



# Journal of the Senate

Number 2

Monday, April 13, 1987

## REPORTS OF COMMITTEES

The Committee on Finance, Taxation and Claims recommends the following pass: SB 777 with 2 amendments

The Committee on Governmental Operations recommends the following pass: SB 261 with 2 amendments, SB 389

The Committee on Natural Resources and Conservation recommends the following pass: SB 175

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 157, SB 196, SB 213, SB 231

The Committee on Transportation recommends the following pass: SB 240 with 1 amendment

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

The Committee on Commerce recommends the following pass: CS for SB 156

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

The Committee on Governmental Operations recommends the following pass: SB 332, SB 358 with 2 amendments

The Committee on Natural Resources and Conservation recommends the following pass: SB 355 with 1 amendment, SB 447

The Committee on Transportation recommends the following pass: SB 136 with 1 amendment

**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 139

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

The Committee on Natural Resources and Conservation recommends the following pass: SB 279

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

The Committee on Natural Resources and Conservation recommends the following pass: SB 440

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

The Committee on Commerce recommends the following pass: SB 487

The Committee on Governmental Operations recommends the following pass: SB 490 with 2 amendments

The Committee on Judiciary-Civil recommends the following pass: SJR 459

The Committee on Judiciary-Criminal recommends the following pass: SJR 135

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

The Committee on Commerce recommends the following pass: SB 134

The Committee on Corrections, Probation and Parole recommends the following pass: SB 131

The Committee on Health and Rehabilitative Services recommends the following pass: SB 3

The Committee on Judiciary-Civil recommends the following pass: SB 81 with 1 amendment, SB 91, SB 209, SB 244, SB 317

The Committee on Judiciary-Criminal recommends the following pass: SB 90, SB 154 with 2 amendments, SB 218

The Committee on Natural Resources and Conservation recommends the following pass: SB 312 with 1 amendment, SB 313, SB 393

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

The Committee on Health and Rehabilitative Services recommends the following not pass: SB 186

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

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 170

The Committee on Governmental Operations recommends a committee substitute for the following: SB 227

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 461

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 245

The Committee on Transportation recommends a committee substitute for the following: SB 210

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

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 414

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 404

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

The Committee on Transportation recommends a committee substitute for the following: SB 165

**The bill with committee substitute attached was referred to the Committee on Economic, Community and Consumer Affairs under the original reference.**

The Committee on Governmental Operations recommends a committee substitute for the following: SB 250

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

The Committee on Commerce recommends a committee substitute for the following: SB 160

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: Senate Bills 149, 150, 248 and 260

The Committee on Transportation recommends a committee substitute for the following: SB 177

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

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 236

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

The Committee on Commerce recommends a committee substitute for the following: SB 201

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 55

The Committee on Education recommends a committee substitute for the following: SB 203

The Committee on Governmental Operations recommends a committee substitute for the following: SB 206

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 59, SB 168

The Committee on Judiciary-Civil recommends committee substitutes for the following: SB 11, SB 374

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

## INTRODUCTION AND REFERENCE OF BILLS

### First Reading

By Senators Weinstein and McPherson—

**SB 651**—A bill to be entitled An act relating to medical examiners; amending s. 406.11, F.S.; providing a definite time period for the required autopsy of the body of a human being who dies by disease, injury or toxic agent resulting from employment; requiring the medical examiner to make a good faith effort to notify the next of kin prior to the performance of an autopsy; providing for proof; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Myers—

**SB 652**—A bill to be entitled An act relating to health facilities; amending s. 154.403, F.S.; expanding the definition of "health facility," for purposes of the State Health Facilities Authority Law; providing an effective date.

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

By Senator Plummer—

**SB 653**—A bill to be entitled An act relating to the Department of Education; directing the department to provide for a Paraprofessional of the Year Program; providing an appropriation; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Plummer—

**SB 654**—A bill to be entitled An act relating to civil liability; exempting from liability for civil damages non-paid directors of nonprofit corporations and nonprofit organizations; providing an effective date.

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

By Senator Plummer—

**SB 655**—A bill to be entitled An act relating to liens on aircraft; amending s. 329.40, F.S.; providing clarifying language; providing that a lien for unpaid charges due a public airport attaches to all aircraft on such airport property, owned by the debtor; providing criminal penalties for removal of aircraft to which a lien attaches; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Plummer—

**SB 656**—A bill to be entitled An act relating to the investment of financial assets; amending s. 744.444, F.S.; providing that a guardian may invest estate assets in securities guaranteed by the full faith and credit of the Federal Government; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Hollingsworth—

**SB 657**—A bill to be entitled An act relating to the Parole and Probation Commission; amending s. 947.082, F.S.; changing the membership of the Board of Clemency Review to include all members of the commission; providing exemptions from public meeting and public record disclosure requirements for the board; requiring future legislative review of such exemptions pursuant to the Open Government Sunset Review Act; amending s. 947.13, F.S.; providing for certain investigations by the commission; providing an effective date.

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

By Senator Margolis—

**SB 658**—A bill to be entitled An act relating to talent agencies; amending s. 468.401, F.S., clarifying a definition; amending s. 468.403, F.S., relating to license requirements; providing an application fee for change of operator; clarifying fingerprint and photograph requirements; changing affidavit requirements; amending s. 468.404, F.S., providing for biennial license renewal procedures; deleting provision relating to use of confusing names; providing an effective date.

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

By Senator Kiser—

**SB 659**—A bill to be entitled An act relating to transportation-related construction contracts; amending s. 120.53, F.S.; providing circumstances under which and procedures by which an agency shall stop the bid solicitation process or contract award process pending resolution of a protest; prescribing time within which a hearing officer in a protest hearing shall render a recommended order; amending s. 337.11, F.S.; providing that a person protesting an award must post a bond in a specified amount; providing for the payment of certain costs and charges; providing circumstances in which the department may proceed with bid solicitation or contract award; requiring department contracts to contain a provision requiring the prime contractor to pay all affected subcontractors and suppliers for work completed; amending s. 337.14, F.S.; authorizing the department to limit the amount of any contracts on which a person is qualified to bid or the total contracts that a person may have under contract at any one time; prohibiting a person from filing a protest in certain circumstances; amending s. 337.16, F.S.; requiring a contractor's application for a certificate of qualification to be denied or his current certificate suspended if he is determined delinquent on a contract; providing that, for reasons other than delinquency in progress, the Department of Transportation for good cause may also deny a certificate of qualification; creating s. 337.175, F.S.; requiring the department to include in its construction contracts a provision for retaining a percentage of the amount due the contractor for work completed; prohibiting the department from accepting securities for amounts retained on construction contracts, but requiring the department to allow certain contractors to substitute securities; amending s. 337.18, F.S.; specifying that the department is not liable for certain anticipated profits when a contract is in default; increasing the amount charged as liquidated damages for certain contracts; providing a penalty for failure to complete a project within the time stipulated in the contract or within any extension granted; providing for recovery for damages suffered by third parties; providing that any liquidated damages, penalty, and additional damages assessed in contracts

containing incentive and disincentive provisions are payable when the contract time or extension is exceeded; amending s. 337.403, F.S.; allowing the department to participate in certain work that exceeds cost estimates; limiting the amount of the departmental participation; providing an effective date.

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

By Senator Lehtinen—

**SB 660**—A bill to be entitled An act relating to governmental organization; transferring the Division of Consumer Services of the Department of Agriculture and Consumer Services to the Department of Legal Affairs; amending ss. 20.14 and 570.29, F.S., renaming the Department of Agriculture and Consumer Services as the Department of Agriculture; removing reference to the division therefrom; amending ss. 14.26, 366.85, 501.012, 501.021, 501.135, 526.3135, 559.801, 681.102, 713.135, and 849.0915, F.S., conforming to the act provisions relating to division responsibilities for consumer complaints to the Citizen's Assistance Office, public utilities consumer conciliatory conferences and energy conservation products and services, contracts for health studio services, home solicitation sales, consumer unit pricing, complaints received by the Department of Agriculture under the Motor Fuel Marketing Practices Act, sale or lease of business opportunities, motor vehicle sales warranties, provision of statements summarizing the mechanic's lien law, and violations of laws relating to referral selling; accelerating the date of a required division report on the operation of the Motor Fuel Marketing Practices Act; renumbering ss. 501.90, 501.913, 501.914, 501.915, 501.916, 501.917, 501.92, 501.921, 501.922, and 501.923, F.S., reorganizing provisions relating to treated fence posts and antifreeze, which remain under the authority of the Department of Agriculture; amending and renumbering ss. 501.91, 501.911, 501.912, 501.918, and 501.919, F.S., correcting cross references; amending ss. 570.18 and 570.44, F.S., correcting cross references; renumbering s. 570.542, F.S., and amending and renumbering ss. 570.543 and 570.544, F.S., the Florida Consumer Services Act; conforming to the act provisions relating to appointment and duties of the Florida Consumers' Council and appointment of a director of the Division of Consumer Services; modifying provisions relating to council meetings and recommendations; authorizing the division to make use of testing and laboratory facilities of the Department of Agriculture for detection of consumer fraud; directing that changes in terminology be made in the Florida Statutes; saving s. 570.543, F.S., from Sundown repeal; providing for future review and repeal; providing effective dates.

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

By Senator Lehtinen—

**SB 661**—A bill to be entitled An act relating to foreign trade zones; amending s. 288.37, F.S.; requiring the approval of the local governing body prior to the establishment of foreign trade zones or foreign trade subzones off the grounds of ports of entry; providing an effective date.

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

By Senator Lehtinen—

**SB 662**—A bill to be entitled An act relating to criminal defendants; providing for the payment of investigation costs by a defendant when requested by the investigating law enforcement agency and so ordered by the court; requiring an itemized statement of investigation costs; providing for a lien upon the property of the defendant or the parent of a minor defendant; specifying certain protections available to a defendant; providing for deposit and use of investigation costs collected by a law enforcement agency; amending s. 948.03, F.S.; providing for payment of investigation costs as a condition of probation or community control; providing an effective date.

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

By Senator Peterson—

**SB 663**—A bill to be entitled An act relating to state university laboratory schools; redesignating such schools as developmental research schools and transferring the responsibility for administering such schools from the state universities to the district school boards of the school districts in which the schools are located; requiring each developmental

research school to specialize in designated subject areas; providing criteria for admission; providing for student records, reports, and testing programs; providing funding for such schools from the Florida Education Finance Program and other sources; authorizing a student activity and service fee; providing for school personnel; providing for advisory boards; designating schools as teachers education centers; amending s. 228.041, F.S.; conforming nomenclature; amending s. 228.088, F.S.; requiring such schools to implement security programs; amending s. 230.03, F.S.; authorizing district school boards to operate and supervise such schools; amending s. 238.01, F.S.; redefining the term "teacher" for purposes of the Teachers' Retirement System of Florida to include teachers on the staff of such schools; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Peterson—

**SB 664**—A bill to be entitled An act relating to state funding of community colleges; amending s. 240.359, F.S.; modifying the procedure for determining the apportionment to community colleges from the community college program fund; modifying the procedure for allocating funds to a community college for direct instructional cost; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator W.D. Childers—

**SB 665**—A bill to be entitled An act relating to student loans; authorizing the state to borrow and lend funds to certain lenders; providing for the repayment of such loans; authorizing the state to enter into loan agreements and interlocal agreements with local governments; providing for notice and estoppel; providing an effective date.

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

By Senator Thomas—

**SB 666**—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 570.07, F.S., authorizing the department to acquire, preserve, and exhibit artifacts, relics, and historic items reflective of the state's agricultural history; providing an effective date.

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

By Senator Thomas—

**SB 667**—A bill to be entitled An act relating to Florida Seed Law; amending s. 578.011, F.S., modifying definitions; amending s. 578.08, F.S., clarifying application of registration requirements; modifying an exemption; amending s. 578.181, F.S., providing additional penalties; amending s. 578.23, F.S., requiring recordkeeping by certain persons; amending s. 578.26, F.S., increasing time for filing the answer to a complaint; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Kirkpatrick—

**SB 668**—A bill to be entitled An act relating to the taking of wildlife; prohibiting interference with the lawful taking of wildlife; providing for certain officers to arrest violators without a warrant; providing criminal penalties; providing that a person damaged by such prohibited acts may recover specified damages and an attorney's fee; providing a standard of proof; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation; and Judiciary-Criminal.

By Senator Weinstock—

**SB 669**—A bill to be entitled An act relating to tax on sales, use and other transactions; amending ss. 212.02 and 212.031, F.S.; reenacting an exemption for lease payments on recreational property or the common elements of a condominium scheduled for July 1, 1987, repeal; providing an effective date.

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

By Senator Thurman—

**SB 670**—A bill to be entitled An act relating to pharmaceutical assistance to the elderly; directing the Department of Health and Rehabilitative Services to establish a program for payments to pharmacies for costs of certain prescription drugs for eligible elderly persons; providing definitions; requiring an annual report by the department; providing eligibility standards; requiring certain copayments; providing for payment to a pharmacy under the program; creating an advisory council; specifying violations and providing penalties; providing for rules; providing for review and repeal; providing an effective date.

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

By Senators Thurman and Grizzle—

**SB 671**—A bill to be entitled An act relating to the judiciary; amending ss. 26.031 and 34.022, F.S., to provide additional judges in specified circuit and county courts; providing an effective date.

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

By Senator Thurman—

**SB 672**—A bill to be entitled An act relating to wildlife; amending s. 372.921, F.S., relating to regulation of wildlife exhibits, to provide an exemption for certain exotic wildlife; providing responsibility for management; providing an effective date.

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

By Senator Thurman—

**SB 673**—A bill to be entitled An act relating to cosmetology; creating s. 477.0216, F.S.; amending ss. 477.014, 477.0265, 477.029, F.S.; authorizing a graduate of a cosmetology school in this state to practice cosmetology or a specialty without a license, if such graduate has a valid temporary work permit issued by the Department of Professional Regulation; providing limitations on such practice; providing for issuance of such work permit; providing an effective date.

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

By Senator Thurman—

**SB 674**—A bill to be entitled An act relating to child care; amending s. 402.30, F.S.; revising the composition of the advisory council on child care; amending s. 402.301, F.S.; authorizing the Department of Health and Rehabilitative Services to adopt certain rules; amending s. 402.302, F.S.; revising the definitions of "child care" and "child care facility"; amending ss. 402.310, 402.315, F.S.; requiring certain administrative fines and license fees to be used for improvements in the child care licensing program; providing an effective date.

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

By Senator Thurman—

**SB 675**—A bill to be entitled An act relating to public records; amending s. 119.14, F.S.; expanding the criteria which justify an exemption to the provisions of the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Thurman—

**SB 676**—A bill to be entitled An act relating to the disposal of cremated remains; amending s. 470.0255, F.S.; providing for the disposal of unclaimed remains of deceased persons cremated prior to October 1, 1986; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Thurman—

**SB 677**—A bill to be entitled An act relating to the sales and use tax; repealing s. 212.05(i), F.S., as created by s. 3 of ch. 86-166, Laws of Florida, relating to the imposition of a sales tax on cleaning, laundry, and garment services; providing an exemption for such services; providing a conditional retroactive effective date.

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

By Senators W.D. Childers and Hollingsworth—

**SB 678**—A bill to be entitled An act relating to labor organizations; amending s. 447.307, F.S.; providing that a state bargaining unit established or approved for purposes of collective bargaining which includes members of the Florida Highway Patrol may not include any other employees; providing an effective date.

—was referred to the Committee on Personnel, Retirement and Collective Bargaining.

By Senator McPherson—

**SB 679**—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.01, F.S.; defining the term "marine fish"; creating s. 370.0605, F.S.; providing for saltwater fishing licenses; providing fees; providing duties of tax collectors and the Department of Natural Resources; prohibiting certain unlawful uses of a saltwater fishing license; providing for a portion of the fees to be retained by counties for special marine resources projects; creating s. 370.0606, F.S.; providing for the appointment of subagents for the issuance and sale of saltwater fishing licenses; providing for the disposition of license fees; creating a Marine Resources Education Program Grant Trust Fund; providing for grants for public and private marine resources education programs; creating a Marine Resources Conservation Trust Fund; providing for a marine information system; specifying level of general revenue funding for certain activities and programs; creating additional positions and providing appropriations; providing an effective date.

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

By Senator McPherson—

**SB 680**—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.021, F.S., authorizing the Department of Natural Resources to assess civil penalties, for the unintentional killing of certain protected species of fish during legal fishing operations; providing for the collection of civil penalties; authorizing license suspension for nonpayment; providing for administrative hearings; providing the amount of such civil penalties; providing that such civil penalties be deposited into the Marine Biological Research Trust Fund; providing an effective date.

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

By Senator Peterson—

**SB 681**—A bill to be entitled An act relating to the sale of airplane tickets; prohibiting an airline company from retaining more than a specified percentage of the purchase price of an airplane ticket upon cancellation of a reservation under certain circumstances; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Margolis—

**SB 682**—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.08, F.S.; including certain nonprofit cultural corporations as "educational institutions" for exemption purposes; providing an effective date.

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

By Senator Margolis—

**SB 683**—A bill to be entitled An act relating to discrimination in the treatment of persons; amending s. 760.22, F.S.; expanding the definition of "handicap" for purposes of the protections against discrimination provided by the state Fair Housing Act, to include mental retardation; providing an effective date.

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

By Senator Thurman—

**SB 684**—A bill to be entitled An act relating to thoroughbred horse racing; defining the term "simulcasting"; authorizing the Division of Pari-mutuel Wagering to issue a permit in certain counties for the receipt and display of live thoroughbred horse races by simulcast; providing criteria for simulcast facilities; providing eligibility; providing broadcast require-

ments; providing for the application of certain pari-mutuel statutes; providing for the season; providing for subsequent annual permits; providing for revocation; providing for contracts; providing for rules; providing an effective date.

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

By Senator Thurman—

**SB 685**—A bill to be entitled An act relating to the Florida Safety Belt Law; amending s. 316.614, F.S., exempting motor vehicles operated by rural letter carriers of the United States Postal Service under certain circumstances; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Thurman—

**SB 686**—A bill to be entitled An act relating to handicapped parking; amending s. 320.0848, F.S., providing that certain handicapped persons shall not be required to apply for, display, or pay any fee for exemption entitlement parking permits; providing an effective date.

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

By Senator Weinstein—

**SB 687**—A bill to be entitled An act relating to financial institutions; amending s. 674.213, F.S., revising current provisions under the Uniform Commercial Code with respect to credit given by a bank for an item in an account with its customer for withdrawal; providing exceptions; amending s. 655.081, F.S., in conformance with the act; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Grant—

**SB 688**—A bill to be entitled An act relating to landlord and tenant; amending s. 83.46, F.S., providing for rental payments with respect to certain dwelling units furnished by an employer to an employee after the employee ceases employment; amending s. 83.51, F.S., requiring tenants to vacate rental premises after notice for the purpose of exterminating pests; amending s. 83.53, F.S., providing that the landlord may enter the dwelling unit at any time for the repair, protection or preservation of the premises; amending s. 83.56, F.S., providing clarifying language with respect to the termination of the rental agreement; amending s. 83.60, F.S., providing for possession of the dwelling unit under certain circumstances; amending s. 83.625, F.S.; providing for attorney's fees and costs in certain actions for possession of the dwelling unit; amending s. 713.691, F.S., providing for the landlord's lien for rent; providing an effective date.

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

By Senator Deratany—

**SB 689**—A bill to be entitled An act relating to prostitution; amending s. 796.05, F.S., redefining the offense of living off earnings of prostitute; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Deratany—

**SB 690**—A bill to be entitled An act relating to marketable record title to real property; amending s. 712.03, F.S.; providing that the exception to marketability for state title to lands beneath navigable waters shall not apply to certain homestead property; providing an effective date.

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

By Senator Deratany—

**SB 691**—A bill to be entitled An act relating to mobile homes; amending s. 418.304, F.S., revising criteria with respect to the power of a mobile home park recreation district to enter into certain contracts; amending s. 723.002, F.S., providing for the application of certain provisions of the Florida Mobile Home Act to mobile home subdivision developers and lot owners; amending s. 723.035, F.S., relating to the posting of rules or regu-

lations; amending s. 723.037, F.S., revising criteria for lot rental increase, reductions in service or utilities and changes in rules and regulations; amending s. 723.074, F.S., revising language with respect to the sale of facilities serving a mobile home subdivision; providing an effective date.

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

By Senator Barron—

**SB 692**—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 413.22, 413.23, 413.24, 413.26(1), (3), 413.27(1), (2)(b), 413.28, 413.29, 413.30(1), 413.32, 413.36, 413.37, 413.38(4), 413.39, 413.40, 413.41, 413.42, 413.43, 413.46, 413.47(1), 413.48, and 413.49, Florida Statutes; conforming such sections to ss. 20, 21, and 26, ch. 86-220, Laws of Florida, which transferred all powers and duties of the Department of Health and Rehabilitative Services relating to vocational rehabilitation as provided in ss. 413.30-413.612, except ss. 413.50, 413.501, 413.502, and 413.503, to the Department of Labor and Employment Security and assigned the powers and duties to the Division of Vocational Rehabilitation of the Department of Labor and Employment Security.

—was referred to the Committee on Rules and Calendar.

By Senator Myers—

**SB 693**—A bill to be entitled An act relating to vital statistics; creating ss. 382.001, 382.002, F.S., relating to vital statistics; providing definitions; amending and renumbering ss. 382.01, 382.031, 382.04, 382.37, 382.32, 382.38, F.S.; consolidating provisions relating to vital statistics, the State Registrar, and local registrars of vital statistics; providing for reports; amending and renumbering s. 382.50, F.S., relating to the micro-filing and destruction of vital records; amending and renumbering ss. 382.36, 382.33, 382.05, F.S.; consolidating provisions relating to local registrars, deputy registrars, and subregistrars; amending and renumbering s. 382.061, F.S.; changing procedures regarding burial-transit permits; amending s. 382.14, F.S.; revising procedure relating to final disposition of bodies; amending and renumbering ss. 382.081, 382.091, F.S.; clarifying the applicability of certain provisions to fetal deaths; changing certain procedures relating to death registrations; renumbering s. 382.085, F.S.; amending and renumbering s. 382.10, F.S.; changing procedures with respect to certain deaths; creating s. 382.012, F.S.; providing for presumptive death certificates; amending and renumbering s. 382.16, F.S.; changing provisions relating to selection of surnames for birth certificates; amending and renumbering s. 382.17, F.S.; changing birth certificate information which is confidential; amending and renumbering ss. 382.21, 382.22, 382.49, F.S.; changing provisions relating to corrections and substitutions of birth records; amending and renumbering s. 382.215, F.S., relating to new birth certificates for alien children; amending and renumbering ss. 382.40, 382.44, 382.45, 382.48, F.S., relating to delayed birth certificates; amending and renumbering ss. 382.19, 382.20, F.S., relating to filings of birth and death certificates; amending and renumbering ss. 382.23, 382.24, 382.25, F.S., relating to marriage licenses and records of dissolutions of marriage; increasing the filing charge for judgment of dissolution of marriage; amending and renumbering s. 382.29, F.S., relating to records of the Department of Health and Rehabilitative Services; amending and renumbering s. 382.35, F.S.; providing for computer certification of certain records; changing confidentiality requirements; increasing certain fees; providing for the release of certain data to specified persons; amending and renumbering s. 382.39, F.S.; providing for administrative fines for certain violations; amending and renumbering s. 382.51, F.S., relating to adoption information; amending ss. 28.101, 68.07, 383.04, F.S., to conform; repealing ss. 382.02, 382.071, 382.15, 382.26, 382.28, 382.30, 382.321, 382.34, 382.41, 382.42, 382.43, 383.10, F.S., relating to vital records, to conform; amending ss. 63.165, 383.327, 741.02, 943.26, F.S.; correcting cross-references, to conform; providing an effective date.

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

By Senator Deratany—

**SB 694**—A bill to be entitled An act relating to trespass on property; amending s. 810.011, F.S.; providing and alphabetizing definitions; prohibiting trespass on a military installation or on a space transportation facility; providing penalties; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Thurman—

**SB 695**—A bill to be entitled An act relating to traffic control; amending s. 316.172, F.S., increasing the penalties for illegally passing a stopped school bus; amending s. 318.18, F.S., providing amount of civil penalty; amending s. 322.27, F.S., providing authority to suspend or revoke license; amending s. 322.28, F.S., providing for period of suspension or revocation; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Beard—

**SB 696**—A bill to be entitled An act relating to milk and milk products; amending s. 502.222, F.S.; providing for the confidentiality of information relating to trade secrets; providing duties of the Department of Agriculture and Consumer Services; providing an effective date.

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

By Senator Thurman—

**SB 697**—A bill to be entitled An act relating to capital felonies; amending s. 775.082, F.S.; providing that persons convicted of specified capital felonies and sentenced to life imprisonment are ineligible for parole; amending s. 790.161, F.S.; prescribing penalties for persons convicted of a capital felony involving death as a result of making, possessing, throwing, placing, discharging, or attempting to discharge a destructive device; providing an effective date.

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

By Senator Ros-Lehtinen—

**SB 698**—A bill to be entitled An act relating to alarm systems; prohibiting the sale, offer to sell, lease, or installation of motor vehicle or home alarm systems not equipped with timing devices that stop the alarms after they have sounded for a preset period of time; providing a penalty; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Ros-Lehtinen—

**SB 699**—A bill to be entitled An act relating to labor organizations; creating s. 447.18, F.S., declaring the public policy of the state with respect to violence arising out of a labor or employment dispute; providing legislative intent and a definition of the term "violence"; providing a cause of action for persons, labor organizations, or business entities injured by violence arising out of a labor or employment dispute; providing for injunctive relief; providing an effective date.

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

By Senator Gordon—

**SB 700**—A bill to be entitled An act relating to personnel of school systems; amending s. 231.261, F.S.; changing the length of terms of members of the Education Practices Commission; providing an effective date.

—was referred to the Committee on Education.

By Senator Gordon—

**SB 701**—A bill to be entitled An act relating to discriminatory practices; creating s. 760.07, F.S.; authorizing equitable relief and punitive damages, actual damages, court costs, and attorney's fees for discriminatory practices in the areas of education, employment, housing, and public accommodations; providing an effective date.

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

By Senator Gordon—

**SB 702**—A bill to be entitled An act relating to postsecondary education; amending s. 240.107, F.S.; reducing the number of semester hours necessary to take the College-Level Communication and Computation Skills Examination; providing an effective date.

—was referred to the Committee on Education.

By Senator Beard—

**SB 703**—A bill to be entitled An act relating to aquaculture; amending ss. 1.01 and 570.02, F.S., conforming definitions of "agriculture" and including aquaculture therein; amending s. 205.064, F.S., exempting persons selling aquacultural products from local occupational license requirements; amending s. 206.63, F.S., providing for refund of taxes on motor fuel used in the practice of aquaculture; amending s. 571.03, F.S., including aquacultural products within the definition of "agricultural product" under the Florida Seal of Quality Law; amending s. 597.005, F.S., expanding membership of the Aquaculture Review Council; providing for per diem and expenses; amending s. 618.01, F.S., including aquacultural products within the definition of "agricultural products" with respect to laws governing agricultural cooperative marketing associations; amending s. 823.14, F.S., including aquacultural production within the definition of "farm" under the Florida Right to Farm Act; providing an effective date.

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

By Senator Beard—

**SB 704**—A bill to be entitled An act relating to food products; amending ss. 500.03, 500.09, and 500.301, F.S., updating references to conform to federal law; amending s. 500.11, F.S., conforming language; amending s. 500.146, F.S., deleting obsolete language relating to rulemaking; amending ss. 500.172 and 500.175, F.S., authorizing, rather than requiring, the department to petition the court for an order of condemnation or sale, under certain circumstances; amending ss. 500.01, 500.02, 500.032, 500.04, 500.12, 500.121, 500.147, 500.148, 500.149, 500.166, 500.167, 500.173, 500.174, 500.177, 500.178, 500.179, 500.304, 500.305, and 500.306, F.S., updating chapter cross references; repealing s. 500.307, F.S., deleting an obsolete exemption; providing an effective date.

—was referred to the Committee on Agriculture.

By Senators Hair, Crenshaw and Girardeau—

**SB 705**—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; providing that the proceeds from the charter county transit system surtax may be distributed to an expressway or transportation authority for certain purposes; providing an effective date.

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

By Senator Beard—

**SB 706**—A bill to be entitled An act relating to public transit projects; amending s. 341.031, F.S.; providing definitions; amending s. 341.041, F.S.; requiring the Department of Transportation to develop and administer state standards for the productivity of public transit systems; amending s. 341.051, F.S.; providing for state funding of certain transit projects; allowing funding of local transit systems under certain circumstances; limiting the amount of such funding; providing for expiration and legislative review of such limitation; prohibiting certain uses of state funds; creating s. 341.071, F.S.; providing for transit system operating standards; requiring an annual report; providing for incentive awards; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Gordon—

**SB 707**—A bill to be entitled An act relating to local government code and ordinance enforcement; amending ss. 162.06, 162.12, F.S.; providing for notice by publication of an enforcement board hearing to an alleged violator of such a code or ordinance under certain circumstances; requiring an enforcement board to give notice of such hearing to all mortgagees of the property on which the violation exists; amending s. 162.09, F.S.; imposing a lien on a violator's real and personal property if certain conditions are met; providing for priority of such lien on certain property; providing an effective date.

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

By Senator Vogt—

**SB 708**—A bill to be entitled An act relating to Brevard County; providing for the designation of code enforcement officers to enforce provisions of the Brevard County Code which are under the jurisdiction of the Brevard County Code Enforcement Board; providing for the issuance of citations for violations; providing for civil penalties; authorizing the enactment of an ordinance establishing procedures to implement this act; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Deratany—

**SB 709**—A bill to be entitled An act relating to Brevard County; amending s. 3 of ch. 65-1285, Laws of Florida, as amended; revising the membership of the Brevard Economic Development Council; providing for members' terms of office; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Myers—

**SB 710**—A bill to be entitled An act relating to animals in distress; amending s. 828.073, F.S.; providing for expeditious hearings; providing for care of an animal until the court acts; authorizing the court to require the owner of an animal to pay maintenance costs of the animal in the custody of certain law enforcement officers or agents; specifying circumstances under which the court must order other animals to be seized; providing additional evidence to be considered and criteria for the court's determination of the fitness of an owner to keep an animal; providing an effective date.

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

By Senators Peterson, Crawford, Hollingsworth, Kirkpatrick, Beard, Grant and Deratany—

**SB 711**—A bill to be entitled An act relating to tax on severance of phosphate rock; amending ss. 211.30 and 211.3103, F.S.; revising the base rate, the method of calculating the base rate adjustment, and the producer price index used to determine the tax; providing an effective date.

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

By Senator W.D. Childers—

**SB 712**—A bill to be entitled An act relating to hunting; amending s. 372.57, F.S., providing separate nonresident hunting license fees with respect to residents of certain states contiguous to Florida; providing an effective date.

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

By Senator Gordon—

**SB 713**—A bill to be entitled An act relating to motor vehicle racing events; amending s. 549.08, F.S.; providing conditions for the issuance of a permit to conduct a racing event on a public highway or street or in a public park; providing for restoration of asphalt or paving following expiration of the racing permit or within a specified time if the race does not occur; providing an effective date.

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

By Senator Kirkpatrick—

**SB 714**—A bill to be entitled An act relating to repairs covered by insurance; designating the failure of an insurer to give an insured notice of a condition requiring use of certain materials in the repair of a product covered under the insurance policy in order to recover the cost of repair as an unfair and deceptive trade practice under pt. II, ch. 501, F.S.; providing that an insurer or agent or employee of an insurer that engages in such unfair and deceptive trade practice is subject to pt. II, ch. 501, F.S.; amending s. 501.212, F.S.; providing that persons regulated by the Department of Insurance are subject to the enforcement, remedy, and penalty provisions of the Florida Deceptive and Unfair Trade Practices Act with respect to such unfair and deceptive practice; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Peterson—

**SB 715**—A bill to be entitled An act relating to community colleges; amending s. 240.35, F.S.; providing a procedure for determining the number of authorized fee waivers for each community college; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Kiser—

**SB 716**—A bill to be entitled An act relating to the "Florida Contraband Forfeiture Act"; amending s. 932.701, F.S.; adding "real property" and a definition thereof to the category of property subject to forfeiture if employed as an instrumentality in the commission of a felony; amending s. 932.702, F.S.; providing that it is unlawful to use real property to facilitate the transportation, concealment, possession, or exchange of any contraband article; amending s. 932.703, F.S.; providing that real property, as well as personal property, is subject to seizure and forfeiture; amending s. 932.704, F.S.; providing for forfeiture proceedings against real property; requiring notice; requiring the seizing agency to file a lis pendens, and to issue a deed to the purchaser upon sale; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Kirkpatrick—

**SB 717**—A bill to be entitled An act relating to the Department of Education; creating s. 233.0679, F.S., authorizing the department to conduct an annual academic awards program for students in grades K-12; providing for use of awards; providing for matching grants; providing for implementation; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senators Kiser and Grant—

**SB 718**—A bill to be entitled An act relating to saltwater fisheries; creating s. 370.0605, F.S.; providing for a saltwater fishing license; providing fees; providing exemptions; creating a Marine Resources Conservation Trust Fund; creating s. 370.0606, F.S.; providing for the appointment of subagents for the issuance and sale of saltwater fishing licenses; providing penalties; providing an effective date.

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

By Senator Peterson—

**SB 719**—A bill to be entitled An act relating to education; amending s. 228.074, F.S.; correcting obsolete references; amending s. 228.075, F.S.; requiring certain boards to report to regional coordinating councils for vocational education, adult general education, and community instructional services; amending s. 228.076, F.S.; describing conditions under which certain courses may be offered without prior review by the regional coordinating council; providing an effective date.

—was referred to the Committee on Education.

By Senators Vogt, Frank, Thurman and Johnson—

**SB 720**—A bill to be entitled An act relating to the misuse of funds paid for contracting services; creating s. 713.345, F.S.; providing first-degree misdemeanor penalties for misuse of funds received on account of improving real property; amending s. 713.34, F.S.; deleting provisions which make misapplication of such funds embezzlement; amending s. 489.129, F.S.; listing circumstances which create a presumption that a contractor has engaged in financial mismanagement or misconduct; providing an effective date.

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

By Senator Myers—

**SB 721**—A bill to be entitled An act relating to eminent domain proceedings; amending ss. 73.091, 73.092, F.S.; limiting the award of costs and attorney's fees in certain circumstances; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Grizzle—

**SB 722**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; creating s. 121.1115, F.S.; providing for the purchase, by certain members of the system, of creditable service for periods of employment as public school teachers in other states, subject to certain limitations and upon meeting certain conditions; providing an effective date.

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

By Senator Margolis—

**SB 723**—A bill to be entitled An act relating to payment bonds; amending s. 713.23, F.S.; providing recording requirements for payment bonds; providing notice requirements and claims procedures for claimants on payment bonds; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Myers—

**SB 724**—A bill to be entitled An act relating to jai alai; providing for the allocation of additional performances to certain jai alai fronton committees; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Myers—

**SB 725**—A bill to be entitled An act relating to probate of decedents estates; amending s. 733.903, F.S.; providing clarifying language to prohibit the subsequent administration of an estate based on the discovery of a will or later will; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Dudley—

**SB 726**—A bill to be entitled An act relating to elections; amending s. 101.121, F.S.; exempting members of the press from certain restrictions near polling places; amending s. 102.031, F.S.; modifying certain restrictions for soliciting near polling places; authorizing certain officials to maintain order; repealing s. 104.36, F.S., relating to penalties for certain solicitation of voters within 100 yards of a polling place; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senators Scott and Crenshaw—

**SB 727**—A bill to be entitled An act making appropriations; providing a staff position and making an appropriation to the Executive Office of the Governor to administer certain pre-startup functions of a state lottery; providing for contracts with consultants for pre-startup lottery activities; providing for the transfer of lottery activities, staff, moneys, contracts, and obligations; providing for repayment of such appropriation; providing an appropriation to the Department of Revenue for purposes of paying costs and other expenses incurred in preparing to implement the provisions of chapter 86-166, Laws of Florida, relating to taxes on sales, use, and other transactions; providing an appropriation to the Department of Commerce to pay costs and expenses incurred in applying for the siting of a Superconducting Super Collider facility in Florida; providing for repayment of such appropriation; providing an effective date.

—was referred to the Committee on Appropriations.

#### FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Judiciary-Civil and Senator Johnson—

**CS for SB 11**—A bill to be entitled An act relating to attorneys' fees; creating s. 57.106, F.S.; requiring the court to take into account the cost of legal assistants employed by the attorney when awarding attorney's fees; providing an effective date.

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

**CS for SB 55**—A bill to be entitled An act relating to home solicitation sales; amending s. 501.021, F.S.; excluding sales made by motor vehicle dealers licensed under s. 320.27, F.S., occurring at a location or facility open to the general public; amending s. 501.022, F.S.; exempting solici-

tors, salesmen, and agents of a religious, charitable, scientific, educational, or veterans' institution or organization from the requirement of having permits in order to conduct such sales; providing an effective date.

By the Committee on Health and Rehabilitative Services and Senators D. Childers and Myers—

**CS for SB 59**—A bill to be entitled An act relating to facilities for treating substance abusers; creating ss. 396.1725, 397.082, F.S.; exempting certain facilities that treat alcoholics or drug abusers or dependents from licensure by the Department of Health and Rehabilitative Services; providing conditions for exemptions; providing an effective date.

By the Committee on Corrections, Probation and Parole and Senators Hair, Stuart, Hollingsworth, Kirkpatrick, Thomas, Peterson, Crenshaw, Jennings, Myers, Woodson and Langley—

**CS for SB's 149, 150, 248 and 260**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.055, F.S.; authorizing counties to levy, by ordinance, a discretionary sales surtax to finance criminal justice correctional or courthouse facilities and projects related thereto; providing for the administration, collection, and distribution of tax proceeds; providing penalties; providing an effective date.

By the Committee on Commerce and Senator Vogt—

**CS for SB 160**—A bill to be entitled An act relating to boiler safety; creating the Boiler Safety Act; providing for regulation of boiler safety by the Department of Insurance; providing definitions; providing for adoption of a State Boiler Code; requiring inspections; providing for a chief inspector, deputy inspectors, and special inspectors; requiring certificates of inspection; providing for suspension and revocation; providing fees; providing for certification examinations; prohibiting certain acts; providing penalties; exempting the chief inspector from the career service system; providing an effective date.

By the Committee on Transportation and Senator Deratany—

**CS for SB 165**—A bill to be entitled An act relating to the enforcement of traffic laws; amending ss. 316.003, 316.640, F.S.; providing that traffic laws apply and authorizing municipal police officers to enforce traffic laws within mobile home park recreation districts; providing an effective date.

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

**CS for SB 168**—A bill to be entitled An act relating to records of residents of nursing home facilities; requiring nursing homes to provide a copy of records to certain persons; providing that such copies shall not be considered part of a deceased resident's estate; providing for a fee; authorizing the inspection of original records; providing an effective date.

By the Committee on Corrections, Probation and Parole and Senator Peterson—

**CS for SB 170**—A bill to be entitled An act relating to parole, probation, and community control; creating ss. 947.183, 948.035, 958.045, F.S.; amending ss. 39.11, 39.111, F.S.; requiring drug testing as a condition of parole, probation, and community control; providing that failure to take a test, and failure to pass a test, are grounds for revocation of parole, probation, and community control; amending s. 39.02, F.S.; correcting cross references; providing applicability; providing an effective date.

By the Committee on Transportation and Senator Woodson—

**CS for SB 177**—A bill to be entitled An act relating to motor vehicles; amending s. 320.0848, F.S.; providing for the issuance of a placard that entitles a handicapped person to park a rental car or a borrowed car in certain parking spaces; prescribing the format of the placard; setting a fee; providing that licensed podiatrists are authorized to certify persons as being eligible to receive an exemption entitlement parking permit; amending s. 316.1958, F.S.; providing reciprocity for holders of placards from other states; amending ss. 316.1955, 316.1956, 316.1964, F.S.; providing that a handicapped parking placard shall be treated as equivalent to a handicapped exemption entitlement parking permit; providing an effective date.

By the Committee on Commerce and Senators Crenshaw, W. D. Childers and Deratany—

**CS for SB 201**—A bill to be entitled An act relating to the beverage law; amending s. 565.15, F.S.; providing for retrospective affirmation filings for distilled spirits; providing an effective date.

By the Committee on Education—

**CS for SB 203**—A bill to be entitled An act relating to postsecondary education; amending s. 240.421, F.S.; decreasing the membership of the Florida Council of Student Financial Aid Advisors; providing for terms of membership; requiring that council meeting minutes be submitted to certain educational institutions and legislative committees; requiring that certain long-range plans prepared by the council be submitted to the President of the Senate and the Speaker of the House of Representatives; providing for future legislative review and repeal; providing for the expiration of the terms of present members of the council; amending s. 240.424, F.S.; requiring an annual review and report by the Department of Education concerning the distribution of state financial aid funds; providing an effective date.

By the Committee on Governmental Operations and Senators Stuart, Girardeau and Deratany—

**CS for SB 206**—A bill to be entitled An act relating to public records; creating the "Florida Fair Information Practices Act"; providing purpose and intent; providing definitions; providing for departmental reports of the existence, type, and disclosures of certain public records containing personal information; requiring copies of such information be maintained for public use; providing for notice to certain persons concerning the collection, maintenance, and use of personal information; providing procedures for requesting a change in personal information; providing for departmental determination of the accuracy or completeness of personal information; providing for notification; requiring the Division of Library and Information Services of the Department of State to recommend rules of procedure; requiring the Administration Commission to adopt rules to implement this act; providing for an annual report to the Legislature; providing an exclusive administrative remedy; providing severability; providing an effective date.

By the Committee on Transportation and Senator Jennings—

**CS for SB 210**—A bill to be entitled An act relating to transportation-related contracting; amending s. 337.11, F.S.; allowing the Department of Transportation to enter into contracts which combine the design and construction of a road, structure, or building and appurtenant facilities or equipment; providing factors for determining the best interest of the public; providing procedures for administering design and construction contracts; providing criteria for evaluating contract proposals; requiring projects to be in the 5-year transportation plan; setting limit on annual contract amount; requiring annual report; requiring prior legislative approval and appropriation of funds for such projects; providing an effective date.

By the Committee on Governmental Operations—

**CS for SB 227**—A bill to be entitled An act relating to the Florida Governor's Council on Physical Fitness and Sports; renaming the council and transferring it to the Board of Regents; amending, transferring, and renumbering s. 14.22, F.S.; clarifying the role of the council and its direct-support organization; providing for the adoption of rules; modifying terms of council members; providing for contracts between the Board of Regents and a direct-support organization; providing for audits; reviving and reenacting said section, notwithstanding repeal scheduled pursuant to the Sundown Act; providing for future repeal; providing an effective date.

By the Committee on Corrections, Probation and Parole—

**CS for SB 236**—A bill to be entitled An act relating to correctional facilities; providing a short title; providing definitions; providing for the issuance of bonds for the construction of state correctional facilities; creating a Florida Correctional Facilities Pool to be administered by the Department of General Services; providing for the assessment of rents and the determination of rental rates; providing for an annual report; providing powers of the Division of Bond Finance and the Office of Management and Budget in the Department of Corrections; providing for the issuance of obligations and security for payment of obligations; providing for validation of obligations; providing a penalty; providing for variable rate obligations; providing for approval by the State Board of Adminis-

tration; providing for withholding of revenues for failure to make rental payments; providing a limitation on financial liability; providing an exemption from taxation; authorizing obligations issued to constitute legal investments; providing criteria for correctional facility construction and financing; providing an effective date.

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

**CS for SB 245**—A bill to be entitled An act relating to state employment; amending s. 110.1245, s. 240.2111, F.S.; increasing the maximum amount for certain service awards; providing an effective date.

By the Committee on Governmental Operations and Senator Kiser—

**CS for SB 250**—A bill to be entitled An act relating to the establishment of the "Florida Christopher Columbus Education Act"; creating s. 229.815, F.S.; providing for participation by the state in the celebration of the 500th anniversary of Columbus's discovery of the New World; prescribing the duties and responsibilities to the Department of Education; providing for assistance of other state agencies and entities; providing appropriations and contributions; authorizing the power to contract to the department; providing an effective date.

By the Committee on Judiciary-Civil and Senator Crenshaw—

**CS for SB 374**—A bill to be entitled An act relating to sports programs conducted by nonprofit associations; prescribing the standard of care owed to participants and spectators of such programs, and others, by a nonprofit association, its officers, employees, and certain volunteers; providing exceptions; providing an effective date.

By the Committee on Judiciary-Civil and Senator Langley—

**CS for SB 404**—A bill to be entitled An act relating to corporations; creating s. 607.108, F.S.; providing definitions; providing requirements regarding affiliated transactions involving interested shareholders; specifying powers of disinterested directors; providing exemptions; providing an effective date.

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

**CS for SB 414**—A bill to be entitled An act relating to smoking in public places; amending s. 386.202, F.S.; providing legislative intent; amending s. 386.203, F.S.; providing definitions; specifying places covered by the Florida Clean Indoor Air Act; amending s. 386.205, F.S.; requiring employers to provide workspace in nonsmoking areas for certain employees; requiring restaurants to designate a portion of their seating capacity as a nonsmoking area; amending s. 386.207, F.S.; providing for enforcement by the Department of Labor and Employment Security; requiring all public agencies to report violations; providing enforcement procedures; providing for civil penalties; providing for exemptions; providing for the adoption of rules; providing an effective date.

By the Committee on Judiciary-Civil—

**CS for SB 461**—A bill to be entitled An act relating to the judicial system; amending s. 26.55, F.S.; authorizing the Conference of Circuit Judges of Florida to conduct educational programs; creating s. 34.193, F.S.; establishing the Conference of County Court Judges of Florida; specifying the duties of the Conference of County Court Judges of Florida; providing for joint meetings annually between the executive committees of the two judicial conferences; providing an effective date.

#### CO-INTRODUCERS

Senator Myers—SB 59, CS for SB 115; Senator Frank—CS for SB 115, SB 466; Senator Peterson—SB 120; Senator Kirkpatrick—SB 190; Senator Weinstock—SB 221; Senator Malchon—SB 226, SB 466; Senator Jenne—SB 248; Senator Johnson—SB 289; Senator Crenshaw—SJR 297, SB 600; Senators Grant and Woodson—SJR 297; Senator Hollingsworth—SJR 297, SB 309, SB 617; Senator Scott—SB 351; Senators Stuart and Beard—SB 466; Senators Gordon and Margolis—SB 600

#### SENATE PAGES

April 13-17

Scott Frederick Acker, South Miami; Lara Anderson, Miami Springs; Daniel Rutledge D'Alemberte, Chattahoochee; Alexandra Lee Dearborn, Boca Raton; Matthew Ellington, Pompano Beach; Carey Brianna Hart, Miami; Jason O. Joseph, Hialeah Gardens; Daniel L. Kapp, North Miami

Beach; Joseph Kapp, North Miami Beach; Kevin Kiser, Palm Harbor; Mary E. Leban, Hollywood; Debra June Millsaps, Wilton Manors; Traci Mitchell, North Miami; Gregg Moskowitz, North Miami Beach; Elayne Silver, North Miami Beach; Sharene M. Stewart, Indialantic; Edward Lamar Taylor, Havana; Meaghan Louise Town, Fort Lauderdale; Yvonne Williamson, Kissimmee