



Journal of the Senate

Number 16

Tuesday, May 20, 1986

PRAYER

The following prayer was offered by the Rev. Len Turner, Pastor, First Baptist Church, Merritt Island:

Heavenly Father, at the beginning of this day which will be filled with many decisions, we invoke your name, your power and your blessings upon this legislative body. I pray for your guidance and your direction upon all their deliberations. Grant unto them the mind, wisdom and discernment that comes only from above.

Please bless these ladies and gentlemen as they make decisions that will affect the destiny and future of thousands of lives.

Thank you, Father, for the way you have blessed our great state. May it continue to prosper and flourish with your manifold blessings.

Thank you for life, physically, abundantly and eternally. May all that is done in this room today bring honor and glory to you. In your name, we pray. Amen.

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

CALL TO ORDER

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

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

Excused periodically: Senator Neal to work on the appropriations bill

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, May 20, 1986: SB 818, CS for SB 59, CS for SB 237, SB 205, CS for SB 609, SB 611, CS for SB 749, SB 477, CS for SB's 620 and 629, CS for SB 968, CS for SB 1153, SB 1251, HB 370, CS for SB's 854 and 1050, SB 768, SB 902, CS for SB 628, SB 468, SB 422, SB 1115, SB 926

Respectfully submitted,
Kenneth C. Jenne, Chairman

The Committee on Rules and Calendar submits the following bills to be placed on the Local Bill Calendar for Tuesday, May 20, 1986: SB 666, SB 695, SB 1152, SB 1295, SB 1296, SB 1301, SB 1302, SB 1303, SB 1304, SB 1305, SB 1309, SB 1310, SB 1311, SB 1317, SB 1318, HB 490, HB 491, HB 515, HB 954, HB 955, HB 965, HB 968, HB 971, HB 977, HB 1033, HB 1090, HB 1106

Respectfully submitted,
Kenneth C. Jenne, Chairman

The Committee on Corrections, Probation and Parole recommends the following pass: SB 156 with 2 amendments, SB 831 with 2 amendments

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 232

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

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 612, SB 692, SB 952 with 2 amendments

The Special Master on Claims recommends the following pass: HB 235

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

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 998

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

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 1132 with 5 amendments, SB 839

The bills were referred to the Committee on Natural Resources and Conservation under the original reference.

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 1277 with 1 amendment, HB 1039

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

The Committee on Appropriations recommends the following pass: CS for SB 870

The Committee on Corrections, Probation and Parole recommends the following pass: HB 315

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 233, SB 681, SB 421

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

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: CS for SB 463, CS for SB 470, CS for SB 1022

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

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 1106

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

REQUESTS FOR EXTENSION OF TIME

May 19, 1986

The Committee on Finance, Taxation and Claims requests an extension of 15 days for consideration of the following: Senate Bills 5, 18, 64, 65, 176, 209, 234, 240, 252, 255, 276, 326, 384, 397, 428, 473, 866, 922, 932, 934, 1007, 1031, 1085, 1118

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committees on Finance, Taxation and Claims and Natural Resources and Conservation and Senators Stuart, Mann, Kirkpatrick, Crawford, Grizzle, Vogt and Peterson—

CS for CS for SB 463—A bill to be entitled An act relating to land reclamation; creating ss. 378.202-378.213, F.S.; amending ss. 211.3103, 211.32, F.S.; providing legislative intent; providing definitions; specifying applicability; providing powers and duties of the Department of Natural Resources with respect to phosphate mine reclamation; providing for memoranda of agreement with other agencies; providing for adoption of statewide reclamation criteria and standards; requiring certain financial responsibility; providing for submission of operators' financial statements; providing for confidentiality and for review and repeal thereof; establishing a schedule for completion of reclamation; providing for injunctive relief and damages; providing for civil penalties; providing for recovery against financial security; requiring notice of violation; providing for variances; creating the Mandatory Land Reclamation Trust Fund; providing for levy of tax on severance of phosphate rock; providing criteria for mandatory reclamation programs for taxpayers subject to tax on severance of solid minerals; providing an appropriation; creating ss. 378.402-378.804, Florida Statutes; providing powers and duties of the department with respect to reclamation of lands disturbed by extraction of other resources; providing review procedures; providing for public access to information and confidentiality of certain records; providing for review and repeal; providing for inspections; providing for injunctive relief; specifying civil liability of noncomplying operators; authorizing certification of local governments or the Department of Transportation to carry out certain duties under the act; specifying relationship to other laws; requiring notice of intent to mine by extractors of limestone, heavy minerals, fuller's earth clay, and other specified resources; requiring conceptual reclamation plans with respect to mining of heavy minerals and fuller's earth clay; providing reclamation performance standards; specifying application to existing mines; providing an exemption; amending s. 253.023, F.S.; providing for additional moneys to be deposited in the Conservation and Recreation Lands Trust Fund; transferring certain moneys to the Land Acquisition Trust Fund for a certain purpose; amending s. 375.041, F.S.; prohibiting certain uses of the Land Acquisition Trust Fund; providing an effective date.

By the Committees on Finance, Taxation and Claims and Transportation and Senator Hill—

CS for CS for SB 470—A bill to be entitled An act relating to vehicles; amending s. 316.003, F.S.; revising definitions of "bicycle," "motor vehicle," and "motorcycle," eliminating definition of "motor-driven cycle," adding definitions of "moped" and "brake horsepower," for purposes of ch. 316, F.S., relating to the Florida Uniform Traffic Control Law; repealing s. 316.183(6), (7), F.S.; deleting provisions providing maximum speed limits for operation of mopeds and motor-driven cycles; repealing s. 316.2065(14), (15), F.S.; deleting provisions relating to the minimum age requirements for moped drivers and to moped safety equipment; amending s. 316.208, F.S.; requiring mopeds to be driven on the right-hand side of the roadway; providing exceptions; prohibiting the operation of a moped on the sidewalk; amending s. 316.2085, F.S.; extending applicability of provisions regulating riding on motorcycles to mopeds; creating s. 316.46, F.S.; adopting by reference the federal motor vehicle safety equipment regulations relating to mopeds; amending s. 320.01, F.S.; revising definition of "motor vehicle," eliminating definition of "motor-driven cycle," and adding definitions of "motorcycle" and "moped"; amending s. 320.08, F.S.; requiring moped owners to pay an annual license tax; deleting provisions relating to license tax for motor-driven cycles; amending s. 320.0803, F.S.; exempting mopeds from the requirements of ch. 320, F.S.; providing exceptions; establishing specifications for license plates for mopeds; amending s. 320.64, F.S.; revising a ground for denial, suspension, or revocation of a license by removing a reference to "motor scooter"; amending s. 322.01, F.S.; revising definitions of "vehicle" and "motor vehicle" for purposes of ch. 322, F.S., relating to drivers' licenses; amending s. 322.03, F.S.; deleting references to "motor-driven cycles" from the requirement of possessing a special driver's license for operation; amending s. 322.07, F.S.; authorizing holders of temporary instruction permits to operate mopeds without being accompanied by a licensed operator or chauffeur; amending s. 322.12, F.S.; deleting references to "motor-driven cycles" from the separate examination requirement with respect to a special driver's license; amending s. 322.16, F.S.; prohibiting restricted drivers under the age of 16 from operating certain motorcycles; conforming terminology; amending s. 324.021, F.S., relating to proof of financial

responsibility; deleting obsolete provisions; amending s. 403.415, F.S., relating to control of motor vehicle noise; exempting mopeds from its provisions and deleting provisions relating to motor-driven cycles; providing an effective date.

By the Committees on Finance, Taxation and Claims and Transportation and Senators Gordon, Crawford, Johnson, Neal, Stuart and Hair—

CS for CS for SB 1022—A bill to be entitled An act relating to taxation on fuels; creating s. 336.027, F.S.; providing that a county may impose an additional motor fuel tax by a majority plus one vote of the commission; providing for the collection, administration, and distribution of the tax; providing that bonds may be issued pursuant to the State Bond Act pledging the revenues from the tax; providing that a county or municipality may use the proceeds of the tax for transportation programs and to advance state road and public transportation projects; providing for reimbursement for expenditures on state projects; providing that a county or municipality must specify the projects on which the proceeds of the tax will be expended; prohibiting the Department of Transportation from reducing its program allocations in those counties or municipalities which have contributed revenues from the tax for state projects; amending s. 336.025, F.S.; requiring periodic adjustments in the distribution of local option gas tax moneys when the distribution is not covered by an interlocal agreement; providing additional circumstances when an interlocal agreement may be entered into; providing for distribution of tax moneys to newly incorporated municipalities; amending s. 206.9825, F.S.; specifying that the local option motor fuel tax pursuant to s. 336.027, F.S., does not apply to aviation fuel; amending s. 165.071, F.S.; requiring that a procedure be established for distributing local option gas tax moneys when incorporating a new municipality; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

First Reading

The Honorable Harry A. Johnston, II, President

I am directed to inform the Senate that the House of Representatives has passed as amended CS for HB 476; has adopted HCR 740 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Governmental Operations and Representative Messersmith—

CS for HB 476—A bill to be entitled An act relating to procurement of personal property and services; amending ss. 11.147, 283.37, 283.42, 283.53, 287.055, 287.057, 287.058, 287.062, 287.064, 287.0641 and 287.102, F.S., and creating s. 287.017, F.S.; authorizing specified university publications to engage in certain activities and providing for deposit of moneys in trust funds with respect thereto; providing for purchasing threshold categories with respect to the procurement of personal property and services by the state; authorizing the Division of Purchasing of the Department of General Services to adopt rules for annual adjustments to such categories; providing that the state university system shall be subject to such requirements; increasing the required threshold amount with respect to competitive bidding for legislative purchases; increasing the required threshold amount for bids for class A and class B printing; increasing the threshold amount for the purchase of certain professional services requiring public announcement and qualifications procedures; increasing the threshold amount with respect to competitive bids for the procurement of contractual services; increasing the threshold amount for the procurement of services requiring contractual documents; revising the interest rate limitation with respect to master equipment financing agreements; clarifying intent with respect to certain agreements and correcting a cross reference; increasing the threshold amounts necessary for competitive bidding; providing for the future repeal of s. 287.017(2), F.S., relating to the adoption of rules by the Division of Purchasing of the Department of General Services relative to annual adjustments of purchasing threshold amounts; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Representative Young and others—

HCR 740—A concurrent resolution designating the square dance as the American folk dance of the State of Florida.

—was referred to the Committee on 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 109 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 Senate Bills 238, 283, CS for SB 352 and CS for SB 582.

Allen Morris, Clerk

The bills contained in the foregoing message were ordered enrolled.

The Honorable Harry A. Johnston, II, President

I am directed to inform the Senate that the House of Representatives has receded from House Amendment 1 and passed as amended SB 52; has concurred in Senate Amendment to House Amendment 1 and passed SB 605 as amended.

Allen Morris, Clerk

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

The Honorable Harry A. Johnston, II, President

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

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. 232.23, and 240.323, F.S., to conform; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 4, line 22, after the period insert: *Credit bureaus shall not release any information obtained pursuant to this paragraph to any person.*

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

SB 73 passed as amended and was ordered engrossed and then enrolled.

The action of the Senate was certified to the House. The vote on passage was:

Yeas—32

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

Nays—None

Vote after roll call:

Yea—Fox, Gersten, Jenne, Kirkpatrick

LOCAL CALENDAR

Consideration of SB 666 was deferred.

SB 695—A bill to be entitled An act relating to Gasparilla Island, including Boca Grande Isles and the Gasparilla Golf Course Island, Three Sisters Island, Hogans Key, and Loomis Island, located in Charlotte County and Lee County; amending Section 4 of Chapter 80-473, Laws of Florida, as amended; defining the term nonconforming use; defining the criteria for traditional use; allowing the right to rebuild or repair nonconforming existing structures under certain circumstances; providing time

limitation for issuance of permits for rebuilding or repair of such structures; establishing the Gasparilla Inn Historic Resort Area; providing boundaries; providing for traditional use within the area; providing density and height standards; providing exemptions to the act within the area boundaries; providing an effective date.

—was read the second time by title. On motion by Senator Mann, by two-thirds vote SB 695 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

SB 1152—A bill to be entitled An act relating to St. Lucie County, water, sewer, and utilities; creating the St. Lucie County Water and Sewer Utilities Regulatory Act; providing legislative intent; providing definitions; providing for the St. Lucie County Water and Sewer Authority; providing powers and duties; providing for the issuance of certificates to certain utilities; providing for application for deletion of territory; providing for extension of certificate; providing for the sale, assignment or transfer of certificate, facilities, or control; providing for rates; providing for interim rates; providing for the determination of the official date of filing; providing rates for new classes of service; providing for charges for service availability; providing for service by utilities within certain time periods; providing for the examination and testing of meters; providing for service for resale; providing procedures to prohibit the abandonment of a utility governed by the act; providing a regulatory fee; providing for application fees; providing for an annual report; providing for notice of hearing; providing for review of final actions and orders; providing penalties; providing for repeal of this act; providing an effective date.

—was read the second time by title.

Senator Myers moved the following amendments which were adopted:

Amendment 1—On page 15, line 24, after “(3)” and before “in” insert: The authority shall, either upon request or upon its own motion, fix rates which are just, reasonable, compensatory, and not unfairly discriminatory.

Amendment 2—On page 20, line 3, strike “8” and insert: seven and one half

Amendment 3—On page 29, line 13, insert a new Section 23:

Section 23. Utility records; confidentiality.

(1) The authority shall continue to have reasonable access to all utility records. Upon request of the utility, any records received by the authority which are shown to be proprietary confidential business information shall be exempt from s. 119.07(1), Florida Statutes.

(2) In any docket or proceeding before the authority, the authority shall issue protective orders protecting a public utility from discovery of proprietary confidential business information, upon a showing by the utility that such protection is necessary. However, if the authority determines that discovery of proprietary confidential business information is necessary to protect the public interest, the authority shall enter an order limiting such discovery in the manner provided for in Rule 1.280 of the Florida Rules of Civil Procedure. Such proprietary confidential business information shall be exempt from s. 119.07(1), Florida Statutes.

(3) Proprietary confidential business information includes, but is not limited to:

(a) Trade secrets.

(b) Internal auditing controls and reports of internal auditors.

(c) Security measures, systems, or procedures.

(d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the utility to contract for services on favorable terms.

(e) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.

(Renumber subsequent sections.)

On motion by Senator Myers, by two-thirds vote SB 1152 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	Kirkpatrick	Peterson
Barron	Girardeau	Kiser	Plummer
Beard	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Crenshaw	Hill	McPherson	Vogt
Deratany	Jenne	Meek	Weinstein
Dunn	Jennings	Myers	
Fox	Johnson	Neal	

Nays—None

Vote after roll call:

Yea—Gersten

On motion by Senator Myers, the rules were waived and SB 1152 after being engrossed was ordered immediately certified to the House.

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.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 1295 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

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.

—was read the second time by title.

Senator Jenne moved the following amendment which was adopted:

Amendment 1—On page 8, strike lines 17 and 18 and insert:

Section 6. This act shall take effect January 1, 1987.

On motion by Senator Weinstein, by two-thirds vote SB 1296 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	Kirkpatrick	Peterson
Barron	Girardeau	Kiser	Plummer
Beard	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Crenshaw	Hill	McPherson	Vogt
Deratany	Jenne	Meek	Weinstein
Dunn	Jennings	Myers	
Fox	Johnson	Neal	

Nays—None

Vote after roll call:

Yea—Gersten

SB 1301—A bill to be entitled An act relating to Broward County; establishing a speed limit of 25 miles per hour on certain waterways in Broward County; providing for the erection and maintenance of such waterway speed limit signs; providing an effective date.

—was read the second time by title.

Senator McPherson moved the following amendments which were adopted:

Amendment 1—On page 1, line 9, strike everything after the enacting clause and insert:

Section 1. (1) The speed limit on the New River Canal and Florida Intracoastal Waterway in Broward County is 30 miles per hour.

(2) Any person who operates a boat, vessel, or other watercraft in excess of the posted speed limit commits a noncriminal infraction and is subject to imposition of a civil penalty of \$25 or, if the boat, vessel, or other watercraft is operated at a speed in excess of 50 miles per hour, to imposition of a civil penalty of \$50.

(3) This section does not apply to persons operating a boat, vessel, or other watercraft as a participant in, or during officially sanctioned trial runs preceding or following, a lawfully permitted regatta or boat race or to any governmental officer or employee operating a law enforcement, U. S. Coast Guard, or fire or rescue boat, vessel, or other watercraft in the performance of his official duties.

Section 2. The Florida Marine Patrol shall designate where speed limit signs shall be located. The county shall bear the cost of providing such signs, and each incorporated area within the county shall bear the cost of erecting any signs to be placed within its corporate boundaries.

Section 3. This act shall take effect October 1, 1986.

Amendment 2—In title, on page 1, strike lines 3 and 4 and insert: a speed limit of 30 miles per hour on certain waterways in Broward County; providing for noncriminal violations and civil penalties; providing exceptions; providing for the

On motion by Senator Weinstein, by two-thirds vote SB 1301 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	Kirkpatrick	Peterson
Barron	Girardeau	Kiser	Plummer
Beard	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Crenshaw	Hill	McPherson	Vogt
Deratany	Jenne	Meek	Weinstein
Dunn	Jennings	Myers	
Fox	Johnson	Neal	

Nays—None

Vote after roll call:

Yea—Gersten

SB 1302—A bill to be entitled An act relating to Lake County; prohibiting contests and tournaments involving boats, including fishing tournaments, on the Palatlahaha River Chain if such tournaments involve a specified number of boats; providing penalties; providing an effective date.

—was read the second time by title.

Senator Langley moved the following amendment which was adopted:

Amendment 1—On page 1, between lines 18 and 19, insert:

Section 2. For purposes of this act the Palatlahaha River Chain means the headwaters of the Palatlahaha River flowing downstream including Lake Louisa, Lake Susan, Lake Minnehaha, Crescent Lake, Lake Winona, Lake Palatlahaha, Lake Hiawatha, Lake Minneola, Lake Wilson, Lake Cook, Cherry Lake, Lake Hunt, Lake Stewart, Lake Lucy, and Lake Emma, and all of the connecting navigable channels of said lakes, including the Villa City Creek, up to the water control structure known as the "Villa City Structure".

(Renumber subsequent section.)

On motion by Senator Langley, by two-thirds vote SB 1302 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	Kirkpatrick	Peterson
Barron	Girardeau	Kiser	Plummer
Beard	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Crenshaw	Hill	McPherson	Vogt
Deratany	Jenne	Meek	Weinstein
Dunn	Jennings	Myers	
Fox	Johnson	Neal	

Nays—None

Vote after roll call:

Yea—Gersten

SB 1303—A bill to be entitled An act relating to the Town of Pembroke Park, Broward County; adding section 9A to chapter 59-1722, Laws of Florida, as amended; providing for composition of the Town Commission if certain unincorporated areas are annexed; providing for qualifications and election of the commissioners in such event; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 1303 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Crawford	Frank	Hair
Barron	Crenshaw	Girardeau	Hill
Beard	Deratany	Gordon	Jenne
Childers, D.	Dunn	Grant	Jennings
Childers, W. D.	Fox	Grizzle	Johnson

Kirkpatrick	Margolis	Peterson	Thurman
Kiser	McPherson	Plummer	Vogt
Langley	Meek	Scott	Weinstein
Malchon	Myers	Stuart	
Mann	Neal	Thomas	

Nays—None

Vote after roll call:

Yea—Gersten

SB 1304—A bill to be entitled An act relating to Sumter County; repealing chapter 57-1877, Laws of Florida, as amended, relating to the Sumter County Recreation and Water Conservation and Control Authority; providing for the dissolution of the control authority; providing that all property, assets, obligations, and liabilities of the control authority are transferred to the county commission, except as otherwise provided by court order or as necessary to pay court costs and attorneys' fees; providing an effective date.

—was read the second time by title.

Senator Langley moved the following amendment which was adopted:

Amendment 1—On page 1, line 24, after "County," insert: to be used solely for water related projects,

On motion by Senator Langley, by two-thirds vote SB 1304 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	Fox	Kiser	Plummer
Barron	Frank	Langley	Scott
Beard	Girardeau	Malchon	Stuart
Castor	Gordon	Mann	Thomas
Childers, D.	Grant	Margolis	Thurman
Childers, W. D.	Grizzle	McPherson	Vogt
Crawford	Hair	Meek	Weinstein
Crenshaw	Hill	Myers	
Deratany	Jennings	Neal	
Dunn	Johnson	Peterson	

Nays—None

Vote after roll call:

Yea—Gersten

SB 1305—A bill to be entitled An act relating to the enforcement of the Broward County Animal Control Ordinance; providing for the issuance of citations requiring compliance with the Animal Control Ordinance; providing for civil penalties for the violation thereof; authorizing enactment of an ordinance to establish procedures to implement the act; providing severability; providing a referendum; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 1305 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

SB 1309—A bill to be entitled An act authorizing the South Florida Water Management District to acquire by eminent domain specified parcels of land within the Loxahatchee River area in Palm Beach County, Florida; providing an effective date.

—was read the second time by title.

Senator Myers moved the following amendment which was adopted:

Amendment 1—On page 1, strike all of lines 18-26 and renumber subsequent subsections

On motion by Senator Myers, by two-thirds vote SB 1309 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

Table with 4 columns: Name, Frank, Kirkpatrick, Peterson. Lists names of senators and their corresponding votes for SB 1309.

Nays—None

Vote after roll call:

Yea—Gersten

SB 1310—A bill to be entitled An act relating to the North Broward Hospital District; amending ss. 4, 6, 33(4), 39, ch. 27438, Laws of Florida, 1951, as amended; authorizing the district to establish, operate, or support profit or not-for-profit subsidiaries and not-for-profit affiliates in furtherance of the district's purpose of providing for the health care needs of the people of the district; authorizing the district to support certain not-for-profit organizations; declaring that the support of such subsidiaries, affiliates, or nonaffiliated, not-for-profit organizations by means of nominal interest loans of funds, nominal rent leases of real or personal property, gifts and grants of funds, and guaranties of indebtedness is a public purpose and necessary for the preservation of the public health and welfare of the district and inhabitants thereof; authorizing the district to the extent permitted by the State Constitution, to participate as a shareholder in a corporation, or as a joint venturer in a joint venture, which provides health care or engages in activities related thereto and to provide debt or equity financing for the activities of such corporations or joint ventures; declaring that such participation in and funding of such health care corporations or joint ventures is a public purpose; requiring the district to comply with s. 155.40, F.S., to the extent that an action falls within the provisions of that section; providing for the conveyance of property or easements of the district to such a subsidiary, affiliate, or not-for-profit organization for a nominal consideration and without publication of notice or public hearing; repealing laws in conflict with the act; providing an effective date.

—was read the second time by title.

Senator Weinstein moved the following amendments which were adopted:

Amendment 1—On page 6, strike lines 4-7 and insert: thereof notwithstanding the provisions of its Charter, the District shall comply with the requirements of s. 155.40(2)(a)-(e), Florida Statutes, in implementing the powers provided in sections 4, 6, and 33(4).

Amendment 2—In title, on page 2, strike lines 1-3 and insert: the district to comply with certain provisions of s. 155.40, F.S., in implementing certain powers;

On motion by Senator Weinstein, by two-thirds vote SB 1310 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

Table with 4 columns: Name, Beard, Childers, W. D., Crenshaw. Lists names of senators and their corresponding votes for SB 1310.

Table with 4 columns: Name, Hill, Mann, Scott. Lists names of senators and their corresponding votes for SB 1309.

Nays—None

Vote after roll call:

Yea—Gersten

SB 1311—A bill to be entitled An act relating to the Tindall Hammock Irrigation and Soil Conservation District, Broward County; amending sections 1, 3(b), 5, 7, and 8(a) of chapter 27428, Laws of Florida, 1951, as amended; increasing the territorial boundaries of the district; providing an increase in the authorized acreage tax; changing the rate of interest the district may pay on loans and other obligations; changing the rate of interest the district may pay on district bonds; empowering the district to establish, construct, and maintain onsite water retention areas; repealing all laws or parts of laws in conflict with the provisions of this act; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 1311 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Table with 4 columns: Name, Frank, Kirkpatrick, Peterson. Lists names of senators and their corresponding votes for SB 1311.

Nays—None

Vote after roll call:

Yea—Gersten

SB 1317—A bill to be entitled An act relating to the Ocean Highway and Port Authority, Nassau County; amending section 1 of chapter 21418, Laws of Florida, 1941, as amended; exempting certain current members of the Ocean Highway and Port Authority from a residency requirement; changing the date upon which port commissioners assume office; providing an effective date.

—was read the second time by title. On motion by Senator Girardeau, by two-thirds vote SB 1317 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Table with 4 columns: Name, Frank, Kirkpatrick, Peterson. Lists names of senators and their corresponding votes for SB 1317.

Nays—None

Vote after roll call:

Yea—Gersten

On motion by Senator Weinstein, the rules were waived and SB 1317 was ordered immediately certified to the House.

SB 1318—A bill to be entitled An act relating to Nassau County; amending section 1 of chapter 59-1599, Laws of Florida, increasing salaries for the members of the board of commissioners of the Amelia Island Mosquito Control District; providing an effective date.

—was read the second time by title. On motion by Senator Girardeau, by two-thirds vote SB 1318 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

On motion by Senator Weinstein, the rules were waived and SB 1318 was ordered immediately certified to the House.

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.

—was read the second time by title. On motion by Senator Neal, by two-thirds vote HB 490 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

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.

—was read the second time by title. On motion by Senator Neal, by two-thirds vote HB 491 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

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.

—was read the second time by title. On motion by Senator Neal, by two-thirds vote HB 515 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

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 supersedure 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.

—was read the second time by title. On motion by Senator Hair, by two-thirds vote HB 954 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

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.

—was read the second time by title. On motion by Senator Hair, by two-thirds vote HB 955 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

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.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote HB 965 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

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.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote HB 968 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

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.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote HB 971 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

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.

—was read the second time by title. On motion by Senator Neal, by two-thirds vote HB 977 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

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.

—was read the second time by title. On motion by Senator Jennings, by two-thirds vote HB 1033 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

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.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 1090 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

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.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 1106 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Gersten

SPECIAL ORDER

SB 818—A bill to be entitled An act relating to payments for medical services; creating s. 402.24, F.S.; amending ss. 409.266, 627.7372, F.S.; defining "medical services"; providing that third-party coverage for medical services is primary coverage; providing for notice of third-party coverage to the Department of Health and Rehabilitative Services; providing subrogation rights; providing for liens; providing for rules; providing that Medicaid and other medical services paid for or provided by the department are not collateral sources of indemnity; providing an effective date.

—was read the second time by title.

Senator Stuart moved the following amendment which was adopted:

Amendment 1—On page 1, line 25, before the period (.) insert: , except for services provided or paid for pursuant to chapter 394, chapter 396, or chapter 397

On motion by Senator Stuart, by two-thirds vote SB 818 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Gersten

CS for SB 59—A bill to be entitled An act relating to nonpublic colleges; amending s. 246.085, F.S.; providing for exemptions from licensing requirements for nonpublic colleges chartered in Florida; amending s. 246.021, F.S.; defining a college agent; amending s. 246.031, F.S.; revising the membership of the State Board of Independent Colleges and Universities; amending s. 246.081, F.S.; describing conditions under which a nonpublic college may be established or operate within the state; amending s. 246.091, F.S.; providing standards for the expansion of programs and degrees; amending s. 246.111, F.S.; providing for denial or revocation of licenses and probation of licensees; providing an effective date.

—was read the second time by title.

Senator Myers moved the following amendment which was adopted:

Amendment 1—On page 6, line 29, strike "October" and insert: July

Senator Crenshaw moved the following amendment which was adopted:

Amendment 2—On page 3, lines 25 and 26, strike "and course descriptions"

On motion by Senator Myers, by two-thirds vote CS for SB 59 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	Fox	Kirkpatrick	Peterson
Barron	Frank	Kiser	Plummer
Beard	Girardeau	Langley	Scott
Castor	Gordon	Malchon	Stuart
Childers, D.	Grant	Mann	Thurman
Childers, W. D.	Grizzle	Margolis	Vogt
Crawford	Hair	McPherson	Weinstein
Crenshaw	Hill	Meek	
Deratany	Jennings	Myers	
Dunn	Johnson	Neal	

Nays—None

Vote after roll call:

Yea—Gersten, Jenne, Thomas

Committee Meeting Change

On motion by Senator Frank, the rules were waived and the Committee on Economic, Community and Consumer Affairs was granted permission to meet May 22 from 12:00 noon until 1:15 p.m.

On motion by Senator W. D. Childers, the rules were waived and the Committee on Executive Business was granted permission to meet upon adjournment this day.

On motion by Senator Neal, the rules were waived and the Committee on Appropriations was granted permission to meet upon adjournment to consider CS for SB 870 this day.

SPECIAL ORDER, continued

CS for SB 237—A bill to be entitled An act relating to the marriage license fee; amending s. 741.01, F.S.; increasing the additional fee charged for such licenses; providing an effective date.

—was read the second time by title. On motion by Senator Castor, by two-thirds vote CS for SB 237 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	Girardeau	Langley	Scott
Castor	Gordon	Malchon	Stuart
Childers, D.	Grant	Mann	Thomas
Childers, W. D.	Grizzle	Margolis	Thurman
Crawford	Hair	McPherson	Vogt
Crenshaw	Hill	Meek	Weinstein
Deratany	Jenne	Myers	
Dunn	Jennings	Neal	
Fox	Johnson	Peterson	

Nays—None

Vote after roll call:

Yea—Gersten, Kirkpatrick

SB 205—A bill to be entitled An act relating to the Department of Revenue; amending s. 20.21, F.S.; creating the Division of General Counsel and Tax Policy and prescribing its duties; realigning functions and responsibilities within the department; 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 Vogt and adopted:

Amendment 1—On page 3, strike all of lines 4-9 and insert: *departmental rules for all taxes, the rendition of opinions on tax policy pursuant to s. 120.565 or s. 213.22, the settlement of tax controversies pursuant to s. 213.21 and the rules of the department, the provision of informal assistance to the public on tax matters, and the conduct of proceedings pursuant to s. 120.57(2) and s. 120.57(4). The general*

Senator Vogt moved the following amendments which were adopted:

Amendment 2—On page 3, between lines 18 and 19, insert:

(4) *Necessary legal services, pursuant to chapter 16, including litigation, shall be provided to the Department of Revenue by the Department of Legal Affairs.*

Amendment 3—In title, on page 1, line 6, after the semicolon (;) insert: providing for legal services;

On motion by Senator Vogt, by two-thirds vote SB 205 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	Fox	Kiser	Plummer
Barron	Frank	Langley	Scott
Beard	Girardeau	Malchon	Stuart
Castor	Gordon	Mann	Thomas
Childers, D.	Grant	Margolis	Thurman
Childers, W. D.	Grizzle	McPherson	Vogt
Crawford	Hair	Meek	Weinstein
Crenshaw	Hill	Myers	
Deratany	Jennings	Neal	
Dunn	Johnson	Peterson	

Nays—None

Vote after roll call:

Yea—Gersten, Jenne, Kirkpatrick

On motions by Senator Hair, by two-thirds vote CS for HB 837 was withdrawn from the Committees on Commerce and Appropriations.

On motion by Senator Hair—

CS for HB 837—A bill to be entitled An act relating to the Mortgage Brokerage Act; amending s. 494.02, F.S., providing definitions; amending s. 494.03, F.S., providing language with respect to exemptions; creating s. 494.035, F.S., providing for powers and duties of the Department of Banking and Finance; creating s. 494.037, F.S., providing mortgage brokerage licensure requirements; creating s. 494.038, F.S., providing for renewal of a mortgage broker license; creating s. 494.039, F.S., providing for registration of mortgage brokerage businesses; providing fees; creating s. 494.0391, F.S., providing for registration renewal; creating s. 494.0392, F.S., providing for branch office permits; creating s. 494.0393, F.S., providing for requirements for licensees and registrants; amending s. 494.041, F.S., relating to mortgages offered by certain land developers; amending s. 494.042, F.S., relating to the Mortgage Brokerage Guaranty Fund; providing clarifying language; eliminating reference to violations of the chapter; amending s. 494.043, F.S., providing for conditions precedent to recovery under the fund; amending s. 494.044, F.S., relating to payment from the fund; creating s. 494.052, F.S., providing for administrative penalties and fines and license violations; creating s. 494.055, F.S., providing grounds for disciplinary action; amending s. 494.06, F.S., providing requirements with respect to books, accounts, records, and the like; creating s. 494.065, F.S., providing for investigation and complaints; amending s. 494.07, F.S., providing for the powers of the department; amending s. 494.071, F.S., relating to injunction to restrain violations; amending s. 494.072, F.S., relating to cease and desist orders and refund orders; amending s. 494.08, F.S., relating to requirements and prohibitions; amending s. 494.081, F.S., relating to fees or charges not deemed interest or finance charges; providing clarifying language; amending s. 494.091, F.S., relating to liability in the case of an unlawful transaction; amending s. 494.093, F.S., providing for prohibited practices; amending s. 494.10, F.S., providing penalties; providing for persons licensed on effective date of act; providing for review and repeal; repealing s. 494.04, F.S., relating to the licensing of mortgage brokers and mortgage solicitors; repealing s. 494.05, F.S., relating to denial, suspension, or revocation of licenses; providing for the application of the act to certain judicial or administrative proceedings; providing an effective date.

—a companion measure, was substituted for CS for SB 609 and read the second time by title.

Senator Hair moved the following amendments which were adopted:

Amendment 1—On page 36, between lines 7 and 8, insert:

Section 23. Section 494.082, Florida Statutes, is created to read:

494.082 Provisions not applicable to certain persons.—Sections 494.039(1)(b), 494.055(1)(e), 494.055(1)(p), 494.055(3), 494.08(5) and 494.08(10) do not apply to any registrant who is a Federal National Mortgage Association approved seller and servicer; a Federal Home Loan Mortgage Corporation approved seller and servicer; a Government National Mortgage Association approved mortgage-backed securities issuer; a Federal Housing Administration approved mortgagee; a Veteran's Administration approved lender; or any successor of any of them, pursuant to any provision of the acts of Congress or federal regulations.

(Renumber subsequent sections.)

Amendment 2—In title, on page 2, line 14, after the semicolon (;) insert: creating s. 494.082, F.S.; providing exemptions from certain specified provisions;

On motion by Senator Hair, by two-thirds vote CS for HB 837 as amended 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	Girardeau	Malchon	Stuart
Castor	Gordon	Mann	Thomas
Childers, D.	Grant	Margolis	Thurman
Childers, W. D.	Grizzle	McPherson	Vogt
Crawford	Hair	Meek	Weinstein
Crenshaw	Hill	Myers	
Deratany	Jennings	Neal	
Dunn	Johnson	Peterson	

Nays—None

Vote after roll call:

Yea—Gersten, Jenne, Kirkpatrick

CS for SB 609 was laid on the table.

On motion by Senator Hair, the rules were waived and CS for HB 837 was ordered immediately certified to the House.

SB 611—A bill to be entitled An act relating to turnpike projects; amending s. 338.235, F.S., providing that where the Department of Transportation determines it is in the best interest of the state, the department may extend existing contracts for the provision of services on turnpike projects; providing an effective date.

—was read the second time by title. On motion by Senator Gordon, by two-thirds vote SB 611 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	Girardeau	Malchon	Stuart
Castor	Gordon	Mann	Thomas
Childers, D.	Grant	Margolis	Thurman
Childers, W. D.	Grizzle	McPherson	Vogt
Crawford	Hair	Meek	Weinstein
Crenshaw	Hill	Myers	
Deratany	Jennings	Neal	
Dunn	Johnson	Peterson	

Nays—None

Vote after roll call:

Yea—Gersten, Jenne, Kirkpatrick

On motion by Senator Hill, by two-thirds vote CS for HB 882 was withdrawn from the Committee on Commerce.

On motion by Senator Hill—

CS for HB 882—A bill to be entitled An act relating to sale of liquefied petroleum gas; amending s. 527.01, F.S., modifying definitions; amending s. 527.02, F.S.; providing a penalty for violation of licensure requirements; revising licensure requirements; revising requirements relating to qualifiers; providing requirements relating to portable cylinders; creating s. 527.055, F.S.; providing powers and duties of the Department of Insurance; amending s. 527.06, F.S.; providing for rules; creating s. 527.065, F.S.; requiring notification to department of certain accidents; providing requirements regarding leak calls; amending s. 527.14, F.S.; revising provisions relating to suspension and revocation of license; creating s. 527.175, F.S.; specifying responsibilities of persons engaged in servicing liquefied petroleum gas equipment and systems and consumers and owners thereof; amending ss. 527.13 and 527.15, F.S.; correcting references; providing for review and repeal; providing an effective date.

—a companion measure, was substituted for CS for SB 749 and read the second time by title. On motion by Senator Hill, by two-thirds vote CS for HB 882 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fox	Johnson	Peterson
Barron	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	Hair	Meek	Weinstein
Deratany	Hill	Myers	
Dunn	Jennings	Neal	

Nays—None

Vote after roll call:

Yea—Jenne, Kirkpatrick

CS for SB 749 was laid on the table.

SB 477—A bill to be entitled An act relating to mortgages; amending s. 697.04, F.S., requiring that a statement of future advances clause be boldly printed on the mortgage; providing an effective date.

—was read the second time by title.

Senator Margolis moved the following amendments which were adopted:

Amendment 1—On page 2, lines 4-6, strike *“in boldfaced print or any print necessary to set off such statement from the other provisions contained in such mortgage or instrument”* and insert: *conspicuous*

Amendment 2—On page 1, line 29, strike *“clearly”*

Amendment 3—On page 1, line 30, strike *“the following statement”* and insert: *a legend substantially in the following form*

On motion by Senator W. D. Childers, by two-thirds vote SB 477 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	Johnson	Peterson
Barron	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	Hair	Meek	Weinstein
Deratany	Hill	Myers	
Dunn	Jennings	Neal	

Nays—None

Vote after roll call:

Yea—Jenne, Kirkpatrick

CS for SB's 620 and 629—A bill to be entitled An act relating to criminal deprivations of property; amending s. 812.014, F.S.; changing the monetary limits which define theft; providing that theft of any livestock is grand theft of the second degree and a felony of the third degree; amending s. 812.015, F.S.; redefining “retail theft”; revising language with respect to retail and farm theft; creating s. 817.037, F.S.; to make it a misdemeanor to engage in the practice of fraudulently seeking a refund; requiring the posting of notice by business establishments; amending s. 817.481, F.S.; changing the monetary limits defining fraudulent use of credit cards; amending s. 817.562, F.S.; changing the monetary limits defining fraud involving a security interest; amending s. 817.62, F.S.; changing the monetary limits defining fraud by persons authorized to provide goods or services upon presentation of a credit card; amending s. 832.04, F.S.; changing the monetary limits defining stopping payment on any check, draft, or written order for payment for farm or grove products; amending s. 832.041, F.S.; changing monetary limits defining stopping payment on a check with intent to defraud; amending s. 832.05, F.S.; changing monetary limits defining worthless checks, drafts or debit card orders; amending s. 832.07, F.S.; increasing the amount of the service charge which may be imposed on worthless checks; providing for liability for court costs, attorney fees and incurred bank fees; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote CS for SB's 620 and 629 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Fox, Hair, Jenne, Kirkpatrick

On motion by Senator Crawford, by two-thirds vote HB 645 was withdrawn from the Committee on Commerce.

On motion by Senator Crawford—

HB 645—A bill to be entitled An act relating to savings associations; amending s. 665.0311, F.S., revising provisions relating to the power to reorganize, merge, or consolidate; creating s. 665.0315, F.S., providing for the reorganization, merger, or consolidation with a foreign association; amending s. 665.034, F.S., providing for the acquisition of a Florida association by a foreign association under certain circumstances; creating s. 665.0345, F.S., providing for the regulatory supervision of foreign associations; amending s. 665.1001, F.S., providing for the establishment of a branch office of a foreign association under certain circumstances; providing legislative intent; providing for review and repeal; providing an effective date.

—a companion measure, was substituted for CS for SB 968 and read the second time by title. On motion by Senator Crawford, by two-thirds vote HB 645 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	Grizzle	Meek	Weinstein
Crenshaw	Hair	Myers	
Deratany	Jennings	Neal	
Dunn	Johnson	Peterson	

Nays—None

Vote after roll call:

Yea—Jenne, Kirkpatrick

CS for SB 968 was laid on the table.

CS for SB 1153—A bill to be entitled An act relating to thermal efficiency standards; amending s. 553.902, F.S.; redefining the energy performance index; amending s. 553.903, F.S.; eliminating performance level variations; amending s. 553.907, F.S.; providing for amended compliance certification forms; amending s. 553.9085, F.S.; providing for display of energy performance levels for residential buildings; providing an effective date.

—was read the second time by title. On motion by Senator Frank, by two-thirds vote CS for SB 1153 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fox	Johnson	Peterson
Barron	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	Hair	Meek	Weinstein
Deratany	Hill	Myers	
Dunn	Jennings	Neal	

Nays—None

Vote after roll call:

Yea—Jenne, Kirkpatrick

On motion by Senator Crawford—

HB 909—A bill to be entitled An act relating to the Florida Citrus Code; amending s. 601.28, F.S., combining and renaming the Fresh Citrus Inspection Bureau and the Processed Citrus Inspection Bureau of the Department of Agriculture and Consumer Services; providing an effective date.

—a companion measure, was substituted for SB 1251 and read the second time by title. On motion by Senator Crawford, by two-thirds vote HB 909 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fox	Johnson	Peterson
Barron	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	Hair	Meek	Weinstein
Deratany	Hill	Myers	
Dunn	Jennings	Neal	

Nays—None

Vote after roll call:

Yea—Jenne, Kirkpatrick

SB 1251 was laid on the table.

HB 370—A bill to be entitled An act relating to bridge designation; designating the newly constructed bridge on State Road 20 near Ebro in Washington County as the Olan Rex Ferguson Bridge; providing for the Department of Transportation to erect appropriate markers; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 370 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	Grizzle	Meek	Weinstein
Crenshaw	Hair	Myers	
Deratany	Jennings	Neal	
Dunn	Johnson	Peterson	

Nays—None

Vote after roll call:

Yea—Hill, Jenne, Kirkpatrick

CS for SB's 854 and 1050—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; changing the controlled substances in various schedules regulated pursuant to the "Florida Comprehensive Drug Abuse Prevention and Control Act"; providing an effective date.

—was read the second time by title.

Senator Myers moved the following amendments which were adopted:

Amendment 1—On page 4, lines 17-31, on page 5, lines 1-31, on page 6, lines 1-31, and on page 7, lines 1-5, strike all of said lines and insert:

(2) SCHEDULE II.—A substance in Schedule II has a high potential for abuse and has a currently accepted but severely restricted medical use in treatment in the United States, and abuse of the substance may lead to severe psychological or physical dependence. The following substances are controlled in Schedule II:

(a) Unless specifically excepted or unless listed in another schedule, any of the following substances, whether produced directly or indirectly by extraction from substances of vegetable origin or independently by means of chemical synthesis:

1. Opium and any salt, compound, derivative, or preparation of opium, except *nalmefene* or isoquinoline alkaloids of opium, including but not limited to the following:

a. Raw opium.

- b. Opium extracts.
- c. Opium fluid extracts.
- d. Powdered opium.
- e. Granulated opium.
- f. Tincture of opium.
- g. Codeine.
- h. Ethylmorphine.
- i. Etorphine hydrochloride.
- j. Hydrocodone.
- k. Hydromorphone.
- l. Metopon.
- m. Morphine.
- n. Oxycodone.
- o. Oxymorphone.
- p. Thebaine.
- q. *Dronabinol*.

Amendment 2—On page 1, strike line 11 and insert:

Section 1. Paragraph (a) of subsection (1),

On motion by Senator Myers, by two-thirds vote CS for SB's 854 and 1050 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	Fox	Jennings	Plummer
Barron	Frank	Johnson	Scott
Beard	Gersten	Kiser	Stuart
Castor	Girardeau	Langley	Thomas
Childers, D.	Gordon	Mann	Thurman
Childers, W. D.	Grant	Margolis	Vogt
Crawford	Grizzle	McPherson	Weinstein
Crenshaw	Hair	Myers	
Deratany	Hill	Neal	
Dunn	Jenne	Peterson	

Nays—None

Vote after roll call:

Yea—Kirkpatrick

On motion by Senator Myers, the rules were waived and CS for SB's 854 and 1050 after being engrossed was ordered immediately certified to the House.

SB 768—A bill to be entitled An act relating to insurance; creating s. 627.7282, F.S., providing for a procedure with respect to private passenger motor vehicle insurance policyholders who have been charged an incorrect premium relating to the assessment of additional premiums; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, line 21, strike "notify" and insert: provide notice to

On motion by Senator W. D. Childers, by two-thirds vote SB 768 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	Castor	Crawford	Dunn
Barron	Childers, D.	Crenshaw	Fox
Beard	Childers, W. D.	Deratany	Frank

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

Nays—None

Vote after roll call:

Yea—Kirkpatrick

Special Recognition

Senator W. D. Childers introduced the 1985 Trooper of the Year, Barney J. Stallworth, who was being honored today by the Governor and Cabinet. He was accompanied by his wife Sandy.

Senator Childers pointed out that in 1985 the Trooper on two separate occasions was credited with the saving of a human life; and that his constant attention to duty in 1985 led to the recovery of nine stolen vehicles, 170 felony drug arrests, and the seizure of over one million dollars worth of illegal drugs.

On motion by Senator Jenne, by two-thirds vote HCR 740 was withdrawn from the Committee on Rules and Calendar.

Consideration of Resolution

On motions by Senator Jenne—

HCR 740—A concurrent resolution designating the square dance as the American folk dance of the State of Florida.

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

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Deratany, Fox, Kirkpatrick, Thurman

SPECIAL ORDER, continued

SB 902—A bill to be entitled An act relating to motor vehicle sales warranties; amending s. 681.102, F.S., providing definitions; amending s. 681.104, F.S., providing for refunds to lessors and lessees of motor vehicles for nonconformity under the "Motor Vehicle Warranty Enforcement Act"; providing an effective date.

—was read the second time by title. On motion by Senator Kiser, by two-thirds vote SB 902 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Fox

CS for SB 628—A bill to be entitled An act relating to insurance; amending s. 628.461, F.S., relating to acquisition of controlling stock of a domestic stock insurer; creating s. 628.4615, F.S., providing for acquisition of controlling stock, ownership interest, or control; merger or consolidate with respect to allied lines insurers; providing penalties; amending ss. 631.051 and 642.032, F.S., conforming language to the act; amending ss. 634.252, 634.3073, 634.4085, 641.255, and 641.416, F.S.; creating ss. 637.153, 637.316, 637.422, 638.052, 639.106, 641.125, and 651.024, F.S., providing similar procedures with respect to acquisition for motor vehicle service agreement companies, home warranty associations, service warranty associations, optometric service plans, pharmaceutical service plans, dental service plan corporations, ambulance service associations, sellers of preneed contracts, health care service plans, health maintenance organizations; prepaid health clinics, and life care facilities; providing for review and repeal; providing an effective date.

—was read the second time by title.

Senator Margolis moved the following amendments which were adopted:

Amendment 1—On page 14, strike all of lines 13-15 and insert:

- 4. A consolidation; or
- 5. Any other form of change of control

Amendment 2—On page 16, line 11, strike “(13)” and insert: (14)

Amendment 3—On page 20, line 2, strike “life” and insert: continuing

Amendment 4—On page 15, strike line 27 and insert: *allied lines insurer or controlling company which are stock corporations, or ownership interest of an allied lines insurer or controlling company which are not stock corporations.*

Amendment 5—On page 6, strike all of lines 3-15 and insert:

(d) *The nature and the extent of the controlling interest which the person or affiliated person of such person proposes to acquire, the terms of the proposed acquisition, and the manner in which the controlling interest is to be acquired of an allied lines insurer or controlling company which are not stock corporations.*

(e) *The number of shares or other securities which the person or affiliated person of such person proposes to acquire, the terms of the proposed acquisition, and the manner in which the securities are to be acquired.*

(f) *Information as to any contract, arrangement, or understanding with any party with respect to any of the securities of the allied lines insurer or controlling company, including, but not limited to, information relating to the transfer of any of the securities, option arrangements, puts or calls, or the giving or withholding of proxies, which information names the party with whom the contract, arrangement, or understanding has been entered into and gives the details thereof.*

On motion by Senator Margolis, by two-thirds vote CS for SB 628 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	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

e after roll call:

a—Peterson

Senator Gordon presiding

SB 468—A bill to be entitled An act relating to procurement of personal property and services; amending ss. 11.147, 283.37, 283.42, 287.055, 287.057, 287.058, 287.062 and 287.102, F.S., and creating s. 287.017, F.S.; providing for purchasing threshold categories with respect to the procurement of personal property and services by the state; authorizing the Division of Purchasing of the Department of General Services to adopt rules for annual adjustments to such categories; providing that the state university system shall be subject to such requirements; increasing the required threshold amount with respect to competitive bidding for legislative purchases; increasing the required threshold amount for bids for class A and class B printing; increasing the threshold amount for the purchase of certain professional services requiring public announcement and qualifications procedures; increasing the threshold amount with respect to competitive bids for the procurement of contractual services; increasing the threshold amount for the procurement of services requiring contractual documents; increasing the threshold amounts necessary for competitive bidding; providing for the future legislative review and repeal of s. 287.017(2), F.S., relating to the adoption of rules by the Division of Purchasing of the Department of General Services relative to annual adjustments of purchasing threshold amounts; providing an effective date.

—was read the second time by title.

Four amendments were adopted to SB 468 to conform the bill to CS for HB 476.

Pending further consideration of SB 468 as amended, on motion by Senator Vogt, by two-thirds vote CS for HB 476 was withdrawn from the Committee on Governmental Operations.

On motions by Senator Vogt—

CS for HB 476—A bill to be entitled An act relating to procurement of personal property and services; amending ss. 11.147, 283.37, 283.42, 283.53, 287.055, 287.057, 287.058, 287.062, 287.064, 287.0641 and 287.102, F.S., and creating s. 287.017, F.S.; authorizing specified university publications to engage in certain activities and providing for deposit of moneys in trust funds with respect thereto; providing for purchasing threshold categories with respect to the procurement of personal property and services by the state; authorizing the Division of Purchasing of the Department of General Services to adopt rules for annual adjustments to such categories; providing that the state university system shall be subject to such requirements; increasing the required threshold amount with respect to competitive bidding for legislative purchases; increasing the required threshold amount for bids for class A and class B printing; increasing the threshold amount for the purchase of certain professional services requiring public announcement and qualifications procedures; increasing the threshold amount with respect to competitive bids for the procurement of contractual services; increasing the threshold amount for the procurement of services requiring contractual documents; revising the interest rate limitation with respect to master equipment financing agreements; clarifying intent with respect to certain agreements and correcting a cross reference; increasing the threshold amounts necessary for competitive bidding; providing for the future repeal of s. 287.017(2), F.S., relating to the adoption of rules by the Division of Purchasing of the Department of General Services relative to annual adjustments of purchasing threshold amounts; providing an effective date.

—a companion measure, was substituted for SB 468 and by two-thirds vote read the second time by title.

Senator Stuart moved the following amendments which were adopted:

Amendment 1—On page 2, line 15, after “amended” insert: and subsection (10) is added to said section

Amendment 2—On page 4, between lines 16 and 17, insert:

(10) *The joint committee shall provide electronic access to the legislative information system to elected members of the Legislature, upon request, and at no cost to the members' capitol and legislative district offices. The requesting member shall be responsible for providing and maintaining his own district and capitol office information technology equipment. The joint committee shall provide safeguards to ensure the security of the information system.*

Amendment 3—On page 1, line 20, after the semicolon (;) insert: requiring the Joint Legislative Management Committee to provide mem-

bers of the Legislature electronic access to the legislative information system, at no cost and upon request; providing member responsibility for equipment; providing for security of the system;

Senator Johnson moved the following amendments which were adopted:

Amendment 4—On page 16, line 6, insert:

Section 14. Paragraph (a) of subsection (3) of section 11.45, Florida Statutes, is amended to read:

11.45 Definitions; duties; audits; reports.—

(3)(a)1. The Auditor General shall annually make financial audits of the accounts and records of all state agencies, as defined in this section, of all district school boards, and of all district boards of trustees of community colleges. Nothing herein shall limit the Auditor General's discretionary authority to conduct performance audits of these governmental entities as authorized in subparagraph 2.

2. The Auditor General may at any time make financial audits and performance audits of the accounts and records of all governmental entities created pursuant to law. The audits referred to in this subparagraph shall be made whenever determined by the Auditor General, whenever directed by the Legislative Auditing Committee, or whenever otherwise required by law or concurrent resolution.

3. If by July 1 in any fiscal year a *district school board* or local governmental entity has not been notified that a financial audit for that fiscal year will be performed by the Auditor General pursuant to subparagraph 2., each municipality with either revenues or expenditures of more than \$100,000, each special district with either revenues or expenditures of more than \$25,000, and each county agency shall, and each *district school board* may, require that an annual financial audit of its accounts and records be completed, within 6 months after the end of its respective fiscal year, by an independent certified public accountant retained by it and paid from its public funds. A management letter shall be prepared and included as a part of each financial audit report. The county audit shall be one document which shall include a separate audit of each county agency. The county audit shall be a single report. The governing body of a county shall be responsible for selecting an independent certified public accountant to audit the county agencies of the county according to the following procedure:

a. In each noncharter county, an auditor selection committee shall be established, consisting of the county officers elected pursuant to s. 1(d), Art. VIII, State Constitution, and one member of the board of county commissioners or its designee.

b. The committee shall publicly announce, in a uniform and consistent manner, each occasion when auditing services are required to be purchased. Public notice shall include a general description of the audit and shall indicate how interested certified public accountants can apply for consideration.

c. The committee shall encourage firms engaged in the lawful practice of public accounting who desire to provide professional services to submit annually a statement of qualifications and performance data.

d. Any certified public accountant desiring to provide auditing services must first be qualified pursuant to law. The committee shall make a finding that the firm or individual to be employed is fully qualified to render the required service. Among the factors to be considered in making this finding are the capabilities, adequacy of personnel, past record, and experience of the firm or individual.

e. The committee shall adopt procedures for the evaluation of professional services, including, but not limited to, capabilities, adequacy of personnel, past record, experience, and such other factors as may be determined by the committee to be applicable to its particular requirements.

f. The public shall not be excluded from the proceedings under this subparagraph.

g. The committee shall evaluate current statements of qualifications and performance data on file with the committee, together with those that may be submitted by other firms regarding the proposed audit, and shall conduct discussions with, and may require public presentations by, no fewer than three firms regarding their qualifications, approach to the audit, and ability to furnish the required service.

h. The committee shall select no fewer than three firms deemed to be the most highly qualified to perform the required services after considering such factors as the ability of professional personnel; past performance; willingness to meet time requirements; location; recent, current, and projected workloads of the firms; and the volume of work previously awarded to the firm by the agency, with the object of effecting an equitable distribution of contracts among qualified firms, provided such distribution does not violate the principle of selection of the most highly qualified firms. If fewer than three firms desire to perform the services, the committee shall recommend such firms as it determines to be qualified.

i. Nothing in this subparagraph shall be construed to prohibit contracts for a period in excess of 1 year.

j. If the board of county commissioners receives more than one proposal for the same engagement, the board may rank, in order of preference, the firms to perform the engagement. The firm ranked first may then negotiate a contract with the board giving, among other things, a basis of its fee for that engagement. Should the board be unable to negotiate a satisfactory contract with that firm, negotiations with that firm shall be formally terminated, and the board shall then undertake negotiations with the second-ranked firm. Failing accord with the second-ranked firm, negotiations shall then be terminated with that firm and undertaken with the third-ranked firm. Negotiations with the other ranked firms shall be undertaken in the same manner. The board, in negotiating with firms, may reopen formal negotiations with any one of the three top-ranked firms, but it may not negotiate with more than one firm at a time. The board shall also negotiate on the scope and quality of services. In making such determination, the board shall conduct a detailed analysis of the cost of the professional services required in addition to considering their scope and complexity. For contracts over \$50,000, the board shall require the firm receiving the award to execute a truth-in-negotiation certificate stating that the rates of compensation and other factual unit costs supporting the compensation are accurate, complete, and current at the time of contracting. Such certificate shall also contain a description and disclosure of any understanding that places a limit on current or future years' audit contract fees, including any arrangements under which fixed limits on fees will not be subject to reconsideration if unexpected accounting or auditing issues are encountered. Such certificate shall also contain a description of any services rendered by the certified public accountant or firm of certified public accountants at rates or terms that are not customary. Any auditing service contract under which such a certificate is required shall contain a provision that the original contract price and any additions thereto shall be adjusted to exclude any significant sums by which the board determines the contract price was increased due to inaccurate or incomplete factual unit costs. All such contract adjustments shall be made within 1 year following the end of the contract. This sub-subparagraph shall apply to audits covering the 1982-1983 fiscal year, and the procedure in this sub-subparagraph may be used by any county for subsequent audits. If there is a conflict between this sub-subparagraph and s. 473.317, this sub-subparagraph shall prevail.

k. Should the board be unable to negotiate a satisfactory contract with any of the selected firms, the committee shall select additional firms, and the board shall continue negotiations in accordance with this subsection until an agreement is reached.

l. At the conclusion of the audit field work, the independent certified public accountant shall discuss with the head of each county agency and the chairman of the board of county commissioners or his designee all of the auditor's comments which will be included in the report containing the auditor's comments for the areas within their responsibility. If the officer is not available to discuss the auditor's comments, their discussion is presumed when the comments are delivered in writing to his office.

m. The officer's written statement of explanation or rebuttal concerning the auditor's comments, including corrective action to be taken, shall be filed with the governing body of the county and with the Auditor General within 20 days of the delivery of the financial audit report.

n. *Each district school board that elects to utilize an independent audit shall select an auditor by using the same selection procedure as outlined under sub-subparagraphs b.-k. The district school board selection committee shall be set by policy of that district school board. The report shall be presented to the superintendent of schools and the chairman of the school board in that district and filed with the district school board and the Auditor General in conformity with sub-subparagraphs l.-m. Nothing in this section shall be construed as prohibiting a district*

school board to select an independent auditor to perform a financial audit notwithstanding the notification provisions elsewhere in this section. Where this action has occurred the Auditor General is encouraged to utilize the financial audit performed by the independent auditor and instead to perform specific compliance audits of the agency if necessary.

o.m. The Auditor General, in consultation with the Board of Accountancy, shall adopt rules for the form and conduct of all local governmental entity audits. Such rules shall include, but not be limited to, requirements for the reporting of information necessary to carry out the purposes of the Local Government Financial Emergency and Accountability Act, chapter 79-183, Laws of Florida.

The procedures under sub-subparagraphs a.-k. do not apply to audit agreements or contracts entered into before July 1, 1983.

4. Any financial audit report required under subparagraph 3. shall be submitted to the Auditor General no later than 7 months after the end of the fiscal year of the governmental entity. If the Auditor General does not receive the financial audit within such period, he shall notify the Legislative Auditing Committee that such governmental entity has not complied with this subparagraph. Following notification of failure to submit the required audit, the Legislative Auditing Committee may:

a. In the case of a city or county, notify the Department of Revenue and the Department of Banking and Finance that the local unit of government has failed to comply. Upon notification, the department shall withhold any funds payable to such governmental entity until the required financial audit is received by the Auditor General.

b. In the case of a special district, notify the Department of Community Affairs that the special district has failed to provide the required audits. Upon notification, the department shall proceed pursuant to ss. 189.008 and 189.009.

5. The Auditor General, in consultation with the Board of Accountancy, shall review all audits completed for local units of government by an independent certified public accountant.

(Renumber subsequent sections.)

Amendment 5—In title, on page 1, line 27, after the semicolon (;) insert: amending s. 11.45, F.S., allowing district school boards to select an auditor to perform an annual audit; providing for the presentation of the annual audit report to the superintendent of schools and the chairman of the school board in the district; providing for filing with the district school board and the Auditor General;

The President presiding

On motion by Senator Vogt, by two-thirds vote CS for HB 476 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Frank	Johnson	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	Hair	Meek	Weinstein
Deratany	Hill	Myers	
Dunn	Jenne	Neal	
Fox	Jennings	Peterson	

Nays—None

Vote after roll call:

Yea—Kirkpatrick

SB 468 was laid on the table.

SB 422—A bill to be entitled An act relating to emergency medical services; amending s. 401.27, F.S.; providing for certification of physicians and dentists as paramedics; providing an effective date.

—was read the second time by title. On motion by Senator Jennings, by two-thirds vote SB 422 was read the third time by title, passed and 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	Myers	
Fox	Jennings	Neal	

Nays—None

On motion by Senator Jennings, the rules were waived and SB 422 was ordered immediately certified to the House.

SB 1115—A bill to be entitled An act relating to dissolution of marriage; creating s. 61.075, F.S.; authorizing courts to equitably distribute marital assets and liabilities; defining marital and nonmarital assets and liabilities; providing for the effect of a recorded judgment; establishing the date for determining marital assets and liabilities and the value thereof; providing a presumption as to marital assets and liabilities; provides for monetary payments; provides for the consideration of an alimony award; amending s. 61.08, F.S.; adding marital assets and liabilities as factor in the determination of an award of alimony or maintenance; providing an effective date.

—having been amended May 15, was taken up with pending Amendment 2 which was adopted:

Amendment 2—On page 4, lines 22 and 23, insert Subsection (8):

(8) Nothing in this section shall be construed to require an equal division of marital assets; however, marital assets may be so divided if equitable distribution requires such division.

Senator Dunn moved the following amendment which was adopted:

Amendment 3—On page 3, line 1, after "income" insert: as specified in s. 738.03(1)(a)-(g)

Senator Weinstein moved the following amendments which were adopted:

Amendment 4—On page 1, between lines 19 and 20, insert:

Section 1. Subsection (5) is added to section 61.052, Florida Statutes, to read:

61.052 Dissolution of marriage.—

(5) The court may enforce an antenuptial agreement to arbitrate a dispute in accordance with the law and tradition chosen by the parties.

(Renumber subsequent sections.)

Amendment 5—In title, on page 1, line 2, after the semicolon (;) insert: amending s. 61.052, F.S.; providing that the court may enforce certain antenuptial agreements;

On motion by Senator Dunn, by two-thirds vote SB 1115 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	Frank	Kirkpatrick	Peterson
Beard	Gersten	Kiser	Plummer
Castor	Girardeau	Langley	Scott
Childers, D.	Gordon	Malchon	Thomas
Childers, W. D.	Grant	Mann	Thurman
Crenshaw	Grizzle	Margolis	Vogt
Deratany	Hair	McPherson	Weinstein
Dunn	Hill	Meek	
Fox	Johnson	Myers	

Nays—None

Vote after roll call:

Yea—Jenne, Neal

SB 926—A bill to be entitled An act relating to education; providing a short title; creating the Christa McAuliffe Ambassador for Education Program to promote teaching as a profession; providing for the annual selection of an ambassador for education; providing program criteria; providing an effective date.

—was read the second time by title.

Senator Castor moved the following amendments which were adopted:

Amendment 1—On page 3, line 29, after the period (.) insert: The ambassador will not have a break in creditable or continuous service or employment for the period of time in which he or she participates in the program.

Amendment 2—On page 2, line 30, strike "Teacher" and insert: Educators

Senator Vogt moved the following amendments which were adopted:

Amendment 3—On page 3, between lines 29 and 30, insert:

Section 6. Section 240.408, Florida Statutes, is created to read:

240.408 Challenger Astronauts Memorial Scholarship Program.—

(1) There is created a Challenger Astronauts Memorial Scholarship Program to be administered by the Department of Education. Eligibility for scholarships awarded pursuant to this section shall be limited to students who:

(a) Have been bona fide residents of this state for the 2 years preceding receipt of the award.

(b) Receive a Florida public school diploma pursuant to s. 232.246 or s. 229.814.

(c) Attend on a full-time basis a state university or community college authorized by Florida law.

(d) Declare an intention to complete a major program of study in the liberal arts or to pursue a career in the teaching profession.

(e) Enroll as a first-time-in-college student after August 1, 1987.

(f) Apply for and, if offered, accept the award within established time limits.

(2) Each district school board shall nominate one candidate annually for receipt of an award pursuant to this section. Such nominations shall be based on the recommendations of a district nominating panel appointed by the school board, which shall consist of teachers, administrators, and lay persons. Criteria for student nominations shall consist of extracurricular activities, letters of recommendation, and an essay of no more than 1,000 words related to the topic of "The Challenge of Space." A panel consisting of the Chancellor of the Board of Regents, the executive director of the community college system, and the Commissioner of Education shall select seven award recipients from the district nominees.

(3) The annual award to each recipient shall be \$1,000. Payment of an award shall be transmitted, on behalf of the student, to the president of the institution which the recipient is attending or to his representative in advance of the registration period. If a recipient does not enroll or terminates his enrollment during the academic year, the unused portion of the award shall be refunded within 60 days to the department, for the purposes of this section, by the president of the institution or his representative.

(4) A recipient shall maintain the equivalent of a 2.0 cumulative grade point average on a 4.0 scale, or shall maintain an approved equivalent student progress evaluation plan, on at least 12 hours per semester, in order to be eligible for continuation of the award. No student may receive a Challenger Astronauts Memorial Scholarship for more than the equivalent of 8 semesters. The award may be renewed annually upon documentation by the recipient that he meets the necessary qualifications. If a recipient transfers to another authorized postsecondary institution, his award shall be transferable, provided he is otherwise eligible for the award.

(5) There is created the Challenger Astronauts Memorial Scholarship Trust Fund. The Comptroller shall authorize expenditures from this fund upon receipt of vouchers approved by the Department of Education. Any balance therein at the end of any fiscal year shall remain therein and shall be available for carrying out the purposes of this program.

(6) The Department of Education shall administer this program under rules established by the State Board of Education.

(Renumber subsequent section.)

Amendment 4—In title, on page 1, line 7, after "criteria;" insert: creating s. 240.408, F.S., the Challenger Astronauts Memorial Scholarship Program; providing for administration by the Department of Education pursuant to rules of the State Board of Education; providing eligibility criteria; providing for nomination; providing for award and requirements with respect thereto; creating the Challenger Astronauts Memorial Scholarship Trust Fund for the purposes of the program;

Amendment 5—In title, on page 1, line 21, after "career," insert: and

WHEREAS, Mission Commander Maj. Francis Scobee, U.S.A.F. (Retired); Shuttle Pilot Cdr. Michael Smith, U.S.N.; Mission Specialist Lt. Col. Ellison Onizuka, U.S.A.F.; Mission Specialist Ronald McNair, Ph.D.; Mission Specialist Judith Resnik, Ph.D.; Mission Specialist Gregory Jarvis; and Teacher/Astronaut Christa McAuliffe, while in flight aboard the Space Shuttle "Challenger" on January 28, 1986, lost their lives in service to their country, and

WHEREAS, their courage and spirit were in the finest tradition of the American pioneer, and

WHEREAS, these outstanding men and women made the supreme sacrifice to increase man's understanding of the universe and of his place in it, to assure for America its continuing role as the leader in the peaceful exploration of space, and the use of space and space technology for the greater good of all mankind, and

WHEREAS, the Legislature of the State of Florida wishes to memorialize these seven brave and courageous men and women who lost their lives in pursuit of knowledge,

On motion by Senator Castor, by two-thirds vote SB 926 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	Kirkpatrick	Peterson
Beard	Gersten	Kiser	Plummer
Castor	Girardeau	Langley	Scott
Childers, D.	Gordon	Malchon	Thomas
Childers, W. D.	Grant	Mann	Thurman
Crawford	Grizzle	Margolis	Vogt
Crenshaw	Hill	McPherson	Weinstein
Deratany	Jenne	Meek	
Dunn	Jennings	Myers	
Fox	Johnson	Neal	

Nays—None

Presentation of Award

The President invited Senator Peterson and Jeff Sharkey to the rostrum. Mr. Sharkey, the Governor's Advisor for International Education and Executive Director of the Florida Interamerican Scholarship Foundation, presented Senator Peterson a plaque for his work for the Florida Interamerican Scholarship Foundation.

On motion by Senator Plummer, by two-thirds vote SR 526 was withdrawn from the Committee on Rules and Calendar.

Consideration of Resolutions

On motion by Senator Plummer—

SR 526—A resolution commending Head Coach Ron Fraser and his 1985 national champion University of Miami baseball team.

WHEREAS, in Omaha, Nebraska, on June 11, 1985, the University of Miami Hurricanes won their second College World Series by beating the University of Texas Longhorns, completing a two-game sweep that avenged their only loss of the tournament and gave them the 1985 NCAA baseball championship, and

WHEREAS, in their opening victory over tournament favorite and number-one ranked Stanford, the Hurricanes set a new NCAA team record of 5 home runs in a single game, and

WHEREAS, the Hurricanes placed three players on the all-tournament team, including the tournament's most valuable player, Greg Ellena, and

WHEREAS, the Hurricanes finished their remarkable season with a sparkling 64-16 record, and

WHEREAS, since their first College World Series appearance in 1974, the Hurricanes have returned seven times, sweeping the series in 1982 and coming from behind to win this year's series, all of which reflects the superlative coaching of Ron Fraser, and

WHEREAS, on June 1st, in recognition as one of the most successful coaches in college baseball history, Ron Fraser was selected by the American Baseball Coaches' Association to be inducted into the Coaches' Hall of Fame, and

WHEREAS, the national exposure accompanying these outstanding achievements has brought positive attention to this state and reflects the quality of athletics at the University of Miami and in this state, NOW, THEREFORE,

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

That the Senate hereby commends Head Coach Ron Fraser and his University of Miami baseball team for another successful season, a second College World Series title, and recognition as the 1985 NCAA baseball champions.

BE IT FURTHER RESOLVED that copies of this resolution, with the seal of the Senate affixed, be presented to Head Coach Ron Fraser and his assistant coaches and to each member of the 1985 University of Miami Hurricanes baseball team 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 Plummer introduced to the Senate Ron Fraser, Head Coach, University of Miami Hurricanes, and Rick Remmert, Assistant Athletic Director, University of Miami.

The President requested Senators Fox and Plummer to escort Ron Fraser and Rick Remmert to the rostrum where a copy of the resolution was presented to Coach Fraser.

On motion by Senator Castor, by unanimous consent—

By Senator Castor—

SR 1324—A resolution commending the teachers of this state.

WHEREAS, Florida teachers comprise the foundation of our educational program, and

WHEREAS, teachers make a profound difference in the lives of their students, and

WHEREAS, teachers give much of themselves, often with little reward other than the satisfaction of seeing their students grow and learn, and

WHEREAS, the insight and sensitivity of a teacher gives students lifelong insight into their own character and lifelong motivation to do their best, and

WHEREAS, the firm guidance and loving compassion of a teacher nurtures the best aspects of our personalities, and

WHEREAS, each of us has fond memories of special teachers who have touched our lives, and

WHEREAS, this state is fortunate to have some of the finest teachers in America, NOW, THEREFORE,

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

That the Senate commends the teachers of this state for their dedication and hard work, their concern for their students, and their commitment to improving our educational system.

—was introduced out of order and read the first time by title. On motion by Senator Castor, SR 1324 was read the second time in full and unanimously adopted.

Senator Castor introduced to the Senate Susan Forte, NASA Teacher

in Space, George Stone Area, Vocational-Technical Center, Pensacola; Candace Parker, Florida Teacher of the Year, 1986-87, St. Cloud High School, St. Cloud; Mike Reynolds, NASA Teacher in Space and former teacher of the year, Fletcher High School, Jacksonville.

On motion by Senator Vogt, by unanimous consent—

By Senators Vogt and Peterson—

SR 1325—A resolution commending Candace Parker as Florida Teacher of the Year 1987.

WHEREAS, teaching is an ancient and honorable art and a highly respected profession, and

WHEREAS, Florida each year joins with other states in honoring a small, elite group of teachers as being representative of all good teachers everywhere, and

WHEREAS, Candace (Candy) Parker, a teacher of world history and sociology at St. Cloud High School, Osceola County, and a teacher in Florida for 13 years, has been selected as Florida Teacher of the Year 1987 and is the state's nominee for National Teacher of the Year 1987, and

WHEREAS, in the classroom Mrs. Parker not only knows her subjects and is able to explain them in such a way that all students can comprehend, but she also shows a warmth that has earned her the nickname of "Mom" Parker, and

WHEREAS, Mrs. Parker, by encouraging participation in the Meals on Wheels project, by direct exposure to the operation of the judicial system, and by providing for participation in various community and cultural events, has raised the consciousness of her students in a manner that will continue to enrich their lives and through them the lives of many others, and

WHEREAS, it is appropriate that the Florida Senate commends Candace Parker for her dedication and accomplishment, NOW, THEREFORE,

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

That the Florida Senate hereby commends Candace Parker for her selection as Florida Teacher of the Year 1987 and as the state's nominee for National Teacher of the Year 1987.

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

—was introduced out of order and read the first time by title. On motion by Senator Vogt, SR 1325 was read the second time in full and unanimously adopted.

Senator Vogt spoke briefly in recognition of Candace Parker, Florida Teacher of the Year.

The President appointed Senators Castor, W. D. Childers, Vogt, Hair, Crenshaw and Girardeau to escort Candace Parker, Susan Forte and Mike Reynolds to the rostrum where they were presented copies of the resolutions.

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

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator McPherson, by two-thirds vote CS for SB 1035 was removed from the calendar and indefinitely postponed.

On motions by Senator Neal, by two-thirds vote CS for SB 62, SB 285, CS for SB 444, SB 448, SB 571, CS for SB 626, SB 651, CS for SB 685, SB 713, CS for SB 726, SB 746, CS for SB 842, CS for SB 989, CS for SB 994, CS for CS for SB 465, CS for SB 328, Senate Bills 1015, 1320, 1321 and 1322 were withdrawn from the Committee on Appropriations.

On motions by Senator Neal, by two-thirds vote CS for SB 311, CS for SB 313 and CS for SB 314 were withdrawn from the Committee on Appropriations and by two-thirds vote placed on the special order calendar for Wednesday, May 21.

On motion by Senator D. Childers, by two-thirds vote SB 1246 was removed from the calendar and indefinitely postponed.

On motion by Senator Jenne, by two-thirds vote CS for SB 870 was placed on the special order calendar for Wednesday, May 21.

On motions by Senator Jenne, by two-thirds vote CS for SB's 277 and 68, and CS for SB's 999 and 742 were withdrawn from the Committee on Economic, Community and Consumer Affairs.

On motions by Senator Jenne, by two-thirds vote CS for SB 935, CS for SB 126 and CS for SB 397 were withdrawn from the Committee on Finance, Taxation and Claims.

On motions by Senator Jenne, by two-thirds vote Senate Bills 141, 292, 462, 1137 and CS for SB's 296, 297 and 298 were withdrawn from the Committee on Judiciary-Civil.

On motions by Senator Jenne, by two-thirds vote CS for SB 1083 and CS for SB 705 were withdrawn from the Committee on Commerce.

On motion by Senator Jenne, by two-thirds vote SB 527 was withdrawn from the Committee on Transportation.

On motions by Senator Jenne, by two-thirds vote CS for SB's 859 and 879, and SB 950 were withdrawn from the Committee on Governmental Operations.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of May 19 and May 15 were corrected and approved.

The Journal of May 13 was further corrected and approved as follows:

Page 252, column 1:

In roll call strike "Barron", "Deratany", "Plummer" and insert alphabetically: Hair, Jenne, Kirkpatrick

Strike lines 16 and 17

Page 252, column 2:

In roll call strike "Barron", "Peterson" and insert alphabetically: Hair, Jenne

Strike lines 32 and 33

Page 257, column 1:

In roll call strike "Barron", "Childers, D.", "Crawford", "Crenshaw", "Girardeau", "Gordon", "Hair", "Kirkpatrick", "Plummer", "Stuart"

Line 26, from bottom, strike "Jenne" and insert: Hair, Kirkpatrick

Page 257, column 2

In first roll call, strike "Barron", "Dunn", "Gersten", "Kiser", "Langley" and insert alphabetically: Castor, W. D. Childers, Jenne, Kirkpatrick, Neal

Strike line 24

VOTES RECORDED

Senator Gersten was recorded as voting yea on HB 76 which was considered May 1; SB 785, May 6; SB 280 and executive appointments on May 13.

RECESS

On motion by Senator Jenne, the Senate recessed at 11:21 a.m. to reconvene at 9:00 a.m., Wednesday, May 21.

SENATE PAGES

May 19 - 23

Melinda Kathleen Baker, Tallahassee; Amparito Sofia Betancourt, Dunnellon; Whitney E. Crapo, Gainesville; Jodi Crum, Tallahassee; Robert Corey Edwards, Miami; Douglas V. Floyd, Coral Springs; Robert Fuller, Panama City; Gail Ellyn Gardner, Tallahassee; Wendy Lynn Gardner, Tallahassee; Jennifer Hess, Dunnellon; Michael Scott Kapner, Palm Beach; Tracey La Tonya Lawrence, Tallahassee; Lauri McLellan, Tallahassee; Stacey R. Moses, Temple Terrace; Monica Ruth Nettles, Crescent City; Scott L. Parker, Gainesville; Glenn Reichle, Chuluota; Earl Scales, Wiersdale; Stephanie L. Snell, Jacksonville; Michelle Walker, Tallahassee