph (b) of subsection (6) of section 193.501, Florida Statutes, are reenacted to read:

193.501 Assessment of environmentally endangered lands or lands used for outdoor recreational or park purposes when land development rights have been conveyed or conservation restrictions have been covenanted.—

(1) The owner or owners in fee of any land qualified as environmentally endangered pursuant to paragraph (6)(h), and so designated by formal resolution of the governing board of the county within which such land is located, or any land which is utilized for outdoor recreational or park purposes may, by appropriate instrument, for a term of not less than 10 years:

(b) Covenant with the governing board of any county in this state within which the land is located, or with the Board of Trustees of the Internal Improvement Trust Fund, that such land be subject to one or more of the conservation restrictions provided in s. 704.06(1) or not be used by the owner for any purpose other than outdoor recreational or park purposes.

(6) The following terms whenever used as referred to in this section have the following meanings unless a different meaning is clearly indicated by the context:

(b) "Conservation restriction" means a limitation on a right to the use of land for purposes of conserving or preserving land or water areas predominantly in their natural, scenic, open, or wooded condition. The limitation on rights to the use of land may involve or pertain to any of the activities enumerated in s. 704.06(1).

(Renumber subsequent section.)

On motion by Senator Frank, by two-thirds vote CS for SB 352 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

**SB 1044**—A bill to be entitled An act relating to arrests; amending s. 901.19, F.S.; providing that a law enforcement officer may enter a building or property to make an arrest without announcing his authority and purpose if another law enforcement officer is within such building or property; providing an effective date.

—was read the second time by title. On motion by Senator Gersten, by two-thirds vote SB 1044 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—1

Gordon

Vote after roll call:

Yea—Jenne

**SB 241**—A bill to be entitled An act relating to vessels and outboard motors; amending ss. 328.07, 860.20, F.S.; providing for seizure and forfeiture proceedings against certain unidentifiable vessels and outboard motors; requiring replacement identification numbers be issued pursuant to court order; prohibiting the counterfeiting of manufacturer's identification plates or decals for vessels and outboard motors; providing penalties; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Criminal recommended the following amendments which were moved by Senator McPherson and adopted:

**Amendment 1**—On page 1, lines 23 and 24, strike "by subsection (1) have been altered, removed, destroyed, covered, or defaced, and" and insert: *by subsection (1) do not exist or have been altered, removed, destroyed, covered, or defaced or*

**Amendment 2**—On page 3, line 16, after "motor" insert: *do not exist or*

On motion by Senator McPherson, by two-thirds vote SB 241 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Jenne

**CS for SB 858**—A bill to be entitled An act relating to public health units; amending s. 154.04, F.S.; providing conditions under which a registered nurse working in a county public health unit may assess a patient and order and deliver medications; restricting the medications which may be issued; requiring written protocols; providing for inspection of protocols and records; providing for rules; providing for annual evaluation of the effects of the act; providing effective and repeal dates.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote CS for SB 858 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

On motions by Senator Stuart—

**HB 1217**—A bill to be entitled An act relating to designation of state buildings; requiring the Board of Regents of the Division of Universities of the Department of Education to name the athletic building at the University of Central Florida the Wayne Densch Sports Center; requiring the board to erect suitable markers; providing an effective date.

—a companion measure, was substituted for SB 1075 and by two-thirds vote read the second time by title. On motion by Senator Stuart, by two-thirds vote HB 1217 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 1075 was laid on the table.

Consideration of SB 514 was deferred.

On motions by Senator Jenne, by two-thirds vote Senate Bills 161, 272, CS for SB 510, CS for SB 586, Senate Bills 579, 238, 40, 588, CS for SB 971, CS for CS for SB 325, Senate Bills 413 and 371 were placed at the end of the Special Order Calendar this day.

#### LOCAL CALENDAR

Consideration of SB 382 was deferred.

**SB 544**—A bill to be entitled An act relating to Hillsborough County; repealing ch. 72-455, Laws of Florida, relating to the circuit court commissioner of Hillsborough County; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote SB 544 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 545**—A bill to be entitled An act relating to Hillsborough County; creating the Hillsborough River Interlocal Planning Board; prescribing membership and terms; providing for quorum and meetings; providing objectives and duties of the board; requiring development of a coordinated master plan for the Hillsborough River Corridor; providing for incorporation of elements of the coordinated master plan into local comprehensive plans; authorizing local governments to impose user fees and remit them to the board; authorizing the board to accept and expend grants and donations; providing for budgets; creating the Hillsborough River Technical Advisory Council; prescribing membership and terms; providing for quorum and meetings; prescribing its duties; providing for traveling expenses; granting the council standing to appeal certain local government actions; providing for meetings and notice of meetings of the board and council; providing an effective date.

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

Yeas—40

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

Nays—None

**SB 546**—A bill to be entitled An act relating to Hillsborough County; repealing chapters 78-528 and 79-475, Laws of Florida, relating to the county administrator; providing an effective date.

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

Yeas—40

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

Nays—None

**SB 547**—A bill to be entitled An act relating to Hillsborough County; repealing chapter 24572, Laws of Florida, 1947, which authorized the county to acquire, own, and operate recreational facilities; providing an effective date.

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

Yeas—40

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

Nays—None

**SB 548**—A bill to be entitled An act relating to Hillsborough County; repealing chapter 65-1658, Laws of Florida, relating to issuing building permits for structures to which there is no access; providing an effective date.

—was read the second time by title. On motion by Senator Frank, by two-thirds vote SB 548 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 581**—A bill to be entitled An act relating to the City of Satellite Beach, Brevard County; authorizing the city to levy and collect special assessments upon real property for special benefits conferred upon such property by any bridge over a navigable water; providing for the payment of all or any part of the cost of maintenance, operation, and replacement of such bridge out of the proceeds of such special assessment; providing an effective date.

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

Yeas—40

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

Nays—None

**SB 630**—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.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote SB 630 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 637**—A bill to be entitled An act relating to Monroe County; amending section 1 of chapter 76-438, Laws of Florida; providing that the county shall pay the monthly premiums for continued insurance of retired officials and employees who meet the requirements of the Florida

Retirement System; providing that retired officials and employees who do not meet such requirements may continue to be insured and pay the premiums therefor; excluding coverage for dependents; providing an effective date.

—was read the second time by title. On motion by Senator Plummer, by two-thirds vote SB 637 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

Consideration of SB 719 was deferred.

**SB 803**—A bill to be entitled An act relating to the South Venice Special Tax Road District, Sarasota County; amending sections 3 and 4 of chapter 57-1839, Laws of Florida, as amended, relating to the budget and taxing powers of the trustees; providing an effective date.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote SB 803 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 804**—A bill to be entitled An act relating to Sarasota County; providing permanent status for certain employees of the Sarasota County Sheriff; specifying rights of employees; providing procedures for appeal of disciplinary actions and complaints against employees; providing for the appointment of boards to hear appeals and procedures with respect thereto; providing an effective date.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote SB 804 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1129**—A bill to be entitled An act relating to the City of Clearwater, Pinellas County; amending chapter 11050, Laws of Florida, 1925, to release certain real property located within the right-of-way for Memorial Causeway from the right of reverter retained by the State of Florida with respect to a portion of the causeway right-of-way, in order to permit said property to be developed and maintained as a marine science center, not

for profit; declaring such use of the property a public purpose; providing for a right of reverter in the City of Clearwater; providing an effective date.

—was read the second time by title. On motion by Senator Grizzle, by two-thirds vote SB 1129 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1140**—A bill to be entitled An act relating to special taxing districts in Sarasota County; abolishing each such district contingent upon the Board of County Commissioners of Sarasota County adopting an ordinance assuming the obligations and liabilities of the district; requiring a referendum on the ordinance in certain cases; providing for the transfer of assets and obligations of an abolished district to the county; providing an effective date.

—was read the second time by title.

Senator Johnson moved the following amendments which were adopted:

**Amendment 1**—On page 1, line 15, strike everything after the enactment clause and insert:

Section 1. (1) Each of the following special taxing districts within Sarasota County is hereby abolished, contingent upon the Board of County Commissioners of Sarasota County adopting an ordinance assuming the obligations and liabilities of the respective district:

- (a) Animal Pound District.
- (b) Gulf Gate Lighting District.
- (c) Hudson Bayou Bridge District.
- (d) Metropolitan Sarasota Fire and Rescue District.
- (e) Mosquito Control District.
- (f) North Casey Key Conservation District.
- (g) Northeast Area Fire Control District.
- (h) Old Myakka Area Fire Control District.
- (i) Pinecraft Fire Control District.
- (j) Sarasota Inlet District.
- (k) Siesta Bridge District.
- (l) Siesta Key Recreational Facilities District.
- (m) Siesta Key Special Fire Control District.
- (n) South Gate Lighting District.
- (o) South Trail Area Fire Control District.
- (p) Tamiami Trail Assessment District.
- (q) Venice Gardens Lighting District.
- (r) Warm Mineral Springs Lighting District.

(2) The Board of County Commissioners of Sarasota County may adopt each ordinance without a referendum so long as there is no increase in the tax or rate assessed and no enlargement of territory in the special taxing district. Upon the effective date of such an ordinance, all assets and obligations of the district are hereby transferred to the county.

Section 2. This act shall take effect February 1, 1987.

**Amendment 2**—In title, on page 1, lines 3-7, strike “abolishing each such district contingent upon the Board of County Commissioners of Sarasota County adopting an ordinance assuming the obligations and liabilities of the district;” and insert:

abolishing the Animal Pound District, the Gulf Gate Lighting District, the Hudson Bayou Bridge District, the Metropolitan Sarasota Fire and Rescue District, the Mosquito Control District, the North Casey Key Conservation District, the Northeast Area Fire Control District, the Old Myakka Area Fire Control District, the Pinecraft Fire Control District, the Sarasota Inlet District, the Siesta Bridge District, the Siesta Key Recreational Facilities District, the Siesta Key Special Fire Control District, the South Gate Lighting District, the South Trail Area Fire Control District, the Tamiami Trail Assessment District, the Venice Gardens Lighting District, and the Warm Mineral Springs Lighting District, each contingent upon the Board of County Commissioners of Sarasota County adopting an ordinance assuming the obligations and liabilities of the respective district;

On motion by Senator Johnson, by two-thirds vote SB 1140 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1200**—A bill to be entitled An act relating to Sarasota County; reincorporating the Metropolitan Sarasota Fire and Rescue District; merging the Metropolitan Sarasota Fire and Rescue District and the old Myakka Area Fire Control District; specifying territory of district; providing purposes and powers; providing for governing body; providing for election and terms of commissioners; prohibiting nepotism; prohibiting employment of commissioners by district; providing for new assessments for benefits; providing assessment procedures; providing for assessment protests and judicial review; providing that assessments are liens; providing for enforcement; providing for deposit of funds; requiring audits; providing for acquisition and disposal of property; providing for indebtedness; providing for contracts with governmental units; providing for employment of personnel; providing for fees; providing for claims against the district; providing for annexation; providing for impact fees; providing penalties; providing for attorney's fees; providing for merger of fire district with Sarasota County; providing for preserving rights and obligations of the prior districts; providing severability; repealing chapters 83-517 and 85-498, Laws of Florida, as amended, relating to the merged districts; providing an effective date.

—was read the second time by title.

Senator Johnson moved the following amendment which was adopted:

**Amendment 1**—On page 9, lines 10, 20, and 21, strike “\$64.05” and insert: \$67.10

On motion by Senator Johnson, by two-thirds vote SB 1200 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1268**—A bill to be entitled An act relating to Charlotte County; providing permanent status for certain employees of the Charlotte County Sheriff; specifying rights of employees; providing procedures for appeal of disciplinary actions and complaints against employees; providing for the appointment of boards to hear appeals and procedures with respect thereto; providing an effective date.

—was read the second time by title.

Senator Johnson moved the following amendments which were adopted:

**Amendment 1**—On page 1, line 12, strike everything after the enacting clause and insert:

Section 1. Employees of Charlotte County Sheriff; applicability of act; permanent status of employees; administration.—

(1) **APPLICABILITY.**—The provisions of this act shall apply to all certified and noncertified persons in the employ of the Office of the Charlotte County Sheriff, including deputy sheriffs. The provisions of this act shall not apply to the sheriff, nor to special deputy sheriffs appointed pursuant to s. 30.09(4), Florida Statutes, members of the Sheriff's Satellite Units, and individuals appointed as part-time deputy sheriffs, as defined by the Criminal Justice Standards and Training Commission, unless any such person is also employed full time by the office of the sheriff. As used in this act, the terms "employee," "employ," and "employment" shall refer to all persons, whether employed or appointed, to whom the act applies. It is not, however, the intent of this act to grant the right of collective bargaining to persons in the employ of the Office of the Charlotte County Sheriff who do not otherwise have that right pursuant to law.

(2) **PERMANENT STATUS; CAUSE FOR SUSPENSION OR DISMISSAL.**—

(a) After an employee of the sheriff to whom the provisions of this act apply has served in such employment for a period of 1 calendar year, such employee shall have attained permanent status in the office of the sheriff; unless the employee is placed on extended probation. If an employee is terminated and rehired at a later date, said employee shall be required to complete 1 calendar year of service from the date of the subsequent employment before being granted the right of appeal provided in section 2. Any employee who is required to serve a probationary period attendant to a promotion shall retain permanent status in the office of the sheriff, but may be demoted to his prior rank during such probationary period without the right of appeal as provided in section 2.

(b) Any employee who has achieved permanent status in the office of the sheriff may only be suspended or dismissed for cause; provided that prior to such action, the employee shall be furnished written notice of the proposed action and offered an opportunity to respond to the reasons for the suspension or dismissal. However, in extraordinary situations, such as when delay could result in damage or injury, an employee may be suspended or dismissed for cause immediately and provided notice thereof and reasons therefor within 24 hours. Cause for suspension or dismissal shall include, but not be limited to, negligence, inefficiency or inability to perform assigned duties, insubordination, willful violation of the provisions of law or office rules, conduct unbecoming a public employee, misconduct, or proof of use of illegal drugs. Cause for suspension or dismissal shall also include adjudication of guilt by a court of competent jurisdiction, a plea of guilty or of nolo contendere, or a verdict of guilty when adjudication of guilt is withheld and the accused is placed on probation, with respect to any felony, misdemeanor, or major traffic infraction. The filing of felony, misdemeanor, or major traffic infraction charges against an employee may constitute cause for suspension.

(3) **TRANSITION OF EMPLOYEES.**—When a newly elected or appointed sheriff assumes office, the new sheriff shall continue the employment of currently employed permanent personnel unless cause for dismissal, as provided herein, exists. However, the incoming sheriff shall have the option of maintaining the current personnel assigned to the positions of sheriff's secretary and senior staff positions. Senior staff positions are those certified positions in the rank immediately below the sheriff in the chain of command. If the incoming sheriff fills the senior staff positions with new personnel, the current occupants of those positions shall be reduced by one rank, that rank shall be permanent unless later reduced by disciplinary demotion, and their salaries may be reduced

accordingly. If the incoming sheriff fills the sheriff's secretary position with a new employee, the current occupant of the position shall be transferred to another position for which the employee is qualified within the office of the sheriff. Actions taken pursuant to this subsection affecting the senior staff positions and the sheriff's secretary position shall not be appealable under section 2.

(4) **ADMINISTRATION.**—The sheriff shall have the authority to adopt such rules and regulations as are necessary for the implementation and administration of this act; however, nothing in this act shall be construed as affecting the budget-making powers of the Board of County Commissioners of Charlotte County.

Section 2. Career service appeals boards; creation; membership; duties.—

(1) **FUNCTION OF BOARDS.**—Ad hoc career service appeals boards shall be appointed as provided herein for the purpose of hearing appeals of permanent employees arising from personnel actions brought under office rules or policies which result in dismissal, suspension, demotion, or reduction in pay provided that reprimand, oral or written, loss of specialty pay, and suspension of 5 working days or less as a result of a single investigation shall not be appealable to a board. Any such board may also provide assistance and advice to the sheriff in matters concerning disciplinary actions, and may take any other action authorized by the sheriff.

(2) **MEMBERSHIP OF BOARDS.**—When needed upon the call of the sheriff, or upon the filing of an appeal, an ad hoc career service appeals board shall be appointed. The membership of each such board shall consist of five employees of the office of the sheriff. Two members shall be selected by the sheriff, two members shall be selected by the employee filing the appeal, and the fifth member, who shall serve as chairman of the board, shall be selected by the other four members. The ranking officer in charge of personnel shall serve as an ex officio member of the board, but shall have no vote. Any employee shall have the right to decline to serve as a member of a board. Once selected to a board, the members thereof shall serve until final action is taken by the board with respect to the purpose for which the board was selected, at which time the board shall be dissolved.

(3) **PROCEDURE WITH RESPECT TO APPEALS.**—

(a) An appeal of an action specified in section 1 shall be made to the sheriff in writing, and must be received by the sheriff no later than 3 working days after the employee is notified of the action on which the appeal is based.

(b) A career service appeals board shall be selected and must meet for purposes of hearing the appeal no later than 15 working days after receipt of an appeal by the sheriff.

(c) During any hearing, the employee filing the appeal shall have the right to be heard publicly, to be represented by a person of his or her choice, and to present any evidential facts in his or her behalf, and during such hearings the technical rules of evidence shall not apply. The board shall, in the conduct of such hearings, have the power to administer oaths, issue subpoenas, compel the attendance of witnesses, and require the production of books, records, accounts, papers, documents, and testimony. In case of disobedience of any person to comply with an order of the board or a subpoena issued by the board, or upon the refusal of a witness to testify on any matter regarding which he may be lawfully interrogated, a county judge of the county in which a person resides, upon application of any member of the board, shall compel obedience by proceeding as for contempt. Each witness who appears in obedience to a subpoena before the board shall receive compensation for attendance fees and mileage as provided for witnesses in civil cases in the courts of this state. Such payments shall be made by the party calling the witness; except that with respect to any witnesses called by the board, payments shall be made by the sheriff upon presentation of proper vouchers and approval by three members of the board.

(d) A board shall by majority vote dispose of the appeal for which it was appointed by making findings of fact and issuing a written decision. Such decision shall either sustain or not sustain the action being appealed. If an action by the sheriff is not sustained by a board, the board shall order such remedial action as is appropriate, which may include reinstatement with back pay, and may modify any personnel action which was the subject of the appeal. No board shall have the authority to impose on any employee any penalty which is more harsh than that which formed the basis of the appeal.

(e) The decision of the board shall be final and binding on the employee and the sheriff.

Section 3. Complaints against employees; appeals.—

(1) COMPLAINTS AGAINST EMPLOYEES.—A complaint receipt and processing procedure shall be established in order to provide adequately for the prompt receipt, investigation, and disposition of complaints against employees of the Office of the Charlotte County Sheriff.

(2) APPEALS.—If an employee is dissatisfied with a decision regarding disciplinary action resulting from a complaint, he or she may appeal the action to a career service board.

Section 4. All certified and noncertified persons in the employ of the Office of the Sheriff of Charlotte County on the effective date of this act who have served for a period of 1 calendar year or more as of such date shall be permanent employees subject to the provisions of this act. All other employees shall become permanent employees subject to the provisions of this act upon reaching their 1 calendar year service anniversary date.

Section 5. This act shall take effect upon becoming a law.

**Amendment 2**—In title, on page 1, strike all of lines 1-9 and insert: A bill to be entitled An act relating to Charlotte County; providing permanent status for certain employees of the Charlotte County Sheriff; specifying rights of employees; providing procedures for appeal of disciplinary actions and complaints against employees; providing for the appointment of boards to hear appeals and procedures with respect thereto; providing an effective date.

On motion by Senator Johnson, by two-thirds vote SB 1268 was amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1272**—A bill to be entitled An act relating to Pinellas County; authorizing the board of county commissioners to create a municipal service taxing unit within the area encompassed by the East Lake Tarpon Fire Control District and to levy, within the unit, ad valorem taxes up to a specified millage, services charges, and special assessments to provide municipal services and facilities not provided by the district; requiring a referendum prior to the provision of certain services; providing for an advisory committee; providing for conditional repeal of act; providing an effective date.

—was read the second time by title. On motion by Senator Kiser, by two-thirds vote SB 1272 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1273**—A bill to be entitled An act relating to the Cape Canaveral Hospital District in Brevard County; amending ss. 4(2), 6, 11, 13, ch. 59-1121, Laws of Florida, as amended; placing restrictions on the sale of the hospital facilities and requiring a referendum prior to sale; requiring that the board of directors or trustees of any lessee nonprofit corporation serve on a voluntary basis without compensation; providing limitations on the ability of the members of the Hospital Board to serve as members of the board of directors or trustees of any lessee nonprofit corporation; providing that the Hospital Board meet no less often than annually; providing for public meetings by the board of directors or trustees of any lessee nonprofit corporation, except on specified issues; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 1273 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1278**—A bill to be entitled An act relating to Indian River County; providing for the enforcement of Indian River County Code of Laws and Ordinances, Chapter 3, the Indian River County Animal Control Ordinance; providing authority to designate animal control officers to issue notices to appear in court for violations of the Indian River County Animal Control Ordinance; allowing specific penalties for the violation thereof; authorizing the enactment of an ordinance establishing procedures to implement this act; providing for penalties; providing for codification; providing for severability; providing an effective date.

—was read the second time by title. On motion by Senator Deratany, by two-thirds vote SB 1278 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1280**—A bill to be entitled An act relating to the Port Everglades Authority; amending s. 6, Art. I, Part II, chapter 59-1157, Laws of Florida, as amended; increasing the maximum compensation of port commissioners; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 1280 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1281**—A bill to be entitled An act relating to the City of Coral Springs, Broward County; extending and enlarging the corporate limits of the City of Coral Springs to include specified unincorporated lands within said corporate limits; providing that contracts regarding annexed areas be unaffected; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 1281 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1282**—A bill to be entitled An act relating to the City of Coral Springs, Broward County; extending and enlarging the corporate limits of the City of Coral Springs to include specified unincorporated lands within said corporate limits; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 1282 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1283**—A bill to be entitled An act relating to Broward County; amending s. 14, ch. 82-274, Laws of Florida; providing for extension of a landowners' meeting called for the election of supervisors if a quorum is lacking; providing that if a quorum is lacking at the extended meeting, a quorum shall be considered present if a specified number of landowners are present; providing for election of candidates for supervisor in such circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 1283 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1289**—A bill to be entitled An act relating to Brevard County; relating to the enforcement of chapter 12, garbage and refuse, and chapter 23, water and sewer, Code of Brevard County, by enforcement officers of the Division of Environmental Services; allowing specific penalties for

the violation thereof; authorizing the enactment of an ordinance establishing procedures to implement this act; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 1289 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1290**—A bill to be entitled An act relating to the Hollywood Reclamation District, Broward County; providing for the annexation of certain lands into the boundaries of the district and subjecting all of said lands to the jurisdiction of the district; providing for the applicability of existing laws, regulations, and resolutions in the territory annexed; providing that this act shall take precedence over any conflicting law to the extent of such conflict; providing a severability clause; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 1290 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1291**—A bill to be entitled An act relating to the City of Coconut Creek, Broward County; extending and enlarging the corporate limits of the City of Coconut Creek to include specified unincorporated lands within said corporate limits; redefining the city limits; providing that contracts regarding annexed areas be unaffected; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 1291 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1292**—A bill to be entitled An act relating to the Central Broward Drainage District, Broward County; amending section 12a. of chapter 61-1439, Laws of Florida, as amended; providing for the levy and assessment of ad valorem taxes upon real and tangible personal property in the district; providing for construction of act; approving the manner of giving notice of intention to apply for this act; providing for a referendum; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 1292 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1293**—A bill to be entitled An act relating to the Town of Davie, Broward County; extending and enlarging the corporate limits of the Town of Davie to include specified unincorporated lands within said corporate limits; providing that contracts regarding annexed areas be unaffiliated; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 1293 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1294**—A bill to be entitled An act relating to the City of West Palm Beach; repealing paragraph (b) of subsection (8) of section 16 of chapter 24981, Laws of Florida, 1947, as amended, relating to compulsory retirement of members of the West Palm Beach Police Pension and Relief Fund; providing an effective date.

—was read the second time by title. On motion by Senator D. Childers, by two-thirds vote SB 1294 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

#### CONSENT CALENDAR, continued

**SB 129**—A bill to be entitled An act relating to campaign financing; amending s. 106.08, F.S.; authorizing candidates, political committees, and party executive committees to make, to certain types of organizations, gifts of money in lieu of flowers in memory of deceased persons; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote SB 129 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

**CS for SB 536**—A bill to be entitled An act relating to decedents' estates; amending s. 733.705, F.S.; providing for the payment of claims and the protection and preservation of unmatured claims and contingent claims; providing an effective date.

—was read the second time by title.

Senator Scott moved the following amendment which was adopted:

**Amendment 1**—On page 2, lines 22, 23, 27 and 28, reinsert stricken language

On motion by Senator Scott, by two-thirds vote CS for SB 536 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Hair

Consideration of CS for SB 1147 was deferred.

**SB 541**—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.2065, F.S.; requiring that bicycles in use at night be equipped with a rear lamp and reflector; amending ss. 316.224, 316.235 and 316.2397, F.S.; allowing buses to be equipped with a deceleration lighting system; providing effective dates.

—was read the second time by title.

Senator Weinstein moved the following amendment which was adopted:

**Amendment 1**—On page 2, lines 11 and 12, strike "a series of three"

On motion by Senator Weinstein, by two-thirds vote SB 541 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

On motion by Senator Weinstein, the rules were waived and SB 541 after being engrossed was ordered immediately certified to the House.

**SB 213**—A bill to be entitled An act relating to security of communications; amending s. 934.03, F.S., authorizing recording of certain outgoing wire communications from a law enforcement communications center; providing an effective date.

—was read the second time by title. On motion by Senator Dunn, by two-thirds vote SB 213 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

On motions by Senator Peterson, by two-thirds vote—

**CS for SB 1147**—A bill to be entitled An act relating to the Florida Institute of Phosphate Research; amending s. 378.101; authorizing the institute to adopt rules; providing an effective date.

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

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Jenne

On motion by Senator Peterson, the rules were waived and CS for SB 1147 was ordered immediately certified to the House.

Consideration of SB 490 was deferred.

**LOCAL CALENDAR, continued**

On motion by Senator Grant, by two-thirds vote HB 427 was withdrawn from the Committee on Rules and Calendar.

On motions by Senator Grant—

**HB 427**—A bill to be entitled An act relating to Taylor County; amending sections 1 and 3 of chapter 59-1926, and section 4 of chapter 59-1927, Laws of Florida, as amended; removing the limitation on the amount of money the Taylor County Board of County Commissioners may contribute to the Taylor County Development Authority; providing for the appointment of one member of the authority by the Perry City Council; providing for staggered terms of office for members of the authority; providing an effective date.

—a companion measure, was substituted for SB 382 and by two-thirds vote read the second time by title. On motion by Senator Grant, by two-thirds vote HB 427 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Jenne

SB 382 was laid on the table.

**SB 719**—A bill to be entitled An act relating to Alachua County; reenacting and amending ch. 84-388, Laws of Florida; providing permanent status for certain employees of the Alachua County Sheriff; specifying rights of employees; providing procedures for appeal of disciplinary actions and complaints against employees; providing for the appointment of boards to hear appeals and procedures with respect thereto; providing an effective date.

—was read the second time by title. On motion by Senator Kirkpatrick, by two-thirds vote SB 719 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Jenne

**CONSENT CALENDAR, continued**

**SB 514**—A bill to be entitled An act relating to insurance; amending s. 624.404, F.S.; redefining the term “fronting company”; authorizing the Department of Insurance to authorize insurers to transfer risks in excess of specified standards; amending s. 627.915, F.S.; removing products liability insurers from certain insurer experience reporting requirements; amending s. 628.261, F.S.; requiring the inclusion of certain information in the notice of change of director or officer provided to the department by a stock or mutual insurer; providing an effective date.

—was read the second time by title.

Senator Thomas moved the following amendment which was adopted:

**Amendment 1**—On page 1, lines 29-31, and on page 2, lines 1 and 2, strike all of said lines and insert: company for any unauthorized insurer which is not an approved reinsurer.

(b) A “fronting company” is an authorized insurer which by reinsurance or otherwise generally transfers more than 50 percent to one unauthorized insurer which is not an approved reinsurer, or more than 75 percent to two ~~one~~ or more unauthorized insurers which are not approved reinsurers of

On motion by Senator Thomas, by two-thirds vote SB 514 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—31

Mr. President	Castor	Childers, W. D.	Crenshaw
Beard	Childers, D.	Crawford	Deratany

Frank	Jennings	Margolis	Scott
Gersten	Johnson	McPherson	Stuart
Gordon	Kirkpatrick	Meek	Thurman
Grant	Kiser	Myers	Vogt
Grizzle	Langley	Neal	Weinstein
Hill	Malchon	Peterson	

Nays—None

Vote after roll call:

Yea—Girardeau, Hair, Jenne

### SPECIAL ORDER

**SB 845**—A bill to be entitled An act relating to education; amending s. 231.532, F.S.; revising criteria for selection as a meritorious school for purposes of the district quality instruction incentives programs; providing an effective date.

—was taken up with pending Amendment 1 which was withdrawn.

On motion by Senator Johnson, SB 845 was read the third time by title, passed and then certified to the House. The vote on passage was:

Yeas—33

Mr. President	Fox	Kirkpatrick	Scott
Beard	Frank	Langley	Stuart
Castor	Gersten	Malchon	Thomas
Childers, D.	Girardeau	Margolis	Thurman
Childers, W. D.	Gordon	Meek	Vogt
Crawford	Grant	Myers	Weinstein
Crenshaw	Grizzle	Neal	
Deratany	Hill	Peterson	
Dunn	Jenne	Plummer	

Nays—2

Johnson Kiser

### Senator Thomas presiding

**CS for SB 405**—A bill to be entitled An act relating to the dispensing of hearing aids; revising, reviving, and readopting, notwithstanding scheduled repeal, ss. 484.0401-484.059, F.S.; amending ss. 484.0401, 484.041, 484.042, 484.044, 484.045, 484.046, 484.047, 484.048, 484.0501, 484.051, 484.054, 484.056, 484.059, F.S.; creating ss. 484.0441, 484.0445, 484.0513, F.S.; providing purpose; providing definitions; providing criteria for appointment to the board and deleting obsolete language; removing requirement of establishment of an apprenticeship program; providing requirements for licensure; limiting the number of times a person may take the licensure examination; restricting licensure by endorsement; providing procedures for renewal of licensure; providing for inactive status; specifying minimum procedures and equipment; specifying requirements for delivery of hearing aid devices; providing penalties; limiting disciplinary actions; providing exemptions; providing for establishment of a trainee program; providing a fee schedule; providing for mandatory refunds under certain circumstances; providing for future repeal and legislative review; providing an effective date.

—was read the second time by title.

### The President presiding

Senator Stuart moved the following amendments which failed:

**Amendment 1**—On page 5, between lines 24 and 25, insert:

(4) *The department shall issue a license to practice dispensing hearing aids to any audiologist certified pursuant to Chapter 468, Part I, Florida Statutes, who submits the completed application form and the required fee, and who has successfully completed the required clinical practical examination.*

**Amendment 2**—On page 5, between lines 24 and 25, insert:

(4) *The department shall issue a license to practice dispensing hearing aids to any audiologist certified pursuant to chapter 468, part I, who submits the completed application form and the required fee.*

Senator Stuart moved the following amendment which was adopted:

**Amendment 3**—On page 15, line 21, strike “*the ability to hear hearing*” and insert: hearing

Senator Stuart moved the following amendment which failed:

**Amendment 4**—On page 13, lines 27-29, strike “, *including violations of any federal laws or regulations regarding hearing aids*”

Senator Stuart moved the following amendment which was adopted:

**Amendment 5**—On page 9, lines 26, 27 and 28, strike “, and a hearing aid ~~shall~~ may not be fitted until medical clearance is obtained for the condition noted” and insert: . ,and A hearing aid ~~shall~~ may not be fitted until medical clearance is obtained for the condition noted. *If upon return, the condition noted is no longer observable and the client signs a medical waiver, a hearing aid may be fitted.*

On motion by Senator Frank, by two-thirds vote CS for SB 405 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**SB 880**—A bill to be entitled An act relating to pilots, piloting, and pilotage; amending s. 310.061, F.S.; deleting the limitations on the number of pilots at specified ports; amending s. 310.071, F.S.; providing for qualifications for applicants for certification as a deputy pilot; creating s. 310.073, F.S.; providing for qualifications for applicants for a license as a state pilot; creating s. 310.075, F.S.; providing for a deputy pilot training program; amending s. 310.101, F.S.; providing grounds for disciplinary action; providing penalties; reenacting and amending s. 310.1115, F.S.; providing for the use of electronic navigation protection equipment under certain circumstances; providing for the revival and readoption of ch. 310, F.S.; repealing ss. 310.001-310.1851, F.S., relating to pilots, piloting, and pilotage; providing for legislative review of said sections prior to the date of repeal; providing an effective date.

—was read the second time by title. On motion by Senator Frank, by two-thirds vote SB 880 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Peterson

**CS for SB 58**—A bill to be entitled An act relating to credit card transactions; prohibiting a seller or lessor from imposing a surcharge for the use of a credit card in certain transactions; providing definitions; specifying exceptions; providing a penalty; providing an effective date.

—was read the second time by title.

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

**Amendment 1**—On page 1, strike all of lines 28-31 and insert:

Section 2. Any person who violates this section is subject to liquidated damages in the amount of \$200. The Department of Legal Affairs, any state attorney, or any person aggrieved by the violation may institute an action in county court to collect such damages, together with costs and attorneys' fees.

**Amendment 2**—On page 1, line 15, after “amount” insert: , above the posted price,

**Amendment 3**—On page 1, lines 26 and 27, strike “, if the discount is offered to all prospective customers.”

**Amendment 4**—In title, on page 1, line 6, strike “providing a penalty;” and insert: providing that a violator is subject to liquidated damages; specifying who may seek such damages; providing for costs and attorneys’ fees;

On motion by Senator D. Childers, by two-thirds vote CS for SB 58 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Hair

**CS for SB 96**—A bill to be entitled An act relating to checks, drafts, or payments of money; amending ss. 215.34, 125.0105, 166.251, F.S.; increasing the service fee for returned checks, drafts, or other orders for payment of money to the state, counties, or municipalities; providing a maximum fee; providing an effective date.

—was read the second time by title. On motion by Senator Frank, by two-thirds vote CS for SB 96 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

On motion by Senator Frank, the rules were waived and CS for SB 96 was ordered immediately certified to the House.

**CS for SB 447**—A bill to be entitled An act relating to transportation; amending s. 339.08, F.S.; authorizing the use of moneys in the State Transportation Trust Fund for reimbursing counties or municipalities for certain expenditures made on projects in the State Highway System; amending s. 339.12, F.S.; providing for participation by municipalities in rights-of-way, state road building, and maintenance projects under certain circumstances; authorizing the Department of Transportation to reimburse counties and municipalities for expenditures made on certain projects in the State Highway System under certain circumstances; providing an effective date.

—was read the second time by title.

Senator Fox moved the following amendment which was adopted:

**Amendment 1**—On page 3, line 20, after “approval” insert: *or prior to a public hearing by the governing body of the county or municipality*

On motion by Senator Myers, by two-thirds vote CS for SB 447 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Langley

**Consideration of Resolution**

On motion by Senator Deratany, the rules were waived and by two-thirds vote SR 789 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Deratany—

**SR 789**—A resolution commending Jack Deppner of Indialantic for his devotion to the Brevard County school system.

WHEREAS, Jack Deppner of Indialantic has been a teacher in Brevard County since 1968 and has taught at Hoover Junior High School for the last 15 years, and

WHEREAS, Jack Deppner has received many forms of recognition over the years, including being named his school’s teacher of the year, a special citation from the Brevard County School Board for his devotion, especially to the area of gymnastics, and designation as the Brevard County teacher of the year for 1981-1982, and

WHEREAS, among his gymnastics students was Kathy Johnson, who won the bronze medal in balance beam competition at the 1984 Olympic Games, and

WHEREAS, Jack Deppner’s other activities include two terms as president of the South Brevard Historical Society, the collecting of Civil War memorabilia and the study of the Civil War, and the exploration of shipwrecks along the Atlantic coast of the state, and

WHEREAS, it is fitting that the Florida Senate recognize Jack Deppner as an exemplary Floridian and an admirable role model for Florida teachers, NOW, THEREFORE,

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

That Jack Deppner of Indialantic is commended for his devotion to the youth of Brevard County and his dedication to the field of education.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to Jack Deppner as a tangible token of the sentiments of the Florida Senate.

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

**SPECIAL ORDER, continued**

**SB 391**—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 covenants 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 read the second time by title.

Senator Margolis moved the following amendments which were adopted:

**Amendment 1**—On page 15, between lines 14 and 15, insert:

Section 2. Paragraph (e) is added to subsection (5) of section 215.68, Florida Statutes, to read:

215.68 Issuance of bonds; form; maturity date; execution; sale.—

(5)(e) *Notwithstanding the provisions of this subsection, the division may sell refunding bonds as provided in s. 215.79.*

Section 3. Subsection (3) is added to section 215.79, Florida Statutes, to read:

215.79 Refunding bonds.—

(3) *Bonds issued pursuant to this section for the purpose of refunding outstanding bonds, shall be sold at public sale as provided in s. 215.68, unless the board, by resolution, authorizes a negotiated sale.*

(Renumber subsequent section.)

**Amendment 2**—In title, on page 1, line 18, after the semicolon (;) insert: amending ss. 215.68 and 215.79; authorizing the sale of refunding bonds;

On motion by Senator Margolis, by two-thirds vote SB 391 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Crenshaw, Deratany

**SB 73**—A bill to be entitled An act relating to public education; amending s. 228.093, F.S., authorizing state and local educational institutions and agencies to release student educational records in compliance with a court order or subpoena; requiring certain notification; authorizing student records to be released to credit bureaus under certain conditions; amending ss. 232.03, 240.237, and 240.323, F.S., to conform; providing an effective date.

—was read the second time by title.

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

**Amendment 1**—In title, on page 1, line 10, strike “232.03” and insert: 232.23

On motion by Senator Kiser, by two-thirds vote SB 73 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**SB 83**—A bill to be entitled An act relating to theft; amending s. 812.014, F.S.; increasing the minimum property value necessary for a theft to be classified as grand theft of the second degree; providing that

theft of any livestock is grand theft of the second degree and a felony of the third degree; providing penalties; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Criminal recommended the following amendments which were moved by Senator W. D. Childers and adopted:

**Amendment 1**—On page 1, line 24, strike “livestock” and insert: *livestock*

**Amendment 2**—On page 1, strike all of lines 25 and 26 and insert: *bovine, or domesticated swine class, including goats, sheep, mules, horses, domesticated hogs, cattle, and other grazing animals member of the genus*

Senator Langley moved the following amendments which were adopted:

**Amendment 3**—On page 2, between lines 3 and 4, insert:

Section 2. Subsection (1) of section 832.041, Florida Statutes, is amended to read:

832.041 Stopping payment with intent to defraud.—

(1) Whoever, with intent to defraud any person shall, in person or by agent, make, draw, utter, deliver or give any check, draft or written order for the payment of money upon any bank, person or corporation, and secure from such person goods or services for or on account of such check, draft or written order, whether such goods or services be valued at the amount of such check, draft or written order or at a greater or lesser value, and shall, pursuant to and in furtherance of such intent to defraud, stop payment on such check, draft or written order, shall be deemed to be guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if the value of the goods or services secured for or on account of such check, draft or written order be \$300 \$50 or more; and if the value of the goods or services secured for or on account of such check, draft or written order be less than \$300 \$50, shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

Section 3. Subsections (2) and (4) of section 832.05, Florida Statutes, are amended to read:

832.05 Knowingly drawing, making, uttering, issuing, delivering, or using worthless checks, drafts, and debit card orders; obtaining property in return for worthless instruments; penalty; duty of drawee; evidence.—

(2) **WORTHLESS CHECKS, DRAFTS, OR DEBIT CARD ORDERS; PENALTY.**—

(a) It is unlawful for any person, firm, or corporation to draw, make, utter, issue, or deliver to another any check, draft, or other written order on any bank or depository, or to use a debit card, for the payment of money or its equivalent, knowing at the time of the drawing, making, uttering, issuing, or delivering such check or draft, or at the time of using such debit card, that the maker or drawer thereof has not sufficient funds on deposit in or credit with such bank or depository with which to pay the same on presentation; except that this section does not apply to any check when the payee or holder knows or has been expressly notified prior to the drawing or uttering of the check, or has reason to believe, that the drawer did not have on deposit or to his credit with the drawee sufficient funds to ensure payment as aforesaid, nor does this section apply to any postdated check.

(b) A violation of the provisions of this subsection constitutes a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083, unless the check, draft, debit card order, or other written order drawn, made, uttered, issued, or delivered is in the amount of \$300 \$50, or its equivalent, or more and the payee or a subsequent holder thereof receives something of value therefor. In that event, the violation constitutes a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(4) **OBTAINING PROPERTY OR SERVICES IN RETURN FOR WORTHLESS CHECKS, DRAFTS, OR DEBIT CARD ORDERS; PENALTY.**—

(a) It is unlawful for any person, firm, or corporation to obtain any services, goods, wares, or other things of value by means of a check, draft, or other written order upon any bank, person, firm, or corporation, know-

ing at the time of the making, drawing, uttering, issuing, or delivering of such check or draft that the maker thereof has not sufficient funds on deposit in or credit with such bank or depository with which to pay the same upon presentation. However, no crime may be charged in respect to the giving of any such check or draft or other written order when the payee knows, has been expressly notified, or has reason to believe that the drawer did not have on deposit or to his credit with the drawee sufficient funds to ensure payment thereof.

(b) It is unlawful for any person to use a debit card to obtain money, goods, services, or anything else of value knowing at the time of such use that he does not have sufficient funds on deposit with which to pay for the same or that the value thereof exceeds the amount of credit which is available to him through an overdraft financing agreement or prearranged line of credit which is accessible by the use of the card.

(c) A violation of the provisions of this subsection, if the check, draft, other written order, or debit card order is for an amount less than \$300 \$50 or its equivalent, constitutes a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. A violation of the provisions of this subsection, if the check, draft, other written order, or debit card order is in the amount of \$300 \$50, or its equivalent, or more, constitutes a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(Renumber subsequent section.)

**Amendment 4**—In title, on page 1, between lines 7 and 8, insert: amending ss. 832.041, 832.05, F.S.; increasing the minimum monetary value necessary for certain worthless check offenses to be classified as a felony of the third degree;

On motion by Senator W. D. Childers, by two-thirds vote SB 83 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**SB 259**—A bill to be entitled An act relating to elections; amending s. 106.021, F.S.; requiring candidates for other than statewide office to file a copy of the name and address of their campaign treasurer with the supervisor of elections in the county in which the candidate resides; providing an effective date.

—was read the second time by title. On motion by Senator Frank, by two-thirds vote SB 259 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Peterson

**SB 130**—A bill to be entitled An act relating to education; amending s. 231.621, F.S.; expanding eligibility to participate in the Student Loan Forgiveness Program to persons certified to teach pursuant to any applicable teacher certification requirements; providing an effective date.

—was read the second time by title.

The Committee on Education recommended the following amendments which were moved by Senator Gordon and adopted:

**Amendment 1**—On page 1, strike all of lines 11 and 12 and insert:

Section 1. Paragraphs (a) and (b) of subsection (2) of section 231.621, Florida Statutes, are amended to read:

**Amendment 2**—On page 1, between lines 23 and 24, insert:

(b) Up to \$5,000 a year for up to 2 years on behalf of selected graduates of state-approved graduate postsecondary teacher preparation programs, persons certified to teach pursuant to any applicable teacher certification requirements, or selected teacher preparation graduates from any state participating in the Interstate Agreement on the Qualification of Educational Personnel.

On motion by Senator Gordon, by two-thirds vote SB 130 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Peterson

**SB 464**—A bill to be entitled An act relating to home warranty associations; amending ss. 634.308, 634.312, and 634.3123, F.S.; eliminating the prohibition on issuing warranty contracts subject to renewal and allowing for no more than four contract renewals; providing an effective date.

—was read the second time by title.

The Committee on Commerce recommended the following amendments which were moved by Senator Girardeau and adopted:

**Amendment 1**—On page 1, lines 19 and 24, and on page 2, line 1, after “renewals” insert: *or which renewal contracts provide that the cost of renewal exceeds the then current cost for new warranty contracts or which renewal contracts impose a fee for inspection of the premises*

**Amendment 2**—In title, on page 1, line 7, after “renewals;” insert: subject to certain conditions;

On motion by Senator Girardeau, by two-thirds vote SB 464 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Myers, Peterson, Weinstein

**CS for SB 582**—A bill to be entitled An act relating to toxic substances; amending s. 442.102, F.S., modifying the definition of "article"; amending s. 442.103, F.S., providing exceptions to the application of ss. 442.101-442.127, F.S., relating to toxic substances in the workplace; amending s. 442.106, F.S., clarifying language; amending s. 442.108, F.S., deleting a provision relating to notice of employee education and training requirements; deleting an exemption from the provisions of ss. 442.101-442.127 for certain employers; amending s. 442.115, F.S., modifying requirements for employee education and training; amending s. 442.125, F.S., relating to the annual evaluation report by the secretary; amending s. 442.107, F.S.; deleting an exemption from making diligent efforts for certain employers; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote CS for SB 582 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—W. D. Childers, Peterson

#### CONSENT CALENDAR, continued

**SB 490**—A bill to be entitled An act relating to police dogs; amending s. 843.19, F.S.; prohibiting certain acts against police dogs; providing a penalty; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Criminal recommended the following amendment which was moved by Senator Mann and adopted:

**Amendment 1**—On page 1, line 16, after "dog" insert: *or police horse*

**Amendment 2**—In title, on page 1, strike all of lines 2-4 and insert: An act relating to police animals; amending s. 843.19, F.S.; prohibiting certain acts against police dogs and horses; providing a penalty; providing an

On motion by Senator Mann, by two-thirds vote SB 490 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Castor, Peterson

#### SPECIAL ORDER, continued

On motion by Senator Malchon, the rules were waived and by two-thirds vote CS for HB 767 was withdrawn from the Committee on Health and Rehabilitative Services.

On motion by Senator Malchon—

**CS for HB 767**—A bill to be entitled An act relating to nurses; amending s. 395.011, F.S.; providing for application for hospital staff membership and professional clinical privileges of advanced registered nurse practitioners; providing criteria for practice by certain advanced registered nurse practitioners; providing an effective date.

—a companion measure, was substituted for CS for SB 614 and read the second time by title. On motion by Senator Malchon, by two-thirds vote CS for HB 767 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Deratany, Peterson

CS for SB 614 was laid on the table.

On motion by Senator Malchon, by two-thirds vote CS for HB 450 was withdrawn from the Committee on Governmental Operations.

On motions by Senator Malchon—

**CS for HB 450**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; providing for confidentiality of complaints and records relating to certain discriminatory practices filed with certain state and local governmental agencies; providing for removal of confidentiality; providing for access to such records; providing for review and appeal; providing an effective date.

—a companion measure, was substituted for CS for SB 380 and by two-thirds vote read the second time by title. On motion by Senator Malchon, by two-thirds vote CS for HB 450 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Dunn	Johnson	Plummer
Beard	Fox	Malchon	Stuart
Castor	Frank	Mann	Thomas
Childers, D.	Gersten	Margolis	Thurman
Childers, W. D.	Girardeau	McPherson	Vogt
Crawford	Gordon	Meek	Weinstein
Crenshaw	Hill	Myers	
Deratany	Jenne	Peterson	

Nays—5

Grizzle	Kiser	Scott
Jennings	Langley	

CS for SB 380 was laid on the table.

#### Consideration of Resolutions

On motion by Senator Weinstein, by unanimous consent—

By Senators Weinstein, Gordon, Gersten, Margolis and Frank—

**SR 1300**—A resolution designating May 4-May 11, 1986 as the Days of Remembrance of the Victims of the Nazi Holocaust, commending the heroism of the Scandinavian people who rescued and sheltered Jews from the Nazi Holocaust by recognizing the organization "Thanks to Scandinavia," and recognizing the United States Holocaust Memorial Council.

WHEREAS, during World War II, six million Jews were murdered in the Nazi Holocaust as part of a systematic program of genocide, and millions of other people perished as victims of Nazism, and

WHEREAS, the people of the State of Florida should remain eternally vigilant against all tyranny and recognize through education of and about the protagonists and antagonists of the Holocaust that bigotry provides a breeding ground for tyranny to flourish, and

WHEREAS, the people of the State of Florida should continually rededicate themselves to the principle of equal justice for all people, and

WHEREAS, the United States Holocaust Memorial Council, under presidential appointment and the current leadership of Mr. Sigmund Strochlitz, Chairman, works tirelessly to help us learn from our history, and

WHEREAS, May 6, known as Yom Hoshuah, has been designated internationally and nationally as a somber Day of Remembrance of the Victims of the Nazi Holocaust, and

WHEREAS, May 8, 1986, known as V-E Day, marks the forty-first anniversary of the defeat of the Nazis through the combined efforts of the Allied Forces in Europe, and

WHEREAS, October of 1986 marks the 42nd anniversary of the rescue of thousands of Jews by selfless Scandinavian compatriots during the Nazi Holocaust, whose nonprejudicial actions should serve as an inspiration to this present age, and

WHEREAS, Jews in Denmark were sheltered and thereupon escaped overnight to the safety and sanction of Sweden by the tireless efforts of the brave and courageous people of those lands, and

WHEREAS, since 1963, the organization "Thanks to Scandinavia" with Victor Borge as the National Chairman has provided scholarships at American universities and fellowships and other training opportunities at American medical centers to Scandinavians, NOW, THEREFORE,

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

That the period May 4-May 11, 1986 is designated as the Days of Remembrance of the Victims of the Nazi Holocaust, and the Senate recognizes the United States Holocaust Memorial Council, commemorates the humanity and heroism of the Scandinavian people who risked their lives to rescue Jews from Nazi extermination, and recognizes the national efforts of "Thanks to Scandinavia" for assuring that new generations know of the compassion that existed in the face of Nazi atrocities and for reminding us all of our obligations for the future.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Victor Borge, Chairman, "Thanks to Scandinavia," Sigmund Strochlitz, Chairman, United States Holocaust Memorial Council, Sheldon Gusky, Tallahassee Liaison to the United States Holocaust Memorial Council, Abraham S. Fischler, President of the Southeast Holocaust Memorial Council, and the Heads of State of Denmark, Finland, Norway, and Sweden, as tangible tokens of the sentiments of members of the Florida Legislature.

—was introduced out of order and read the first time by title. On motion by Senator Weinstein, SR 1300 was read the second time in full and unanimously adopted.

Senator Weinstein introduced to the Senate: Ester Gordon, member of Government Affairs Committee, Florida Association of Jewish Federations; Jack Levine, National Young Leadership Cabinet, Greater Miami Jewish Federation; Sheldon Gusky, liaison to U.S. Holocaust Memorial Council, Tallahassee; Rabbi Max Roth, Temple Beth Sholom, Sarasota; the Reverend Charles Eastman, Executive Director, United Protestant Appeal.

The President appointed Senators Weinstein, Gordon, Margolis and Gersten as a committee to escort the guests to the rostrum where they were presented copies of the resolution.

Senator Weinstein also introduced members of the Florida Association of Jewish Federations, United Way; and United Protestant Appeal who were seated in the gallery.

On motion by Senator Scott, the following remarks were printed in the journal:

**Senator Weinstein:** The United States Holocaust Memorial Commission was established in 1978. Chaired by Elie Wiesel, the Commission was charged to submit a report examining the feasibility of establishing a national memorial to those who perished in the Holocaust and recom-

mending appropriate ways for the nation to commemorate this tragedy. The commission recommended that "Days of Remembrance of Victims of the Holocaust" be proclaimed and observed by the nation in perpetuity to coincide with Yom Hoshuah, The Day of Holocaust Commemoration, set aside each year in Jewish Calendar on 27th of Nissan.

"Days of Remembrance" have been observed in the State of Florida since 1980. People of all faiths and ethnic backgrounds are invited to take part in Holocaust Awareness Week observances. Locally, commemoration is observed in religious and civic institutions as well as high schools, colleges, universities and military installations in community-wide programs.

We participate in these commemorative activities to pay tribute to the millions of victims of the Holocaust. This is the time to reflect on the terrors of the Holocaust and help to create a world in which such a tragedy can never happen again.

The Holocaust was the most heinous event in recorded human history—six million Jews were murdered—over one million of whom were children—only because they were Jews. Millions of other men, women and children were killed because in various ways they did not fit the Nazi "ideal". Two-thirds of the Jewish population of Europe was murdered, an entire once-vibrant culture almost erased from the face of the earth.

The enormity and brutality of the Holocaust staggers the imagination. Its horrors cry out for explanation. It reminds us to what depth humanity is capable of sinking and pushes each of us to examine our own conscience and our relationships with our fellow human beings.

**Senator Gordon:** Mr. President, I think we understand the enormity of the Holocaust as described by Senator Weinstein and I think it is incumbent on us as intelligent and decent human beings to see whether there is some lesson and some direction that we can learn from the experience.

I want to talk to you today about one portion of the Holocaust experience that goes back to 1943 and the Jewish New Year when the Rabbi in Copenhagen announced to the congregation that the orders had been given by the Nazis to take the population of Danish Jews—some 7,000 of them to Theresienstadt Camp for extermination. With that announcement, people in Denmark, in Sweden, in Norway, all conspired to see to it that the Jews of Denmark would be saved. They brought them—2,000 of them—to the major hospital in Copenhagen and hid them until such time as they could get the boats and the means to get them across the bay between Copenhagen and Sweden. Sweden was a neutral country; Denmark was occupied by the Germans.

The Jewish community in Denmark was saved. In a world in which hatred seemed to be the winning side, people who had no obligation other than the obligation of helping another human being, were very heroic.

The King of Denmark, when the Nazis said that all Jews should have to go back to the Middle Ages and wear a yellow star, put on a yellow star. He said, "They are subjects of mine, I will wear the same token."

In the midst of all this hatred, people did stand up and say, "We are fellow human beings and we are going to help out and we are not going to be part of the whole push toward hatred and the extermination of a group of people simply because they are different in some respects than we are."

I think we can learn from that. In our everyday lives we are rarely called upon for that level of heroics, but in our own experience and our dealing with the problems of everybody in the State of Florida we need to remember, and we need to act in a way that reaffirms the fact that we are a common humanity; or as the prophet said, "You know hath not we all one father; hath not one God created all of us, why then strive we with one another." And by that same notion, as we look upon the problems of this state and the problems of people who are helpless and the problems of people who are subject to hatred, that we act with the same humanity that the Danish people acted and that we do what we can to create a life of reason, of understanding and of progress. Thank you, Mr. President.

On motion by Senator Dunn, the rules were waived and by two-thirds vote SR 1269 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Dunn—

**SR 1269—**A resolution remembering the Holocaust and commending local Holocaust memorial observances.

WHEREAS, the murder of six million Jews in the Nazi Holocaust, and the murder of millions of others by the Nazis, will always be remembered by the people of Florida and the world as the darkest time in the history of human civilization, and

WHEREAS, the Senate of the State of Florida desires to encourage Holocaust memorial observances that will remind the people of our state of the need to be eternally vigilant against all forms of tyranny, and especially the tyranny that arises from bigotry and racism, and

WHEREAS, on Sunday, May 4, 1986, the Jewish Federation of Volusia and Flagler Counties will hold a regional Holocaust Memorial Observance at Temple Beth El in Ormond Beach, and

WHEREAS, the Senate salutes the efforts of the Federation and encourages the fullest possible participation in the memorial observance, and

WHEREAS, the Senate strongly urges the people of other regions of the state to follow the example of the Jewish Federation of Volusia and Flagler Counties and hold similar local observances, NOW, THEREFORE,

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

That the Jewish Federation of Volusia and Flagler Counties is commended for its Holocaust Memorial Observance, and that the people of the state are urged to hold and participate in this and similar local memorial observances.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to the Jewish Federation of Volusia and Flagler Counties as a tangible token of the sentiments and appreciation of the members of the Florida Senate.

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

On motion by Senator Scott, the following remarks were printed in the Journal:

**Senator Dunn:** Mr. President, members of the Senate, this resolution is a resolution requested by the Jewish Federation of Volusia and Flagler Counties, a part of the district that I represent and a part of the district that Senator Hair represents.

Last Sunday, the Jewish Federation in our community created a regional Nazi Holocaust Memorial observance in our community and has set aside this week as a week where the Holocaust is observed. We would like to commend them for the leadership that they are taking and to join with them in the deep-felt concern for the lessons that we as a humanity, as a society, as a nation, as a state ought to learn and have to learn from the experience of the Holocaust.

I would like to share with you an oft-quoted poetic verse from John Donne, who as you know, was a Renaissance poet in England. He made a statement about our relationship with our brothers and sisters when he said, "No man is an island, entire of itself; every man is a piece of the continent, a part of the main; . . . any man's death diminishes me because I am involved in mankind; and therefore never send to know for whom the bell tolls; it tolls for thee."

One message about the Holocaust that many times those of us who do not share the Jewish faith fail to recognize is that the lesson of the Holocaust is not a lesson just for the Jewish people. The lesson of the Holocaust — and what it teaches about inhumanity to man, about brotherhood of man, about racism, about religious freedom and persecution, about hope and courage and undying faith — is the message as John Donne would suggest for all of us. No religious group is an island; no reli-

gious persuasion, race, color or creed is an island. We should not ask for whom the message of the Holocaust rings because that bell, in my judgment, rings for all of us — very loudly and very clearly.

On behalf of the members of the Jewish faith in our districts, Senator Hair and I are very proud to present this resolution.

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

#### MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Hair, the rules were waived and the Committee on Commerce was granted permission to meet May 15 from 12:00 noon until 1:00 p.m.

On motions by Senator Kirkpatrick, by two-thirds vote Senate Bills 361 and 364 were withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Neal, the rules were waived and by two-thirds vote Senate Bills 332, 368, 374, 694 and 946 were withdrawn from the Committee on Appropriations.

On motion by Senator Frank, the rules were waived and the Committee on Economic, Community and Consumer Affairs was granted permission to consider SB 1152 this day.

On motions by Senator Jenne, the rules were waived and by two-thirds vote CS for SB 994 and CS for SB's 432 and 281 were withdrawn from the Committee on Finance, Taxation and Claims.

On motion by Senator Jenne, the rules were waived and by two-thirds vote SB 152 was withdrawn from the Committee on Judiciary-Civil.

On motion by Senator Jenne, the rules were waived and by two-thirds vote SB 780 was withdrawn from the Committee on Economic, Community and Consumer Affairs.

#### ENROLLING REPORTS

CS for SB 157 has been enrolled, signed by the required Constitutional Officers and presented to the Governor on May 7, 1986.

SCR 657 has been enrolled, signed by the required Constitutional Officers and filed with the Secretary of State on May 7, 1986.

*Joe Brown, Secretary*

#### CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 6 was corrected and approved.

#### CO-INTRODUCERS

Senator Beard—CS for SB 58; Senator Frank—CS for SB 109, SB 122; Senator Dunn—SB 172; Senator Castor—CS for SB's 465, 349, 592, 698, 699, 700, 701, 702, 956, 977 and 1120; Senator Thomas—CS for SB 859; Senator Crenshaw—SB 1084

#### RECESS

Senator Jenne moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Tuesday, May 13 at 9:00 a.m. The motion was adopted.

Pursuant to the motion by Senator Jenne, the Senate recessed at 11:42 a.m. to reconvene at 9:00 a.m., Tuesday, May 13.