



Journal of the Senate

Number 10

Tuesday, May 12, 1987

CALL TO ORDER

The Senate was called to order by the President at 9:00 a.m. A quorum present—35:

Mr. President	Dudley	Jennings	Peterson
Barron	Frank	Johnson	Plummer
Beard	Girardeau	Kiser	Ros-Lehtinen
Brown	Grant	Langley	Thomas
Childers, D.	Grizzle	Lehtinen	Thurman
Childers, W. D.	Hair	Malchon	Weinstein
Crawford	Hill	Margolis	Weinstock
Crenshaw	Hollingsworth	McPherson	Woodson
Deratany	Jenne	Meek	

PRAYER

The following prayer was offered by the Rev. Henry Patino, Pastor, Southwest Community Church, Miami:

I would like to read a portion from the Hebrew Scripture from the prophet Zechariah in Chapter 7 beginning in Verse 9. It says, "Thus has the Lord of hosts said dispense true justice and practice kindness and compassion each to his brother and do not oppress the widow or the fatherless or the alien or the poor and do not device evil in your hearts against one another."

Dear Heavenly Father, we ask you to give us wisdom to dispense true justice and kindness; Father, to not oppress the oppressed, but to dispense justice that comes from you. Father, we know if we deny that you are the absolute measure of truth, then we are left in a sea of relativity and no measuring stick for morality, no measuring stick for justice, justice becomes, Father, an illusion and morality a meaningless word. So we ask you for your wisdom to know what is truth and, Father, to dispense this truth in a worthy manner.

We ask for wisdom to these your servants, these fine Senators, representatives of our people, that Lord, your truth and your justice would go out to all people; to the unborn, to the elderly, to the alien, to the widow, to the oppressed. We ask this in your precious name. Amen.

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

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, May 12 and Wednesday, May 13, 1987: SB 112, SB 302, SB 704, CS for SB 220, CS for SB 152, SB 163, SB 178, SB 180, SB 762, SB 985, CS for SB 787, SB 741, CS for SB 234, CS for SB 148, CS for SB 141, SB 979, CS for SB 160, CS for CS for SB 253, CS for SB 254, CS for SB 265, CS for SB 126, SB 539, SB 373, SB 41, CS for SB 7, SB 433, SB 355, SB 1063, CS for SB 720, SB 790, CS for SB 370, CS for SB 837, SB 694, CS for SB 8, SB 614, SB 820, CS for SB 1080, CS for SB 1130, CS for SB 906, CS for SB 908, SB 696

Respectfully submitted,
Dempsy J. Barron, Chairman

The Committee on Agriculture recommends the following pass: SB 1046, SB 1107, SB 1168

The Committee on Commerce recommends the following pass: CS for SB's 385 and 122, SB 734 with 1 amendment

The Committee on Corrections, Probation and Parole recommends the following pass: SB 1185, SB 1270 with 1 amendment, SB 998 with 2 amendments, SB 1272

The Committee on Economic, Community and Consumer Affairs recommends the following pass: CS for SB 221, SB 615, SB 638 with 2 amendments, SB 892, SB 990

The Committee on Education recommends the following pass: SB 914, SB 1084, SB 1224

The Committee on Finance, Taxation and Claims recommends the following pass: SB 34, SB 272, CS for SB 359, SB 447, SB 466, SB 861 with 1 amendment

The Committee on Governmental Operations recommends the following pass: CS for SB 822, CS for SB 823, SB 1262 with 3 amendments, SB 181, CS for SB 859, CS for SB 877

The Committee on Health and Rehabilitative Services recommends the following pass: SB 973

The Committee on Judiciary-Criminal recommends the following pass: SB 995, SB 304 with 2 amendments, SB 547, CS for SB's 931 and 208

The Committee on Natural Resources and Conservation recommends the following pass: SB 246 with 1 amendment, SB 812

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 1044, SB 1186

The Committee on Transportation recommends the following pass: CS for SB 778 with 2 amendments, CS for SB 917 with 2 amendments

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 421

The Committee on Transportation recommends the following pass: CS for HB 124 with 2 amendments

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

The Committee on Judiciary-Criminal recommends the following pass: SB 697

The bill was referred to the Committee on Corrections, Probation and Parole under the original reference.

The Committee on Agriculture recommends the following pass: SB 1124

The Committee on Corrections, Probation and Parole recommends the following pass: SB 1115

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

The Committee on Health and Rehabilitative Services recommends the following pass: SB 788

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

The Committee on Commerce recommends the following pass: SB 1095, SB 347 with 1 amendment, SB 1072 with 1 amendment

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 1082, SB 1144 with 1 amendment, SB 583

The Committee on Governmental Operations recommends the following pass: CS for CS for SB 338 with 4 amendments, SB 1146 with 1 amendment

The Committee on Judiciary-Criminal recommends the following pass: CS for SB's 369 and 450 with 1 amendment

The Committee on Natural Resources and Conservation recommends the following pass: SB 562 with 1 amendment, SB 644 with 2 amendments

The Committee on Transportation recommends the following pass: SB 1202

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 849

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

The Committee on Commerce recommends the following pass: SB 940 with 3 amendments

The Committee on Governmental Operations recommends the following pass: SB 738 with 1 amendment, SB 757, SB 1030

The Committee on Health and Rehabilitative Services recommends the following pass: SB 960

The Committee on Judiciary-Criminal recommends the following pass: SB 736

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

The Committee on Corrections, Probation and Parole recommends the following pass: SB 1089

The Committee on Health and Rehabilitative Services recommends the following pass: SB 310

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

The Committee on Judiciary-Criminal recommends the following pass: SB 349 with 7 amendments

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

The Committee on Agriculture recommends the following pass: SB 1192

The Committee on Commerce recommends the following pass: SB 810

The Committee on Governmental Operations recommends the following pass: HB 227, CS for SB 987

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 1256 with 4 amendments

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 1246 with 1 amendment

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

The Committee on Commerce recommends the following pass: HB 369, SB 830, SB 367, SB 469, SB 939 with 1 amendment, SB 1158, SB 1231

The Committee on Corrections, Probation and Parole recommends the following pass: SB 996

The Committee on Economic, Community and Consumer Affairs recommends the following pass: CS for SB 155, SB 835, SB 874, SB 1155 with 1 amendment, SB 1173, SB 1238

The Committee on Governmental Operations recommends the following pass: HB 94 with 1 amendment, HB 95 with 2 amendments, CS for SB 657, SB 1035, SB 1259

The Committee on Judiciary-Civil recommends the following pass: CS for SB 754

The Committee on Judiciary-Criminal recommends the following pass: SB 283, SB 497, SB 689 with 1 amendment, SB 980, SB 1064, SB 310, SB 405 with 2 amendments, SB 449 with 1 amendment, SB 776, SB 844, SB 871 with 1 amendment

The Committee on Natural Resources and Conservation recommends the following pass: CS for HB 142, SB 340 with 1 amendment

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 966

The Committee on Transportation recommends the following pass: SB 1109 with 3 amendments, SB 1136 with 3 amendments

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

The Committee on Governmental Operations recommends the following not pass: SB 1245

The bill was laid on the table.

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 1075

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

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 1088

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 1105

The Committee on Education recommends committee substitutes for the following: SB 1074, SB 1164

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: SB 142, SB 143, SB 144, SB 145, CS for SB's 606 and 712, SB 749

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 607, SB 761

The Committee on Judiciary-Civil recommends committee substitutes for the following: SB 242, Senate Bills 618 and 721

The Committee on Judiciary-Criminal recommends a committee substitute for the following: SB 833

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 899

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 1092

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 Economic, Community and Consumer Affairs recommends committee substitutes for the following: SB 683, SB 1269

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

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 1125

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

The Committee on Commerce recommends a committee substitute for the following: Senate Bills 400, 328 and 12

The bills with committee substitute attached were referred to the Committee on Education under the original reference.

The Committee on Commerce recommends a committee substitute for the following: SB 1218

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 1195

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: Senate Bills 1098 and 296

The Committee on Judiciary-Civil recommends committee substitutes for the following: SB 540, SB 559, SB 976

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 110

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 1161

The Committee on Education recommends a committee substitute for the following: Senate Bills 47, 61, 73, 229 and 1048

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

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 63

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

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 668

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

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 1047

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

The Committee on Appropriations recommends a committee substitute for the following: SB 550

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 1298

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

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 109

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

The Committee on Agriculture recommends committee substitutes for the following: SB 1145, SB 1193, SB 1228

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 253, SB 254, SB 556

The Committee on Commerce recommends a committee substitute for the following: SB 411

The Committee on Economic, Community and Consumer Affairs recommends committee substitutes for the following: SB 593, SB 878, SB 1051, SB 1087, SB 1143

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: SB 552, SB 711

The Committee on Governmental Operations recommends a committee substitute for the following: SB 1184

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 920

The Committee on Judiciary-Civil recommends committee substitutes for the following: SB 287, SB 339, SB 419, SB 655, SB 866

The Committee on Judiciary-Criminal recommends committee substitutes for the following: SB 403, SB 428, Senate Bills 511 and 978

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 564

The Committee on Transportation recommends committee substitutes for the following: SB 228, SB 925, SB 968, Senate Bills 1061 and 1054

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

The Committee on Personnel, Retirement and Collective Bargaining recommends that the Senate confirm the appointment made by the Governor of Adis Maria Vila as Secretary of Administration, to serve at the pleasure of the Governor.

The appointment contained in the foregoing report was referred to the Committee on Executive Business under the original reference.

REQUESTS FOR EXTENSION OF TIME

May 7, 1987

The Committee on Economic, Community and Consumer Affairs requests an extension of 15 days for consideration of the following: Senate Bills 50, 67, 120, 147, 149, 200, 270, 299, 351, 352, 357, 372, 386, 421, 441, 443, 500, 530, 583, 602, 610, 661, 688, 691, 707, 730, 742, 765, 774, 793, 814, 817, 827, 843, 845, 849, 851, 858, 873, 879, 909, 936, 942, 945, 946, 947, 956, 957, 961, 964, 989, 992, 1002, 1006, 1020, 1038, 1069, 1070, 1103, 1110, 1119, 1142, 1171, 1176, 1191, 1196, 1216, 1217, 1226, 1230, 1233, 1238, 1239, 1241, 1242, 1246, 1250, 1255, 1260, 1266, 1271, 1274, 1286, 1298

May 8, 1987

The Committee on Commerce requests an extension of 15 days for consideration of the following: Senate Bills 15, 32, 70, 76, 77, 161, 198, 211, 217, 225, 237, 256, 290, 319, 320, 324, 325, 333, 347, 367, 368, 384, 425, 445, 464, 468, 469, 505, 532, 533, 549, 578, 584, 600, 609, 617, 620, 640, 642, 646, 648, 805, 807, 829, 831, 832, 838, 865, 870, 903, 904, 907, 932, 933, 935, 937, 938, 939, 940, 941, 948, 949, 953, 958, 986, 991, 1000, 1007, 1022, 1028, 1040

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Education and Senators Kirkpatrick, Ros-Lehtinen, Jenne and D. Childers—

CS for SB's 47, 61, 73, 229 and 1048—A bill to be entitled An act relating to education; amending s. 233.067, F.S.; changing the comprehensive health education program in the public schools to the comprehensive health education and substance abuse prevention program; providing for establishment of a Prevention Resource Center as a clearinghouse; creating an advisory council to the center; providing for inservice training in substance abuse identification and prevention; providing for management training programs; providing for instruction in substance abuse prevention; providing for district contact persons to coordinate the program; requiring each district school board, laboratory school, or consortia thereof, to submit a proposed program; revising proposal contents; providing for evaluation and dissemination of effective programs; amending s. 230.23, F.S.; requiring the district code of student conduct to include disciplinary action that may be imposed; amending s. 236.0811, F.S.; requiring training in substance abuse prevention education to be included as a component in the master plan for inservice training; amending s. 231.603, F.S.; requiring inservice training programs of teacher education centers to include substance abuse prevention education; creating s. 230.2318, F.S.; creating the School Resource Officer Program; providing for a contract; establishing eligibility criteria; authorizing application for federal funds; providing for funding through the General Appropriations Act; providing for review and repeal; providing an effective date.

By the Committee on Health and Rehabilitative Services and Senators Peterson, Beard, Woodson, Plummer, Grant, Hill and Lehtinen—

CS for SB 63—A bill to be entitled An act relating to the support of a child of a dependent minor; providing that a parent of a dependent minor is responsible for the support of a child of that dependent minor; providing conditions for such support responsibility; providing definitions; providing for enforcement of support orders; providing an effective date.

By the Committee on Judiciary-Civil and Senators Brown, Beard and Dudley—

CS for SB 109—A bill to be entitled An act relating to land acquisition; creating s. 73.0511, F.S.; providing for prelitigation notice; amending s. 73.092, F.S.; revising language with respect to attorney's fees in eminent domain proceedings; providing for an offer of judgment by the petitioner; providing that the offer must be accepted or rejected within a certain period of time; amending s. 73.131, F.S.; revising language with respect to appeals costs; amending s. 337.271, F.S.; providing that the Department of Transportation shall pay all reasonable costs and attorney's fees incurred pursuant to a prelitigation settlement; providing that if the parties cannot agree on the amount of costs and attorney's fees to be paid by the department the property owner may file a complaint in circuit court; providing for the application of the act; providing an effective date.

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

CS for SB 110—A bill to be entitled An act relating to vessels; amending s. 328.03, F.S.; providing for an additional fee for late title transfer application; amending s. 328.11, F.S.; increasing fee for issuing a duplicate title certificate; providing for expedited service for issuing a duplicate title certificate; providing an effective date.

By the Committee on Finance, Taxation and Claims and Senator Deratany—

CS for SB 142—A bill to be entitled An act relating to tax administration; amending ss. 72.011, 213.05, 213.053, 220.53, F.S.; revising certain statute cross references; authorizing the Department of Revenue to disclose to local governments certain taxpayer information under certain circumstances; amending ss. 198.14, 198.15, F.S.; providing for extending the time for paying estate taxes under certain circumstances; amending ss. 199.135, 201.132, F.S.; requiring clerks of circuit courts to pay certain taxes to the Department of Revenue within a certain time; providing for a collection allowance for clerks; amending s. 199.282, F.S.; authorizing the Department of Revenue to settle or compromise certain taxes, penalties, or interest; amending s. 201.01, F.S.; exempting certain governmental entities from the documentary stamp tax; requiring nonexempt parties to a document to pay such tax; amending s. 201.05, F.S.; defining "stock"; providing penalties; amending s. 214.14, F.S.; providing a technical correction; amending s. 220.03, F.S.; correcting certain internal cross references; repealing s. 201.04, F.S., relating to taxing transfers of stock; providing an effective date.

By the Committee on Finance, Taxation and Claims and Senator Deratany—

CS for SB 143—A bill to be entitled An act relating to taxation; amending s. 125.0104, F.S.; changing the date upon which tourist development taxes take effect; amending s. 212.0505, F.S.; providing for taxing of certain transactions involving medicinal drugs; amending s. 212.05, F.S.; revising the apportionment formula for taxing certain interstate private line charges; amending s. 212.08, F.S.; exempting food and drinks purchased with food stamps from taxation; providing an effective date.

By the Committee on Finance, Taxation and Claims and Senator Deratany—

CS for SB 144—A bill to be entitled An act relating to ad valorem taxation; amending s. 192.032, F.S.; revising provisions for determining situs of property for assessment purposes; amending s. 197.364, F.S.; allowing the Department of Revenue to refund railroad property tax overpayments directly to taxpayers; allowing the department to waive taxes and refunds in certain circumstances; providing for the distribution of certain excess collections for overpayments; amending s. 200.065, F.S.; providing additional notice to taxpayers in certain circumstances; providing for application of act; providing an effective date.

By the Committee on Finance, Taxation and Claims and Senator Deratany—

CS for SB 145—A bill to be entitled An act relating to fuel taxes; amending s. 206.01, F.S.; redefining the term "importer"; providing a definition; amending s. 206.02, F.S.; providing additional procedures for issuance of refiner's, importer's, and wholesaler's licenses; amending s. 206.09, F.S.; revising certain reporting requirements for carriers; amending s. 206.41, F.S.; redefining the events upon which the constitutional gas tax is levied; amending s. 212.62, F.S.; redefining the events upon which the motor fuel and special fuel tax is levied; amending s. 206.60, F.S.; redefining the events upon which the county motor fuel tax is levied; amending s. 206.605, F.S.; redefining the events upon which the municipal motor fuel tax is levied; amending s. 206.62, F.S.; imposing taxes on sales to and by military post exchanges; amending s. 212.67, F.S.; providing for a credit of motor fuel taxes due to shrinkage of motor fuel; amending s. 206.86, F.S.; redefining the term "special fuel" and defining the terms "dual user" and "consumption"; amending s. 206.87, F.S.; redefining the events upon which the special fuels tax is imposed; revising exemptions from the special fuels tax and providing tax liability of dealers and other persons in specified circumstances; amending s. 206.9931, F.S.; revising reporting requirements for persons dealing in taxable pollutants; providing for quarterly, semiannual, or annual returns under certain circumstances; amending s. 206.9935, F.S.; redefining the events upon which the tax on pollutants is levied; amending s. 206.9941, F.S.; exempting certain petroleum products from taxation; amending s. 206.9942, F.S.; clarifying the conditions under which a licensed refiner, importer, producer, wholesaler, or dealer may deduct or receive a refund of pollutant taxes; amending ss. 336.021, 336.025, 336.026, F.S.; providing for application and effect of certain local option gas taxes; correcting cross references; amending s. 206.05, F.S.; providing for certain securities in lieu of a surety bond; creating s. 206.065, F.S.; providing for certain wholesalers of motor fuel to self-accrue and remit motor fuel taxes under certain circumstances; specifying requirements; providing for revocation of such privilege; requiring hearings; amending s. 206.07, F.S.; providing for joint and several liability for defrauding the state of motor fuel taxes; amending s. 206.27, F.S.; providing for sharing certain Department of Revenue records; amending s. 206.404, F.S.; requiring retail dealers in counties imposing local option gas taxes to report pump readings; amending s. 206.47, F.S.; providing for distribution of constitutional gas tax funds; amending s. 206.56, F.S.; defining conditions under which embezzlement of state moneys exists; amending s. 206.59, F.S.; authorizing the Department of Revenue to assess and collect taxes, penalties, and interest against certain persons; amending s. 206.91, F.S.; clarifying conditions under which a dealer collection allowance may be taken; creating s. 206.9865, F.S.; providing for licensing commercial air carriers as aviation fuel dealers; providing requirements; specifying when aviation fuel tax is due; creating s. 206.9875, F.S.; exempting certain purchases of the United States from the aviation fuel tax; amending s. 206.9925, F.S.; defining petroleum products to include petrochemicals; providing an effective date.

By the Committee on Transportation and Senator Brown—

CS for SB 228—A bill to be entitled An act relating to metropolitan planning organizations; amending s. 339.175, F.S.; raising the maximum number of voting members in a metropolitan planning organization; providing an effective date.

By the Committee on Judiciary-Civil and Senators Grant and Kiser—

CS for SB 242—A bill to be entitled An act relating to service of process; amending s. 30.231, F.S.; increasing the fee for witness subpoenas; increasing the fee for levy of execution; amending s. 48.031, F.S.; providing for substitute service on an individual under certain circumstances; amending s. 48.061, F.S.; extending the manner by which process may be served on partnerships; limiting the assets to which such judgment may attach; amending s. 48.183, F.S.; extending the manner by which process may be served in action for possession of residential services; amending s. 56.041, F.S.; providing for disposition of unsatisfied executions after a specified period of time; amending s. 56.22, F.S.; providing for sheriff's sale at the time, place, and date advertised in the notice; amending s. 78.12, F.S.; requiring a writ to be directed and delivered to the proper officer in the jurisdiction into which the property has been removed; amending s. 409.257, F.S.; conforming a cross-reference; amending s. 713.18, F.S.; eliminating a manner of serving certain notices; repealing s. 56.23, F.S., which requires all property levied upon to be sold where advertised in the notice of sheriff's sale; providing an effective date.

By the Committees on Appropriations and Judiciary-Criminal and Senators Langley, Johnson, Kiser, Thomas, Peterson, Grant, Dudley, W. D. Childers, Crawford, Jennings, Myers, Thurman, Hollingsworth, Deratany, Beard, Lehtinen, Ros-Lehtinen, Woodson, Kirkpatrick, Hill, Crenshaw and Hair—

CS for CS for SB 253—A bill to be entitled An act relating to weapons and firearms; creating the Jack Hagler Self Defense Act; amending s. 790.06, F.S.; authorizing the Department of State rather than the counties to issue licenses for the carrying of concealed weapons or firearms; providing criteria for the issuance of a license; providing for a standard application form; providing procedures for the issuance of a license; providing for license revocation in certain circumstances; providing for limitation of the license in certain circumstances; providing grandfather provisions; providing for disposition of fees collected; providing a declaration of policy and intent; providing for reports; repealing s. 790.05, F.S., which provides penalties for carrying certain weapons without a license; providing an effective date.

By the Committee on Appropriations and Senators Langley, Johnson, Kiser, Thomas, Peterson, Grant, Dudley, W. D. Childers, Crawford, Jennings, Myers, Thurman, Hollingsworth, Deratany, Beard, Lehtinen, Ros-Lehtinen, Woodson, Kirkpatrick, Hill and Crenshaw—

CS for SB 254—A bill to be entitled An act relating to firearms and ammunition; creating the Joe Carlucci Uniform Firearms Act; creating s. 790.33, F.S.; declaring preemption by the Legislature of the field of legislation concerning the purchase, sale, transfer, taxation, manufacture, ownership, possession, and transportation of firearms and ammunition; providing county option on cooling off periods up to 48 hours under certain circumstances; providing definitions; providing for records inspections by law enforcement; providing exemptions; providing a declaration of policy and intent; providing an effective date.

By the Committee on Judiciary-Civil and Senator Girardeau—

CS for SB 287—A bill to be entitled An act relating to the Florida Residential Landlord and Tenant Act; amending s. 83.49, F.S.; providing that landlords of certain dwelling units shall not be required to post a bond with respect to deposit money or advance rent under certain circumstances; providing an alternative procedure for the posting of bond by certain landlords or agents; amending s. 83.59, F.S.; directing the court with respect to certain activities for the removal of a tenant to enter its judgment in a certain time period; creating s. 83.595, F.S.; providing for choice of remedies upon breach by tenant; providing for good faith duty on part of landlord to relet when electing to retake possession; providing a definition for good faith in attempting to relet the premises; creating s. 83.67, F.S.; providing prohibited practices by landlords; providing an effective date.

By the Committee on Judiciary-Civil and Senators Kirkpatrick, Grant and Beard—

CS for SB 339—A bill to be entitled An act relating to postsecondary education; amending s. 240.213, F.S., relating to authority of the Board of Regents to secure liability insurance; modifying extent of waiver of governmental immunity; authorizing purchase of indemnity protection; prohibiting suit by or against a self-insurance program; providing an exception to this prohibition; exempting claims files of such programs from public records requirements; providing for review and repeal; providing for use of trust fund money and revenue; providing an effective date.

By the Committee on Commerce and Senators Crenshaw, Weinstein, Gordon, Grant, Peterson, Margolis, Deratany, Thurman and D. Childers—

CS for SB's 400, 328 and 12—A bill to be entitled An act relating to state lotteries; creating the State Lottery Act; implementing Art. X, s. 15, State Constitution; providing purpose and intent; providing definitions; creating the Department of the Lottery; providing for appointment of a secretary; specifying qualifications; authorizing creation of divisions and bureaus; creating a Division of Security; providing for departmental offices; creating the State Lottery Council; providing membership and terms; specifying duties of the council; providing for per diem and travel expenses; providing for future repeal; providing powers and duties of the department; providing for audits and reports; providing for use and acquisition of real property; providing for adoption of rules; providing for confidentiality; providing exemptions from the Administrative Procedure Act; providing for adoption of emergency rules; providing for employ-

ment of personnel; providing restrictions; providing post-employment restrictions; providing procurement procedures; providing for lottery games; providing restrictions on games; providing for advertising and promotion; authorizing reference to future value of prizes; specifying functions of the Department of Law Enforcement and the Division of Security; providing for employment of law enforcement officers; specifying relationship with lottery vendors; providing restrictions; providing for investigations; requiring disclosure of certain information; providing for performance bond; specifying relationship with lottery retailers; providing restrictions; providing for bond; providing accounting procedures; requiring retailers to provide accessibility for disabled persons; providing for preferences and programs for minority business enterprises; providing for bank deposits and control of lottery transactions; providing for payment of prizes; prohibiting certain persons from purchasing lottery tickets; prohibiting certain extensions of credit; prohibiting certain assignments or transfers of rights to claim prizes; prohibiting counterfeiting or altering of tickets; prohibiting breaches of confidentiality; prohibiting certain representations; providing penalties; exempting lotteries under the act from ch. 849, F.S.; exempting lottery tickets and lottery prizes from taxation; exempting activities of the department from provisions of law relating to public fairs and expositions, wire services, correctional work programs, communications and data processing, agency functional plans, other personal services, and publications; providing for deposit of gross revenues in a trust fund; providing a continuing appropriation; providing for allocation of a specified portion of gross revenues to the payment of prizes; providing for the adoption of quarterly budgets; requiring filing of such budgets; requiring monthly deposit net proceeds in the State Education Lotteries Trust Fund to be appropriated by the Legislature; specifying method and purpose of such appropriations; providing for advance payment of costs to be reimbursed by the department; providing deadlines for certain actions of the State Treasurer and of the Comptroller; requiring the department to cooperate with state agencies; providing for authorization of additional positions; providing for investment of certain moneys; providing an appropriation; providing for repayment of such appropriation out of the net proceeds; providing a date by which the secretary shall be appointed and in office; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Grant—

CS for SB 403—A bill to be entitled An act relating to justifiable use of force; amending s. 776.05, F.S.; revising provisions relating to justifiable use of force by officers in making an arrest; creating a task force to study the use of deadly force; providing an effective date.

By the Committee on Commerce and Senators Grant and W. D. Childers—

CS for SB 411—A bill to be entitled An act relating to health care; amending s. 641.19, F.S.; redefining the terms "health maintenance organization" and "minimum services"; specifying physician care as care provided by physicians licensed under chapters 458, 459, 460, and 461, F.S.; specifying the conditions for providing such services when requested; repealing s. 641.31(7), F.S., relating to certain physician services for health maintenance contracts; providing an effective date.

By the Committee on Judiciary-Civil—

CS for SB 419—A bill to be entitled An act relating to the judiciary; creating the Study Commission on the Florida Trial Court System; providing for appointment of members; providing duties and responsibilities; providing for staffing of the commission; providing per diem for members; requiring the submission of a report to the Legislature; providing for expiration of the commission; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Kiser—

CS for SB 428—A bill to be entitled An act relating to money orders; providing a definition; requiring logs containing certain information to be retained by the seller; requiring certain money orders to bear certain information; providing a penalty for use of a money order in furtherance of any criminal activity; providing an effective date.

By the Committee on Judiciary-Criminal and Senators D. Childers and Stuart—

CS for SB's 511 and 978—A bill to be entitled An act relating to operation of a vehicle while under the influence; amending ss. 316.193, 327.35, 932.701, F.S.; redefining the term "contraband article" for the purposes of the Florida Contraband Forfeiture Act to include any motor

vehicle, vessel, or other vehicle employed in the commission of any felony violation of or a second or subsequent violation of certain laws relating to the operation of a motor vehicle or vessel while under the influence; directing the court to provide defendants with notice; providing an effective date.

By the Committee on Judiciary-Civil—

CS for SB 540—A bill to be entitled An act relating to liability of governmental entities; amending s. 230.23, F.S.; deleting statutory waiver of the defense of governmental immunity due to purchase of insurance; amending s. 768.28, F.S.; authorizing certain governmental entities to settle a claim in excess of liability limits if insurance coverage is obtained; repealing s. 30.55(2), F.S., relating to statutory waiver of the defense of governmental immunity due to purchase of insurance by sheriff; repealing s. 240.213(2), F.S., relating to statutory waiver of the defense of governmental immunity due to purchase of insurance by Board of Regents or to maintenance of self insurance trust fund by Board of Regents; repealing s. 286.28(2), F.S., relating to statutory waiver of the defense of governmental immunity due to purchase of insurance by counties, state agencies, and certain political subdivisions; providing an effective date.

By the Committee on Appropriations and Senator Deratany—

CS for SB 550—A bill to be entitled An act relating to Brevard County; creating the Brevard Police Testing and Certification Center at Brevard Community College; setting forth the purpose, powers, duties, structure, and organization of the center; providing that the center shall establish and undertake standardized screening, testing, examination, and investigation of applicants for law enforcement positions in law enforcement agencies in Brevard County; providing for funding of the center through the assessment of an additional court cost of \$3 against every person convicted of a violation of a criminal statute, ordinance, or traffic offense in Brevard County; providing for additional funding of the center through user fees, donations, and grants; providing that activities of the center shall not generate state funding; providing for budgeting requirements; providing an effective date.

By the Committee on Finance, Taxation and Claims and Senator Kirkpatrick—

CS for SB 552—A bill to be entitled An act relating to ad valorem tax administration; amending s. 193.1142, F.S.; authorizing the designee of the executive director of the Department of Revenue to approve assessment rolls; reducing the time within which the department must approve assessment rolls; providing an effective date.

By the Committee on Appropriations and Senator Jennings—

CS for SB 556—A bill to be entitled An act relating to insurance; amending s. 624.501, F.S.; providing fees for registration certificates with respect to certain military installations; amending s. 626.191, F.S.; permitting applicants for a license or permit as an insurance agent to reapply; repealing s. 626.211(2), F.S., relating to notification of place and time of examination for a license or permit as an agent, solicitor, or adjuster; amending s. 626.221, F.S.; increasing the time period for an exemption from examination for certain applicants; amending s. 626.231, F.S.; providing for eligibility to take an examination for license; amending s. 626.251, F.S.; deleting a time period with respect to notice of examination date; amending s. 626.281, F.S.; providing for reexaminations; amending s. 626.511, F.S.; requiring described persons to file a statement with the Department of Insurance describing the reason for the termination of an agent's appointment and license; amending s. 626.521, F.S.; providing for required character and credit reports; amending ss. 626.611, 626.621, 634.181, 634.191, 634.320, 634.321, 634.422, 634.423, 642.041, 642.043, F.S.; providing uniform language with respect to discipline or license refusal, suspension or revocation for persons having been found guilty of, or having pleaded guilty or nolo contendere to, a felony or a crime punishable by imprisonment of 1 year or more; amending s. 626.731, F.S.; revising criteria for qualifications for a general lines agent's license; amending s. 626.732, F.S.; revising language with respect to required knowledge, experience, or instruction for license as a general lines agent; amending s. 626.735, F.S.; revising language with respect to qualifications for a solicitor's license; amending s. 626.739, F.S.; revising language with respect to a temporary license; amending s. 626.740, F.S.; revising language with respect to temporary limited licenses for industrial fire agents; amending s. 626.785, F.S.; relating to license qualifications; amending s. 626.790, F.S.; revising language with respect to temporary licenses; amending s. 626.792, F.S.; prohibiting the Department of Insurance from issuing a life insurance agent's license to certain nonresidents; amending

s. 626.831, F.S.; revising language with respect to license qualifications; amending s. 626.835, F.S.; prohibiting the department from issuing health insurance agent's license to certain nonresidents; amending s. 626.854, F.S.; revising the definition of "public adjuster"; amending s. 626.869, F.S.; revising criteria for the issuance of a limited license as an independent or public adjuster; amending s. 626.943, F.S., relating to powers and duties of the department; amending s. 626.944, F.S., relating to qualifications for health care risk managers; amending s. 632.629, F.S.; providing for fraternal benefit society licenses; amending s. 632.638, F.S., relating to the applicability of the Insurance Code; amending s. 637.415, F.S., relating to the regulation of employees or representatives of dental service plan corporations; creating s. 648.315, F.S.; providing for the number of applications required for licensure as bail bondsmen; amending s. 648.34, F.S.; revising criteria for qualifications of bail bondsman; amending s. 648.37, F.S.; revising criteria for qualifications of runners; amending s. 648.38, F.S.; revising language with respect to examination as a bail bondsman; amending s. 648.39, F.S., relating to notice of appointment of agents; providing for review and repeal; providing an effective date.

By the Committee on Judiciary-Civil and Senator Kirkpatrick—

CS for SB 559—A bill to be entitled An act relating to remedies against business organizations for failure to comply with registered agent and registered office requirements and related subpoena provisions; amending ss. 607.325, 620.192, F.S.; authorizing the state to bid, at any judicial sale to enforce its judgment lien against real property owned by a domestic or foreign corporation, alien business organization, or domestic or foreign limited partnership for failure to maintain a registered office and a registered agent or for failure to comply with a subpoena issued by the Department of Legal Affairs to produce certain testimony and records, an amount up to the amount of the judgment lien on the property; providing for the disposition and distribution of moneys recovered from the enforcement of these provisions; amending s. 253.03, F.S.; authorizing the Board of Trustees of the Internal Improvement Trust Fund to manage and sell all real property acquired by the state at such judicial sales; providing for the disposition and distribution of the proceeds from such sales; providing for application of act to certain pending proceedings; providing an effective date.

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

CS for SB 564—A bill to be entitled An act relating to state employment; prohibiting employment or promotion of persons who have not registered with the selective service; providing an effective date.

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

CS for SB 593—A bill to be entitled An act relating to counties and municipalities; creating the "Florida Governmental Cooperation Act"; requiring counties and municipalities to attempt to settle disputes before resorting to litigation, except in cases of immediate danger to the health, safety, or welfare of the public; providing penalties for failure to follow prescribed procedures; providing for tolling of statutes of limitations; providing for a public hearing prior to settlement; providing an effective date.

By the Committees on Finance, Taxation and Claims; and Natural Resources and Conservation and Senators Hollingsworth and W. D. Childers—

CS for CS for SB's 606 and 712—A bill to be entitled An act relating to hunting; amending s. 372.57, F.S.; providing exemptions for licenses and stamps for hunting and fishing for residents of Georgia age 65 or older provided a reciprocal provision exists in Georgia for residents of Florida age 65 or older; providing separate nonresident hunting license fees with respect to residents of certain states contiguous to Florida unless such states have reciprocal agreement with Florida; providing for conformance with license fee changes in contiguous states; providing for repeal of exemptions for licenses and stamps for hunting and fishing for residents of Georgia age 65 or older; providing an effective date.

By the Committee on Health and Rehabilitative Services and Senator W. D. Childers—

CS for SB 607—A bill to be entitled An act relating to missing children; creating s. 382.355, F.S.; providing direction for procedures governing birth records of missing children; creating s. 937.024, F.S.; requiring

the State Registrar of Vital Statistics to flag the birth records, and recall the local birth records, of missing children born in the state; providing for removal of flags when a missing child is located; providing procedures with respect to inquiries or requests concerning flagged or recalled records; providing procedure with respect to missing children born outside the state; providing an effective date.

By the Committee on Judiciary-Civil and Senator Myers—

CS for SB's 618 and 721—A bill to be entitled An act relating to eminent domain; amending ss. 73.021, 73.031, 73.041, F.S.; providing technical changes; amending s. 73.051, F.S.; requiring the nature and extent of special damages and removal or relocation expenses to be set out in a property owner's written defenses; amending s. 73.061, F.S.; providing technical changes; amending s. 73.071, F.S.; modifying the business damages that may be awarded when less than the entire property is taken by reducing the number of years the established business must have been owned; amending ss. 73.0715, 73.072, 73.081, 73.091, F.S.; providing technical changes; amending ss. 73.101, 73.111, 73.121, 73.131, 73.141, 73.151, 73.161, 74.011, 74.031, F.S.; providing technical changes; amending s. 74.041, F.S.; deleting the requirement that the clerk of court issue a summons to show cause to the defendants; permitting plaintiffs to serve a copy of the declaration of taking on each defendant with a notice of hearing; providing technical changes; amending ss. 74.051, 74.061, 74.071, 74.091, 74.101, 74.111, F.S.; providing technical changes; providing an effective date.

By the Committee on Judiciary-Civil and Senator Plummer—

CS for 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.

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

CS for SB 668—A bill to be entitled An act relating to the taking of wildlife; prohibiting interference with the lawful taking of wildlife; prohibiting trespass on posted property while engaged in the taking of wildlife; prohibiting hunting dogs on certain property; 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.

By the Committee on Economic, Community and Consumer Affairs and Senators Margolis and Meek—

CS for 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 and developmental disability; providing an effective date.

By the Committee on Finance, Taxation and Claims and Senators Peterson, Crawford, Hollingsworth, Kirkpatrick, Beard, Grant and Deratany—

CS for SB 711—A bill to be entitled An act relating to taxation; amending s. 253.023, F.S.; revising the distribution of documentary stamp tax and severance taxes to the Conservation and Recreation Lands Trust Fund; increasing the allowable amount of money transferring from the Conservation and Recreation Lands Trust Fund to the Land Acquisition Trust Fund for debt service; providing priority for funds transferred to pay debt service on bonds; amending s. 201.15, F.S.; providing for the distribution of certain portions of the excise tax on documents to the Conservation and Recreation Lands Trust Fund; amending ss. 211.30, 211.3103, F.S.; revising certain definitions; revising the distribution of the proceeds of the phosphate severance tax; revising certain provisions relating to determining the phosphate severance tax; amending s. 211.06, F.S.; revising the distribution of the proceeds of the oil, gas, and sulfur severance taxes; amending s. 211.31, F.S.; revising the distribution of the proceeds of the severance tax on solid minerals and heavy minerals; providing an effective date.

By the Committee on Finance, Taxation and Claims and Senator Margolis—

CS for SB 749—A bill to be entitled An act relating to government bonds; defining the term "bonds," for purposes of the act, to include leases and installment purchase contracts and certificates of participation therein, in addition to bonds and other evidences of indebtedness; providing for the issuance, by governmental units, of bonds the interest on which is not exempt from federal income taxation; prescribing the terms of such bonds, including the interest rate; authorizing the appointment of a foreign cotrustee or paying or copaying agent; authorizing governmental units to enter certain types of contracts in order to achieve a desirable effective interest rate in connection with the bonds and to enter credit enhancement or liquidity agreements; providing for the negotiated sale of such bonds; providing conditions under which such bonds do not constitute a pledge of credit; providing for use of bond proceeds; authorizing investment of the bond proceeds and moneys set aside or pledged to secure payment of the bonds or contracts under certain conditions; providing for refunding bonds; creating s. 159.416, F.S.; providing for pool financing with respect to the Florida Industrial Development Financing Act; providing an effective date.

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

CS for SB 761—A bill to be entitled An act relating to medical assistance; amending s. 409.266, F.S.; providing for Medicaid reimbursement for inpatient psychiatric services provided by licensed psychiatric hospitals to certain persons; providing a limitation on length of stay; providing conditions for admission; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Crawford—

CS for SB 833—A bill to be entitled An act relating to the Florida Racketeer Influenced and Corrupt Organization Act; amending s. 895.02, F.S.; providing additional predicate crime constituting "racketeering activity"; deleting references to repealed statutes; clarifying the definition of "RICO lien notice"; amending s. 27.34, F.S.; authorizing counties and municipalities to pay the salary of assistant state attorneys in specified circumstances; amending s. 895.05, F.S.; authorizing the Office of Statewide Prosecution or a state attorney to apply for a RICO lien; providing that, once a RICO lien is filed, it constitutes notice of the unlawful activity for purposes of subsequent proceedings; amending s. 895.06, F.S.; including the Office of Statewide Prosecution as an "investigative agency" for purpose of civil investigative subpoenas; providing an effective date.

By the Committee on Judiciary-Civil and Senator Dudley—

CS for SB 866—A bill to be entitled An act relating to civil procedure; creating s. 45.061, F.S.; providing for offers of settlement in civil cases; providing for sanctions in the case of offers which are unreasonably rejected; providing for set off; providing exceptions; providing exclusive remedy; providing an effective date.

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

CS for SB 878—A bill to be entitled An act relating to veterinary medicine; amending s. 474.207, F.S., relating to education and examination requirements for licensure; amending s. 474.214, F.S., relating to grounds for disciplinary actions; amending s. 474.217, F.S., relating to education and examination requirements for licensure by endorsement; creating s. 499.033, F.S., making animal rabies vaccine a legend drug; amending ss. 455.241 and 474.2141, F.S., correcting cross-references; providing for review and repeal; providing an effective date.

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

CS for SB 899—A bill to be entitled An act relating to protection of endangered and threatened wildlife; amending s. 327.72, F.S.; providing for additional costs to be imposed for certain violations; amending s. 370.021, F.S.; providing for the proceeds from penalties; amending s. 370.12, F.S.; establishing a special account within the Motorboat Revolving Trust Fund for use in programs for endangered and threatened marine species; amending s. 372.073, F.S.; providing for the Endangered and Threatened Species Trust Fund and its purposes; amending s. 372.71, F.S.; providing additional fees for certain violations; amending s. 372.72, F.S.; providing for disposition of the surcharge; providing an effective date.

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

CS for SB 920—A bill to be entitled An act relating to mental health; amending s. 394.455, F.S.; providing a definition of involuntary placement; amending s. 394.4785, F.S.; requiring the review of placement of a minor in a mental health unit by the attending physician or a designee or an on-call physician; amending s. 394.875, F.S.; modifying the licensed bed capacity limits for crisis stabilization units for a limited time; providing for a report and study of the utilization of crisis stabilization units; providing an effective date.

By the Committee on Transportation and Senator Crawford—

CS for SB 925—A bill to be entitled An act relating to drivers' licenses; amending ss. 316.1905, 316.646, F.S.; providing for the filing of an affidavit of impracticability; amending s. 318.14, F.S.; revising references with respect to noncriminal traffic infractions; providing procedures for compliance with ss. 320.0605, 320.07, 322.065, 322.15, F.S.; amending s. 318.15, F.S.; including certain costs as being required to be paid for the reinstatement of a suspended license; amending s. 322.03, F.S.; revising the penalty for any person convicted of operating a motor vehicle without a valid driver's license; creating s. 322.065, F.S.; providing penalties for a person whose driver's license has been expired for 4 months or less who drives on state highways; amending s. 322.12, F.S.; revising language with respect to payment of fees for the reinstatement of a suspended or revoked driver's license; amending ss. 322.16, 322.18, F.S.; providing for the renewal of a restricted operator's license; amending s. 322.125, F.S.; clarifying language with respect to the Medical Advisory Board; amending s. 322.212, F.S.; providing that it is unlawful for any person to use any false, fictitious, or counterfeit documents or fraudulently obtained identification in any application for a driver's license; providing a penalty; amending s. 322.251, F.S.; providing for notice with respect to any cancellation, suspension, or revocation of a driver's license; amending s. 322.264, F.S.; including certain convictions within the term "habitual traffic offender"; amending s. 322.27, F.S.; providing clarifying language with respect to license suspension or revocation to delete an exemption; amending s. 322.28, F.S.; relating to revocation of a driver's license for certain violations; providing that the court shall use the offense date of certain convictions in computing the period of time imposed for revocations; amending s. 322.29, F.S.; providing an additional fee for the surrender and return of a license; providing for the use of such fees; repealing s. 322.18(9), F.S., which limits the issuance of restricted operators' licenses; providing an effective date.

By the Committee on Transportation and Senator Hill—

CS for SB 968—A bill to be entitled An act relating to traffic control; creating s. 316.1922, F.S.; setting a maximum speed limit for construction sites, as defined; providing that unlawful speed through a construction site constitutes careless driving; requiring posting of signs; providing an effective date.

By the Committee on Judiciary-Civil and Senators Thomas, Grant, Peterson, D. Childers, Malchon, W. D. Childers, Crawford, Scott and Beard—

CS for SB 976—A bill to be entitled An act relating to civil penalties; amending s. 318.14, F.S.; increasing court costs for a person who elects alternatives to fines for infractions; providing for distribution; amending s. 318.18, F.S.; increasing civil penalties for noncriminal infractions; amending s. 318.21, F.S.; providing for distribution of increased civil penalties; amending s. 402.40, F.S.; deleting certain sources, and providing other sources, of funds for the Child Welfare Training Trust Fund; amending s. 959.29, F.S.; deleting certain sources, and providing for other sources, of funds for the Juvenile Justice Training Trust Fund; providing an effective date.

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

CS for SB 1047—A bill to be entitled An act relating to liability for injuries or death to certain state employees; creating s. 946.141, F.S.; providing that the correctional work program corporation shall not be liable for the injury or death of any state employee when the injury or death occurred in the course of that employee's employment in connection with a prison work program and when that employee is eligible for workers' compensation; providing an effective date.

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

CS for SB 1051—A bill to be entitled An act relating to duties of the Auditor General; amending s. 11.45, F.S.; requiring certain certified public accountants performing audits for local governments to meet specified continuing education requirements; providing an effective date.

By the Committee on Transportation and Senators Barron, Myers, Scott, Crawford and Thomas—

CS for SB's 1061 and 1054—A bill to be entitled An act relating to speed limits; amending s. 316.187, F.S.; increasing the maximum speed limit on rural interstate highways to 65 miles per hour; increasing the maximum speed limit to 65 miles per hour on the Florida Turnpike and other limited access highways; providing an effective date.

By the Committee on Education and Senator Kirkpatrick—

CS for SB 1074—A bill to be entitled An act relating to the Florida Academic Improvement Trust Fund for Community Colleges; amending s. 240.36, F.S.; transferring the responsibility for administering the trust fund from the State Board of Education to the State Board of Community Colleges; requiring the latter board to reserve a certain amount of the trust fund for each community college to use to match funds in certain years; providing that the balance in the trust fund remains in the trust fund at the end of the fiscal year; changing the maximum amount of excess trust funds a community college may receive; placing restrictions on expenditures of excess trust funds received by a community college; authorizing community colleges to spend the first challenge grant and the matching funds for such grant for any approved project except scholarships; reducing the minimum amount of private contributions that a community college must receive in order to receive a grant from the trust fund; reducing the amount of the increments of matching funds transferred from the state trust fund to the community college foundation; deleting faculty training and professional development from the list of approved uses of the proceeds of a community college academic improvement trust fund; providing an effective date.

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

CS for SB 1075—A bill to be entitled An act relating to animals; amending s. 828.055, F.S., adding a permitted drug for use in euthanasia of domestic animals; providing an effective date.

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

CS for SB 1087—A bill to be entitled An act relating to auctioneers; amending s. 468.383, F.S.; providing an exemption for certain auctions conducted by students of auctioneering; amending section 10 of chapter 86-119, Laws of Florida; providing an exemption from license examination requirements; amending s. 468.385, F.S.; providing for examination by the Department of Professional Regulation, rather than the Board of Auctioneers; modifying license qualifications and education requirements; decreasing amount of bond required for auctioneers and auction businesses; providing for bond of a licensed auctioneer who is the sole operator of an auction business; creating ss. 468.3851, 468.3852, F.S.; providing procedures for license renewal, inactive status, and expiration; amending s. 468.386, F.S.; clarifying provisions relating to local occupational licenses; amending s. 468.387, F.S.; providing for licensure of non-resident auctioneers by endorsement; amending s. 468.389, F.S.; expanding disciplinary actions and grounds therefor; providing for review and repeal; providing an effective date.

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

CS for SB 1088—A bill to be entitled An act relating to correctional work programs; amending s. 946.40, F.S.; providing that persons convicted of certain sex offenses are ineligible to participate in public works projects; clarifying the provision for collecting the cost of supervision fee paid by certain persons under community control, probation, or parole supervision; providing an effective date.

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

CS for SB 1092—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515, F.S.; providing that special

risk criteria for correctional officers shall include control and investigation of prisoners; clarifying the procedure for designating special risk membership in the system; providing for the retention of special risk membership for certain members transferred or reassigned to other positions; authorizing members of the Regular Class and the Special Risk Administrative Support Class to apply for and be admitted as members of the Special Risk Class; restoring special risk credit for certain periods of employment; providing for contributions; providing for an increased employer contribution to fund benefits; providing an effective date.

By the Committee on Health and Rehabilitative Services and Senators Myers, Jenne and Margolis—

CS for SB's 1098 and 296—A bill to be entitled An act relating to hospitals; amending s. 119.07, F.S.; providing exemptions from public records act; amending s. 395.017, F.S.; granting access to patient records; amending s. 395.031, F.S.; relating to trauma centers and pediatric trauma referral centers; providing definitions; requiring local and regional trauma agencies to develop a trauma medical services system plan for review and approval by the Department of Health and Rehabilitative Services; providing plan components; requiring a public hearing prior to submission of such plan to the department for approval; requiring trauma centers to accept all trauma victims; prohibiting a facility that is not verified as a trauma center from holding itself out as such; providing for a county ordinance; requiring an annual update of the plan; providing for verification of hospital trauma centers; creating s. 395.032, F.S.; authorizing the department to define trauma regions for the state; providing criteria; requiring the department to develop regional trauma systems plans and specifying components; providing standards for the verification of trauma centers; requiring hospitals to request verification as a trauma center; prescribing contents of the application; providing for renewal of verification; establishing requirements for the operation of a trauma center; providing for the collection and deposit of fees; requiring trauma victims be identified and transported according to department-approved protocol; requiring hospitals to furnish certain trauma registry data; providing for reverification as a trauma center; creating s. 320.0801, F.S.; providing an additional vehicle license fee; providing for deposits into the Emergency Medical Services Trust Fund; requiring the Hospital Cost Containment Board and the department to make studies and reports on trauma care; requiring the department to develop a plan for air medical evacuation services; providing an effective date.

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

CS for SB 1105—A bill to be entitled An act relating to interior designers; creating the "Interior Designers Licensing Act"; providing legislative findings; providing definitions; providing for administration and enforcement of the act by the Department of Professional Regulation; providing for examination and licensure of interior designers; providing eligibility; specifying contents of examinations; providing for licensure without examination under certain circumstances; providing for license renewal; providing for inactive status; providing disciplinary actions by the department, including an administrative fine, and specifying grounds therefor; providing for use of a seal; authorizing the practice of interior design by certain business associations; providing for injunction; prescribing fees; creating an advisory committee; providing a penalty for use of the title "interior designer" by persons not licensed; providing exemptions; providing that an interior designer need not be licensed as a contractor; providing severability; providing for review and repeal; providing an effective date.

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

CS for SB 1125—A bill to be entitled An act relating to county and municipal detention facilities; amending s. 951.23, F.S.; providing standards compatible with judicial decisions or good corrections practices; providing staffing standards for jails with a capacity less than 30 prisoners; requiring a detention facility which stocks certain drugs to be licensed as a pharmacy under chapter 465; providing that such a facility is exempt from certain inspection requirements; creating s. 951.26, F.S.; establishing a correctional planning committee within each county in the state to assess the population status of the county correctional system; providing for membership on each committee; requiring each committee to develop a local correctional facilities plan; providing an effective date.

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

CS for SB 1143—A bill to be entitled An act relating to dentists; amending s. 466.017, F.S.; providing that licensed dentists who have been utilizing general anesthesia or parenteral conscious sedation routinely and competently for specified time periods preceding January 1, 1980, are deemed to have fulfilled training requirements for administration of such medications; requiring certain certification; providing a limited exemption from registration and education requirements; amending s. 466.022, F.S.; including ethics review committees under peer review requirements; providing an effective date.

By the Committee on Agriculture and Senator Hollingsworth—

CS for SB 1145—A bill to be entitled An act relating to fertilizer; amending s. 576.011, F.S., modifying the definition of "guaranteed analysis"; defining "slow or controlled release fertilizer"; amending s. 576.021, F.S., modifying information required on certain applications for registration; amending s. 576.041, F.S., providing a minimum penalty for failure to submit certain reports and fees; amending s. 576.061, F.S., providing a penalty for certain deficiency in a fertilizer-pesticide mixture; providing a penalty for distributing an unregistered fertilizer; increasing the penalty for faulty labeling; providing administrative penalties; providing an effective date.

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

CS for SB 1161—A bill to be entitled An act relating to medical malpractice; amending s. 768.40, F.S.; extending the definitions of the term "medical review committee" to encompass the Department of Corrections and the Correctional Medical Authority and the term "health care providers" to encompass health care facilities and employees involved in monitoring the quality of medical care; providing an effective date.

By the Committee on Education and Senator D. Childers—

CS for SB 1164—A bill to be entitled An act relating to higher education; creating the Undergraduate Education Enhancement Act; providing legislative intent; specifying areas of undergraduate education to be improved by the Board of Regents; authorizing the board to establish rules to carry out the purposes of the act; providing an effective date.

By the Committee on Governmental Operations and Senator Johnson—

CS for SB 1184—A bill to be entitled An act relating to security with respect to governmental property; providing confidentiality for certain systems and records; providing an effective date.

By the Committee on Agriculture and Senator Hollingsworth—

CS for SB 1193—A bill to be entitled An act relating to inspection and transportation of meats; amending s. 585.34, F.S.; authorizing the Department of Agriculture and Consumer Services to ban and remove from distribution channels certain foreign cold storage meats; amending s. 585.3401, F.S.; clarifying inspection provisions and providing bid specifications; creating s. 585.3402, F.S.; providing notice requirements for purveyors of foreign cold storage meat to the food service industry; providing a penalty; creating s. 585.3403, F.S.; providing criteria for identification of meat and meat products as "All American" or "Genuine Florida" products; providing severability; providing an effective date.

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

CS for SB 1195—A bill to be entitled An act relating to infrastructure finance; creating the Local Government Infrastructure Trust Fund; providing purpose; providing funding; providing for two different pools of money; providing for use, guaranteed entitlements and qualifications; providing for diligent administration and cooperation; amending s. 212.058, F.S.; authorizing counties to levy a discretionary additional 1 percent tax on sales, use, rentals, admissions, and other transactions in part I of ch 212, F.S.; specifying uses of revenues; providing for an interlocal agreement; providing for the "Local Government Sales Tax Trust Fund"; providing for distribution of revenues; 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 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.; removing authorization for extension of local option gas taxes on motor fuel and special fuel; authorizing changes in distribution of certain local option taxes; providing that rights of bondholders may not be adversely affected by changes in rates of tax or periods for which taxes are imposed; amending s. 206.9825, F.S.; specifying that the newly imposed local option motor fuel tax does not apply to aviation fuel; providing that a specified percentage of all net proceeds from the operation of state lotteries shall be dedicated to the construction of educational capital facilities for grades K-12; amending s. 335.20, F.S.; increasing the amount of state moneys allocated for local government cooperative assistance programs; amending s. 218.25, F.S.; allowing local governments to bond certain state moneys received from the revenue sharing trust funds; amending s. 218.21, F.S.; providing for recalculating certain local governments' guaranteed entitlement under municipal revenue sharing; amending ss. 199.292, 210.20, F.S.; providing for disposition of intangible personal property taxes and cigarette taxes; amending s. 206.605, F.S.; providing for uses of municipal motor fuel taxes; amending ss. 218.403, 218.407, F.S.; broadening the definition of surplus funds for investment purposes; creating ss. 166.301, 166.311, 166.321, 166.331, 166.341, F.S.; providing for the creation of special service taxing units by municipalities; providing powers; providing for funding by ad valorem taxes upon referendum and not to exceed a combined unit and municipal millage rate of 10 mills; providing for use of funds; providing for taxing units to include independent or community development districts; limiting the aggregate millage rate; creating s. 163.3203, F.S.; creating the Florida Impact Fee Law; providing definitions; providing authority to impose impact fees and requiring local effort prior to the imposition thereof; providing fee requirements; providing for methodology and ordinance disclosure; providing for post adoption and time of assessment collection of impact fees; providing for compliance; amending s. 380.06, F.S.; clarifying provisions requiring certain contributions of funds or land by a developer; amending ss. 205.033, 205.043, F.S.; authorizing counties and municipalities to adjust occupational license tax rates and classifications to achieve a more equitable distribution of the tax burden, subject to specified terms and conditions; amending s. 163.3164, F.S.; defining the term "special district" for purposes of comprehensive planning; creating s. 163.3180, F.S.; requiring capital improvements plans for certain special districts; providing requirements for such plans; requiring special districts to report elements of local government comprehensive plans which impact district activities; requiring notification of the Legislative Auditing Committee and the Department of Community Affairs upon the failure of a district to complete such plans or reports; exempting certain special districts from the capital improvements plan and impact report provisions; amending s. 163.3177, F.S.; requiring the coordination of a local comprehensive plan with special district plans; amending s. 163.3181, F.S.; requiring special districts to comply with public participation requirements in developing capital improvement plans and impact reports; providing for severability; providing an effective date.

By the Committee on Commerce and Senator McPherson—

CS for SB 1218—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.221, F.S., providing that certain licensed manufacturers brewing malt beverages may sell to consumers for consumption on the premises; providing for reports and tax payments; prohibiting licensed distributors and manufacturers of malt beverages from engaging in certain conduct; amending s. 563.02, F.S., providing a reduced license fee for certain manufacturers of malt beverages; providing an effective date.

By the Committee on Agriculture and Senator Crawford—

CS for SB 1228—A bill to be entitled An act relating to food products; amending s. 500.10, F.S.; providing that candy containing a specified amount of alcohol is not deemed to be adulterated if certain restrictions on the sale of such candy is observed; providing a penalty; providing an effective date.

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

CS for SB 1269—A bill to be entitled An act relating to time-share plans; amending s. 721.08, F.S., to clarify the scope of the fiduciary duty owed by escrow agents to purchasers; amending s. 721.11, F.S., and s. 721.111, F.S., to clarify advertising filing procedures and to clarify what constitutes advertising; amending s. 721.13, F.S., to require managing entities to maintain owner lists for inspection by the division upon request; amending s. 721.15, F.S., to create personal liability for time-share assessments; amending s. 721.20, F.S., to exempt owner referrals from solicitor or real estate licensure requirements; providing an effective date.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Langley, the rules were waived and the Committee on Judiciary-Civil was granted permission to consider Senate Bills 1030, 984 and 994 this day.

On motion by Senator Langley, by two-thirds vote CS for SB's 1096, 963 and 654 was withdrawn from the Committee on Judiciary-Civil.

On motions by Senator Barron, by two-thirds vote SCR 1010, HB 227, CS for SB 573 and CS for SB's 484, 498 and 247 were withdrawn from the Committee on Rules and Calendar.

On motions by Senator Scott, by two-thirds vote Senate Bills 233, 332 and 658, CS for CS for SB 410, CS for SB 746 and CS for SB 824 were withdrawn from the Committee on Appropriations.

On motion by Senator Scott, by two-thirds vote CS for SB 711 was removed from the calendar and referred to the Committee on Appropriations.

On motion by Senator Margolis, by two-thirds vote SB 1115 was withdrawn from the Committee on Economic, Community and Consumer Affairs.

On motions by Senator Thurman, by two-thirds vote SJR 1055 and Senate Bills 1060 and 1117 were withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Barron, by two-thirds vote CS for SB 1184, CS for SB 1096 and CS for CS for SB 410 and the report of the Committee on Executive Business were placed on the special order calendar for May 13.

On motion by Senator Jennings, by two-thirds vote CS for SB 683 was withdrawn from the Committee on Commerce.

On motion by Senator Myers, by two-thirds vote CS for SB 1161 was withdrawn from the Committee on Health and Rehabilitative Services.

On motions by Senator Deratany, by two-thirds vote CS for SB 976, CS for SB's 484, 498 and 247 and CS for SB 1218 were withdrawn from the Committee on Finance, Taxation and Claims.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State, Senate Bills 36, 37, 38 and 94 which he approved on May 6, and Senate Bills 104 and 214 which he approved on May 7, 1987.

Appointments Subject to Confirmation by the Senate:

The Secretary of State has certified that pursuant to the provisions of Section 114.05, Florida Statutes, certificates subject to confirmation by the Senate had been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Chiropractic, Member Glisson, James A., Eustis	08/01/90
Harbor Master, Port of Key West, Member Sweeting, Ulric E., Key West	02/08/88
Harbor Master, Port of St. Augustine, Member Baker, Gregory E., St. Augustine	05/01/88

Office and Appointment

Marine Fisheries Commission, Member Barley, Jr., George M., Orlando	08/01/90
Chairman of the Florida Pari-mutuel Commission, Member Rodriguez, J. Priede, Tampa	06/30/90
Historic St. Augustine Preservation Board of Trustees, Members Ensslin, Mary Fae F., St. Augustine Tebault, A. H., St. Augustine	08/12/90 01/14/90
East Central Florida Regional Planning Council, Region 6, Member Tsamoutales, Frank N., Melbourne	10/01/89
Governing Board of the Southwest Florida Water Manage- ment District, Member Bishopric, Anne M., Sarasota	07/01/90

Referred to the Committee on Executive Business.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

First Reading

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 45, House Bills 207, 478, 705; has passed as amended House Bills 498, 1239 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Commerce and Representative Clements and others—

CS for HB 45—A bill to be entitled An act relating to cemeteries; amending s. 497.006, F.S.; revising criteria for determining the need for new cemeteries; creating s. 497.091, F.S.; requiring owners of burial rights to keep cemeteries informed of their addresses; requiring certain notice of cemetery companies; providing abandonment proceedings; establishing a method by which abandoned burial rights may be sold; repealing s. 497.051, F.S., relating to financial reports of company affairs; providing for review and repeal; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Representative McEwan—

HB 207—A bill to be entitled An act relating to professional service corporations; amending s. 621.12, F.S.; permitting, rather than requiring that the corporate name of such corporations contain the last names of some or all of the shareholders; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Representative Goode and others—

HB 478—A bill to be entitled An act relating to road designation; designating and naming U.S. Highway 1 from Florida's north boundary to Key West as "Constitution Highway"; providing for appropriate markers to be erected by the Department of Transportation; providing an effective date.

—was referred to the Committee on Transportation.

By Representative Saunders—

HB 705—A bill to be entitled An act relating to arrest; amending s. 901.15, F.S.; deleting the scheduled repeal of a law enforcement officer's authority to arrest without a warrant when he has probable cause to believe a misdemeanor has been committed in the presence of a United States officer on federal military property over which the state has jurisdiction for such misdemeanor; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

*For Term
Ending*

By the Committee on Agriculture and Representative Mitchell and others—

HB 498—A bill to be entitled An act relating to the Florida Citrus Code; amending s. 601.10, F.S.; providing additional powers of the Department of Citrus; amending s. 601.15, F.S.; deleting a statutory cross-reference; amending s. 601.154, F.S., modifying administrative committee membership to reflect current citrus districts; amending s. 601.155, F.S., requiring proof for excise tax exemption; amending ss. 601.74, 601.75, 601.76, and 601.77, F.S.; authorizing the Department of Agriculture and Consumer Services to make rules with respect to the analysis of processing materials, the certification of dyes and coloring matter for citrus fruit prior to use, information which must be furnished by manufacturers of coloring matter for use on citrus fruit, and for subsequent analysis of coloring matter and inspection of packinghouses or other places where coloring matter is applied; eliminating current statutory language with respect to such matters; amending s. 601.78, F.S.; authorizing the Department of Agriculture and Consumer Services to, by rule, require bonding with respect to manufacturers of coloring matter used on citrus fruit; amending s. 601.80, F.S.; providing clarifying language; repealing s. 601.14, F.S., relating to transportation problems affecting citrus; repealing s. 601.1515, F.S., relating to the Grapefruit Off-shore Export Indemnity Act; repealing s. 601.158, F.S., relating to an additional citrus excise tax and the Citrus Harvesting Research and Development Fund; repealing s. 601.159, F.S., relating to the Frozen Concentrated Orange Juice Pooling Act; repealing s. 601.81, F.S., relating to standards of oranges to be colored; repealing s. 601.9913(8), F.S., deleting obsolete labeling language; repealing s. 601.9917, F.S., relating to products manufactured from citrus oil or citrus seed oil; providing for review and repeal; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Regulatory Reform and Representative Lippman—

HB 1239—A bill to be entitled An act relating to professional liability claims and actions; amending s. 466.021, F.S., relating to the employment of an unlicensed person by a dentist; prohibiting any dental laboratory from performing any direct personal dental service to a patient; amending s. 627.912, F.S., relating to the professions included in reporting requirements; adding dentists to the list of professionals; providing an effective date.

—was referred to the Committee on Commerce.

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has passed as amended SB 45 and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 45—A bill to be entitled An act relating to the sale of liquefied petroleum gas; repealing s. 2, ch. 82-6, and s. 10, ch. 86-69, Laws of Florida, which sections repeal the provisions of ch. 527, F.S., relating to the sale of liquefied petroleum gas, effective October 1, 1987; repealing ss. 527.01-527.16, F.S., and ss. 527.055, 527.065, and 527.067, F.S., 1986 Supplement, effective October 1, 1997, and providing for future review of said sections; providing an effective date.

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

Section 1. Subsection (2) of section 527.067, Florida Statutes, 1986 Supplement, is amended to read:

527.067 Responsibilities of persons engaged in servicing liquefied petroleum gas equipment and systems and consumers, end users, or owners of liquefied petroleum gas equipment or systems.—

(2) Any consumer, owner, end user, or person who alters or modifies his LP gas equipment or system in any way shall, for informational purposes, notify the licensed dealer who next fills or otherwise services his LP gas system that such work has been performed. The department may promulgate rules prescribing the method of notification. ~~authorizes the maintenance, servicing, testing, repairing, or installation of liquefied petroleum gas equipment or systems shall, for informational purposes, when such actions are completed by any person, firm, or corporation other than the dealer that regularly services the liquefied petroleum gas system, notify such dealer of the fact that work has been performed. This~~

~~notification shall include the name of the person, firm, or corporation that performed the maintenance, servicing, testing, repairing, or installation and shall specify what actions were taken with respect to the affected liquefied petroleum gas equipment or system. Such notification shall be made within a reasonable time prior to the date the liquefied petroleum gas equipment or system is next filled or otherwise serviced in order that the equipment or system may be serviced in a safe manner.~~

Section 2. *Notwithstanding the provisions of the Regulatory Sunset Act or of any other provision of law which provides for review and repeal in accordance with s. 11.61, Florida Statutes, chapter 527, Florida Statutes, shall not stand repealed on October 1, 1987, and shall continue in full force and effect as amended herein.*

Section 3. *Chapter 527, Florida Statutes, is repealed on October 1, 1997, and shall be reviewed by the Legislature pursuant to s. 11.61, Florida Statutes.*

Section 4. This act shall take effect October 1, 1987.

Amendment 2—On page 1, in the title, lines 1-12, strike all said lines and insert: A bill to be entitled An act relating to liquefied petroleum gas; amending s. 527.067, F.S., removing certain consumer responsibilities for records and reporting of liquefied petroleum gas equipment and systems service; saving ch. 527, F.S., from Sunset repeal; providing for review and repeal; providing an effective date.

On motions by Senator Jennings, the Senate concurred in the House amendments.

SB 45 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—31

Mr. President	Frank	Jennings	Peterson
Barron	Girardeau	Johnson	Plummer
Brown	Grant	Kiser	Ros-Lehtinen
Childers, D.	Grizzle	Langley	Thurman
Childers, W. D.	Hair	Malchon	Weinstein
Crawford	Hill	Margolis	Weinstock
Deratany	Hollingsworth	McPherson	Woodson
Dudley	Jenne	Meek	

Nays—None

Vote after roll call:

Yea—Beard

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has passed with amendments SB 72 and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 72—A bill to be entitled An act relating to the advisory council for the Government Employees Deferred Compensation Plan; amending s. 112.215, F.S.; increasing the council membership and providing terms of office; providing for a council chairman; providing for meetings; requiring the council to make certain reports; providing for reimbursement for per diem and travel; providing for expiration of terms of present members; reviving and readopting s. 112.215(8), (9), F.S., notwithstanding repeal scheduled pursuant to the Sundown Act; providing for future review and repeal; providing an effective date.

Amendment 1—On page 1, line 18, strike everything after the enacting clause and insert:

Section 1. Subsections (8) and (9) of section 112.215, Florida Statutes, are amended, and subsections (10) and (11) of said section are renumbered as subsections (9) and (10), respectively, to read:

112.215 Government employees; deferred compensation program.—

(8)(a) There is hereby created a *Deferred Compensation* an Advisory Council composed of seven five members, all of whom shall be employees of the state.

1.(a) One member shall be appointed by the Speaker of the House of Representatives and the President of the Senate jointly and shall be an employee of the legislative branch.

2.(b) One member employee shall be appointed by the Chief Justice of the Supreme Court and shall be an employee of the judicial branch.

3. One member shall be appointed by the chairman of the Public Employees Relations Commission and shall be a nonexempt public employee.

4.(e) The remaining four members three employees shall be employed by the executive branch and shall be appointed as follows:

a.1. One member employee shall be appointed by the Chancellor of the State University System and shall be an employee of the university system.

b.2. One member employee shall be appointed by the Treasurer and shall be an employee of the Treasurer.

c.3. One member employee shall be appointed by the Governor and shall be an employee of the executive branch.

d. One member shall be appointed by the Comptroller and shall be an employee of the Comptroller.

(b) Each member shall serve for a term of 4 years from the date of appointment, except that a vacancy shall be filled by appointment for the remainder of the term.

(c) Members shall elect a chairman annually.

(d) The council shall meet at the call of its chairman, at the request of a majority of its membership, or at the request of the Treasurer, but not less than twice a year. The business of the council shall be presented to the council in the form of an agenda. The agenda shall be set by the Treasurer and shall include items of business requested by the council members.

(e) A majority of the members shall constitute a quorum, and action by a majority of a quorum shall be official.

(f) The council shall make a report of each meeting to the Treasurer, which shall show the names of the members present and shall include a record of its discussions, recommendations, and actions taken. The Treasurer shall keep the records of the proceedings of each meeting on file and shall make the records available to any interested person or group.

(g) Members of the council shall serve without compensation but shall be entitled to receive reimbursement for per diem and traveling expenses as provided in s. 112.061.

(h)(9) The advisory council shall provide assistance and recommendations to the Treasurer relating to the provisions of the plan, the insurance or investment options to be offered under the plan, and any other contracts or appointments deemed necessary by the council and the Treasurer to carry out the provisions of this act. The Treasurer shall inform the council of the manner in which each council recommendation is being addressed. The Treasurer shall provide the council, at least annually, a report on the status of the deferred compensation program, including, but not limited to, information on participant enrollment, amount of compensation deferred, total plan assets, product provider performance, and participant satisfaction with the program.

Section 2. *Transitional provisions.*—The term of office of any member of the advisory council created by s. 112.215, Florida Statutes, who is serving on September 30, 1987, shall expire on the effective date of this act. Members of the council shall be appointed to fill terms beginning on October 1, 1987, as follows:

(1) The member appointed by the Speaker of the House of Representatives and the President of the Senate and the member appointed by the State Treasurer shall each be appointed to a term of 4 years.

(2) The member appointed by the Chief Justice of the Supreme Court and the member appointed by the Chancellor of the State University System shall each be appointed to a term of 3 years.

(3) The member appointed by the Comptroller, the member appointed by the Governor, and the member appointed by the chairman of the Public Employees Relations Commission shall each be appointed to a term of 2 years.

Successors to members appointed to terms specified in this section shall be appointed as provided in s. 112.215, Florida Statutes.

Section 3. *Notwithstanding the provisions of the Sundown Act or of any other provision of law which provides for review and repeal in accordance with s. 11.611, Florida Statutes, subsection (8) of section 112.215, Florida Statutes, shall not stand repealed on October 1, 1987, and shall continue in full force and effect.*

Section 4. *Subsection (8) of section 112.215, Florida Statutes, is repealed on October 1, 1997, and shall be reviewed by the Legislature pursuant to s. 11.611, Florida Statutes.*

Section 5. This act shall take effect October 1, 1987.

Amendment 2—On page 1, in the title, lines 2-15, strike all of said lines and insert: An act relating to deferred compensation; amending s. 112.215, F.S.; increasing the membership of the Deferred Compensation Advisory Council; providing terms of office; providing for a council chairman; providing for meetings; providing for conduct of business; requiring records of meetings; providing for reimbursement for per diem and travel; revising duties; providing for expiration of terms of present members; providing for staggering of terms of new members; saving s. 112.215(8), F.S., from Sundown repeal; providing for future review and repeal; providing an effective date.

On motions by Senator Jennings, the Senate concurred in the House amendments.

SB 72 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—31

Mr. President	Frank	Jennings	Peterson
Barron	Girardeau	Johnson	Plummer
Brown	Grant	Kiser	Ros-Lehtinen
Childers, D.	Grizzle	Langley	Thurman
Childers, W. D.	Hair	Malchon	Weinstein
Crawford	Hill	Margolis	Weinstock
Deratany	Hollingsworth	McPherson	Woodson
Dudley	Jenne	Meek	

Nays—None

Vote after roll call:

Yea—Beard

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has passed with amendments SB 105 and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 105—A bill to be entitled An act relating to complaints against law enforcement officers; amending s. 112.533, F.S.; providing for confidentiality of such complaints and related records; providing for review of exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

Amendment 1—On page 1, line 11, strike everything after the enactment clause and insert:

Section 1. Subsection (6) of section 112.317, Florida Statutes, is amended to read:

112.317 Penalties.—

(6) Any person who willfully discloses, or permits to be disclosed, ~~his intention to file a complaint, the existence or contents of a complaint~~ which has been filed with the commission, or any document, action, or proceeding in connection with a confidential preliminary investigation of the commission, before such complaint, document, action, or proceeding becomes a public record as provided herein is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. *However, any person within the commission may acknowledge receipt of a complaint and that an investigation is proceeding.*

Section 2. Paragraph (a) of subsection (2) and subsection (3) of section 112.533, Florida Statutes, are amended to read:

112.533 Receipt and processing of complaints.—

(2)(a) *Notwithstanding the provisions of s. 119.14, a complaint filed against a law enforcement officer, including a deputy sheriff, or correctional officer with a law enforcement agency or correctional agency and all information obtained pursuant to the investigation by the agency of such complaint shall be confidential until the conclusion of the internal investigation or at such time that the investigation ceases to be active without a finding relating to probable cause. If the internal investigation is concluded with the finding that there is no probable cause to proceed with disciplinary action or file charges against the officer, a statement to that effect signed by the agency head or his designee and the responsible investigating official shall be attached to the complaint; and the complaint and all such information shall be open thereafter to inspection pursuant to chapter 119. If the internal investigation is concluded with the finding that there is probable cause to proceed with disciplinary action or file charges, the complaint and all such information shall be open thereafter to inspection pursuant to chapter 119. If the investigation ceases to be active without a finding relating to probable cause, the complaint and all such information shall be open thereafter to inspection pursuant to chapter 119. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.*

(3) Any person *within an agency or public office* who willfully discloses, or permits to be disclosed, ~~his intention to file a complaint, the existence or contents of a complaint~~ which has been filed with an agency; or any document, action, or proceeding in connection with a confidential internal investigation of an agency, before such complaint, document, action, or proceeding becomes a public record as provided herein is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. *However, any person within an agency or public office may acknowledge receipt of a complaint and that an investigation is proceeding.*

Section 3. This act shall take effect October 1, 1987.

Amendment 2—On page 1 in the title, lines 2-8, strike all of said lines and insert: An act relating to public officers and employees, and law enforcement and correctional officers; amending s. 112.317, F.S., deleting a prohibition against disclosing intention to file a complaint against a public officer or employee; amending s. 112.533, F.S., which exempts complaints filed against law enforcement or correctional officers from public records requirements during the interim an internal investigation of the complaint is active; saving such exemption from repeal; providing for future review and repeal; deleting a prohibition against disclosing intention to file a complaint against a law enforcement or correctional officer; prohibiting any person within an agency or public office from disclosing certain information; providing an effective date.

On motions by Senator Kiser, the Senate refused to concur in the House amendments and the House was requested to recede. The action of the Senate was certified to the House.

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has passed with amendments SB 96 and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 96—A bill to be entitled An act relating to the State Agricultural Advisory Council; amending s. 570.23, F.S.; revising the composition and method of appointment of the membership of the council; providing for terms of office and the filling of vacancies; reviving and readopting ss. 570.23, 570.24, 570.25, 570.26, 570.27, 570.28, F.S., notwithstanding the provisions of ch. 81-62 or ch. 82-46, Laws of Florida; providing for future review and repeal of said sections; providing an effective date.

Amendment 1—On page 1, line 14, strike everything after the enactment clause and insert:

Section 1. Section 570.02, Florida Statutes, is amended to read:

570.02 Definitions of terms.—The following words and phrases as used in this chapter and the agricultural laws of this state, unless the context otherwise requires, shall have the meanings respectively ascribed to them in this section:

(1) "Department" means the Department of Agriculture and Consumer Services.

(2) "Commissioner" means the Commissioner of Agriculture.

~~(3) "Council" means the state Agricultural Advisory Council.~~

(3)(4) "Agriculture" means the science and art of production of plants and animals useful to man, including to a variable extent, the preparation of these products for man's use and their disposal by marketing or otherwise and shall include horticulture, floriculture, viticulture, forestry, dairy, livestock, poultry, bees, and any and all forms of farm products, and farm production.

Section 2. Section 570.23, Florida Statutes, is amended to read:

(Substantial rewording of section. See s. 570.23, F.S., for present text.)

570.23 State Agricultural Advisory Council.—

(1) COMPOSITION.—The State Agricultural Advisory Council is hereby created in the Department of Agriculture and Consumer Services.

(a) The council shall be composed of 32 members with an alternate for each member. Members and their alternates shall be appointed by the commissioner. The dean for extension and the dean for research, Institute of Food and Agricultural Sciences of the University of Florida, and the Vice President for Agricultural Affairs at the University of Florida shall be nonvoting, *ex officio* members of the council.

(b) Membership shall include one citizen-at-large member and alternate who shall be representative of the views of the general public toward agriculture and its activities, but who is not actively engaged in any agricultural pursuit, and one member and alternate qualified to represent each of the 31 agricultural or trade interests enumerated in this section.

1. Producers or growers who are actively engaged in the agricultural areas of:

- a. Apiary;
 - b. Aquaculture;
 - c. Beef cattle;
 - d. Citrus;
 - e. Commercial flowers;
 - f. Dairy;
 - g. Field crops;
 - h. Foliage plants;
 - i. Forestry;
 - j. Grapes;
 - k. Horses;
 - l. Ornamental horticulture;
 - m. Poultry;
 - n. Seed;
 - o. Swine;
 - p. Tropical fruits;
 - q. Turfgrass;
 - r. Vegetables; or
 - s. Watermelons.
2. Persons actively engaged in the trade of:
- a. Agricultural limestone;
 - b. Commercial feed;
 - c. Commercial fertilizer;
 - d. Commercial pesticide;
 - e. Food processing and canning, other than meat or citrus;
 - f. Independent agricultural markets;
 - g. Meat processing or packing;

h. Phosphate; or

i. Retail food stores.

3. Distributors of petroleum or petroleum products.

4. Growers and processors of sugarcane.

5. Licensed veterinarians.

(c) With the exception of the citizen-at-large member and alternate, each member and alternate shall be selected from no fewer than two nor more than three nominees submitted by recognized statewide organizations representing each agricultural or trade interest enumerated in this section. In the absence of nominations, the commissioner shall appoint persons who otherwise meet the qualifications for nomination and appointment to the council.

(d) On or after January 15, 1988, alternates shall be appointed for each member and shall serve as alternates for the remainder of the corresponding members' terms. As terms of current members expire, members and their alternates shall be appointed for 4-year terms and shall serve until their successors are duly qualified and appointed. A vacancy shall be filled for the remainder of an unexpired term in the same manner as an initial appointment.

(e) An alternate member shall have all the rights, privileges, and powers of the member for whom he is the alternate when that member is absent from this council or any other council to which the member is appointed by designation of his position on this council.

(f) Any member of the council who fails to attend three consecutive council meetings without good cause may be removed from the council by the commissioner.

(2) POWERS AND DUTIES.—The State Agricultural Advisory Council shall have the power and duty to:

(a) Consider and study the entire field of agriculture, including agricultural economic development.

(b) Advise and consult with the commissioner and the division directors of the department, at their request or upon its own initiative, regarding the promulgation, administration, and enforcement of all laws and rules relating to agriculture.

(c) Consider all matters submitted to it by the commissioner or the division directors.

(d) Submit proposed legislation and rules to the commissioner.

(e) Suggest policies and practices for the conduct of the business of the department to the commissioner or division directors which they shall duly consider.

(3) MEETINGS; PROCEDURES; RECORDS.—The council shall meet at least annually and elect a chairman, a vice chairman, and a secretary for 1-year terms.

(a) The council shall meet at the call of its chairman, at the request of a majority of its membership, at the request of the department, or at such times as may be prescribed by its rules of procedure.

(b) The department shall be responsible for providing administrative and staff-support services relating to the functions of the council and shall provide suitable space in the offices of the department for the meetings and records of the council.

(c) In conducting its meetings, the council shall use accepted rules of procedure. The secretary shall keep a complete record of the proceedings of each meeting, which record shall show the names of the members present and the actions taken. These records shall be kept on file with the department, and such records and other documents about matters within the jurisdiction of the council shall be subject to inspection by the members of the council.

(4) OFFICIAL ACTION.—A majority of the members shall constitute a quorum, and action by a majority of a quorum shall be official.

(5) PER DIEM.—Members of the council shall receive no compensation for their services, but shall be entitled to reimbursement for per diem and travel expenses as provided in s. 112.061.

Section 3. Sections 570.24, 570.25, 570.26, 570.27, and 570.28, Florida Statutes, are hereby repealed.

Section 4. Notwithstanding the provisions of the Sundown Act or of any other provision of law which provides for review and repeal in accordance with s. 11.611, Florida Statutes, section 570.23, Florida Statutes, shall not stand repealed on October 1, 1987, and shall continue in full force and effect as amended herein.

Section 5. Section 570.23, Florida Statutes, is repealed on October 1, 1997, and shall be reviewed by the Legislature pursuant to s. 11.611, Florida Statutes.

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

Amendment 2—On page 1, in the title, lines 2-12, strike all of said lines and insert: An act relating to agriculture; amending s. 570.02, F.S., deleting the definition of "council"; clarifying the definition of "agriculture"; amending s. 570.23, F.S., relating to the State Agricultural Advisory Council; providing for appointment and terms of members and alternates; providing for ex officio members; providing powers and duties of the council; providing for conduct of council business; providing for travel expenses of members; repealing ss. 570.24, 570.25, 570.26, 570.27, and 570.28, F.S., relating to council organization, powers and duties, ex officio members, compensation, and clerical help and space; saving s. 570.23, F.S., from Sundown repeal; providing for future review and repeal; providing an effective date.

On motions by Senator Hollingsworth, the Senate concurred in the House amendments.

SB 96 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—28

Mr. President	Dudley	Jenne	Peterson
Barron	Frank	Jennings	Plummer
Brown	Girardeau	Johnson	Ros-Lehtinen
Childers, D.	Grant	Kiser	Thurman
Childers, W. D.	Hair	Margolis	Weinstein
Crenshaw	Hill	McPherson	Weinstock
Deratany	Hollingsworth	Meek	Woodson

Nays—None

Vote after roll call:

Yea—Beard

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has passed with amendments SB 134 and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 134—A bill to be entitled An act relating to life insurance policies; amending ss. 627.461 and 627.510, F.S.; providing for the use of a uniform life insurance claim form when filing for the settlement of claims on policies issued in this state; providing for the development of the uniform claim form; providing an effective date.

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

Section 1. Section 627.510, Florida Statutes, is amended to read:

627.510 Settlement on proof of death.—

(1) The policy shall provide that when the policy becomes a claim by the death of the insured, settlement shall be made upon surrender of the policy and receipt of due proof of death or after a specified period not exceeding 60 days after such surrender and receipt of such proof. At the insurer's option, surrender of the premium receipt book may also be required.

(2) Insurers transacting industrial life insurance business in the state who require a claim form to be filed by a claimant for settlement of a policy, shall allow the claimant to file the claim using the uniform life insurance claim form developed by the department. The department shall establish by rule a uniform life insurance claim form to be used by claimants for settlement of any industrial life insurance policy issued by an insurer transacting life insurance business in this state.

Section 2. This act shall take effect January 1, 1988.

Amendment 2—On page 1, in title, lines 1-9, strike the entire title and insert: A bill to be entitled An act relating to industrial life insurance policies; amending s. 627.510, F.S.; providing for the use of a uniform life insurance claim form when filing for the settlement of claims on industrial life insurance policies issued in this state; providing for the development of the uniform claim form; providing an effective date.

On motions by Senator Meek, the Senate concurred in the House amendments.

SB 134 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—31

Mr. President	Frank	Jennings	Peterson
Barron	Girardeau	Johnson	Plummer
Brown	Grant	Kiser	Ros-Lehtinen
Childers, D.	Grizzle	Langley	Thurman
Childers, W. D.	Hair	Malchon	Weinstein
Crenshaw	Hill	Margolis	Weinstock
Deratany	Hollingsworth	McPherson	Woodson
Dudley	Jenne	Meek	

Nays—None

Vote after roll call:

Yea—Beard

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has passed Senate Bills 213, 261 and 175.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

SPECIAL ORDER

Consideration of SB 112 was deferred.

On motion by Senator Ros-Lehtinen, by two-thirds vote HB 705 was withdrawn from the Committee on Judiciary-Criminal.

On motions by Senator Ros-Lehtinen—

HB 705—A bill to be entitled An act relating to arrest; amending s. 901.15, F.S.; deleting the scheduled repeal of a law enforcement officer's authority to arrest without a warrant when he has probable cause to believe a misdemeanor has been committed in the presence of a United States officer on federal military property over which the state has jurisdiction for such misdemeanor; providing an effective date.

—a companion measure, was substituted for SB 302 and by two-thirds vote read the second time by title. On motion by Senator Ros-Lehtinen, by two-thirds vote HB 705 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Frank	Jennings	Meek
Brown	Girardeau	Johnson	Ros-Lehtinen
Childers, D.	Grant	Kiser	Thomas
Childers, W. D.	Grizzle	Langley	Thurman
Crawford	Hair	Lehtinen	Weinstein
Crenshaw	Hill	Malchon	Weinstock
Deratany	Hollingsworth	Margolis	Woodson
Dudley	Jenne	McPherson	

Nays—None

Vote after roll call:

Yea—Beard, Peterson

SB 302 was laid on the table.

Consideration of SB 704 was deferred.

CS for SB 220—A bill to be entitled An act relating to the Florida Citrus Code; amending s. 601.10, F.S.; providing additional powers of the Department of Citrus; amending s. 601.15, F.S.; deleting a statutory cross-reference; authorizing advance payment to vendors with respect to advertising contracts; amending s. 601.154, F.S., modifying administrative committee membership to reflect current citrus districts; amending s. 601.155, F.S., requiring proof for excise tax exemption; amending ss. 601.74, 601.75, 601.76, and 601.77, F.S.; authorizing the Department of Agriculture and Consumer Services to make rules with respect to the analysis of processing materials, the certification of dyes and coloring matter for citrus fruit prior to use, information which must be furnished by manufacturers of coloring matter for use on citrus fruit, and for subsequent analysis of coloring matter and inspection of packinghouses or other places where coloring matter is applied; eliminating current statutory language with respect to such matters; amending s. 601.78, F.S.; authorizing the Department of Agriculture and Consumer Services to, by rule, require bonding with respect to manufacturers of coloring matter used on citrus fruit; amending s. 601.80, F.S.; providing clarifying language; repealing s. 601.14, F.S., relating to transportation problems affecting citrus; repealing s. 601.1515, F.S., relating to the Grapefruit Off-shore Export Indemnity Act; repealing s. 601.158, F.S., relating to an additional citrus excise tax and the Citrus Harvesting Research and Development Fund; repealing s. 601.159, F.S., relating to the Frozen Concentrated Orange Juice Pooling Act; repealing s. 601.81, F.S., relating to standards of oranges to be colored; repealing s. 601.9913(8), F.S., deleting obsolete labeling language; repealing s. 601.9917, F.S., relating to products manufactured from citrus oil or citrus seed oil; providing for future repeal and legislative reviews; providing an effective date.

—was read the second time by title.

Five amendments were adopted to CS for SB 220 to conform the bill to HB 498.

Pending further consideration of CS for SB 220, as amended, on motion by Senator Peterson, by two-thirds vote HB 498 was withdrawn from the Committee on Appropriations.

On motions by Senator Peterson—

HB 498—A bill to be entitled An act relating to the Florida Citrus Code; amending s. 601.10, F.S.; providing additional powers of the Department of Citrus; amending s. 601.15, F.S.; deleting a statutory cross-reference; amending s. 601.154, F.S., modifying administrative committee membership to reflect current citrus districts; amending s. 601.155, F.S., requiring proof for excise tax exemption; amending ss. 601.74, 601.75, 601.76, and 601.77, F.S.; authorizing the Department of Agriculture and Consumer Services to make rules with respect to the analysis of processing materials, the certification of dyes and coloring matter for citrus fruit prior to use, information which must be furnished by manufacturers of coloring matter for use on citrus fruit, and for subsequent analysis of coloring matter and inspection of packinghouses or other places where coloring matter is applied; eliminating current statutory language with respect to such matters; amending s. 601.78, F.S.; authorizing the Department of Agriculture and Consumer Services to, by rule, require bonding with respect to manufacturers of coloring matter used on citrus fruit; amending s. 601.80, F.S.; providing clarifying language; repealing s. 601.14, F.S., relating to transportation problems affecting citrus; repealing s. 601.1515, F.S., relating to the Grapefruit Off-shore Export Indemnity Act; repealing s. 601.158, F.S., relating to an additional citrus excise tax and the Citrus Harvesting Research and Development Fund; repealing s. 601.159, F.S., relating to the Frozen Concentrated Orange Juice Pooling Act; repealing s. 601.81, F.S., relating to standards of oranges to be colored; repealing s. 601.9913(8), F.S., deleting obsolete labeling language; repealing s. 601.9917, F.S., relating to products manufactured from citrus oil or citrus seed oil; providing for review and repeal; providing an effective date.

—a companion measure, was substituted for CS for SB 220 and by two-thirds vote read the second time by title. On motion by Senator Peterson, by two-thirds vote HB 498 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Childers, D.	Crawford	Dudley
Brown	Childers, W. D.	Deratany	Frank

Girardeau	Jenne	Malchon	Thurman
Grant	Jennings	McPherson	Weinstein
Grizzle	Johnson	Meek	Weinstock
Hair	Kiser	Peterson	Woodson
Hill	Langley	Ros-Lehtinen	
Hollingsworth	Lehtinen	Thomas	

Nays—None

Vote after roll call:

Yea—Beard, Crenshaw

CS for SB 220 was laid on the table.

On motion by Senator Grant, by two-thirds vote CS for HB 45 was withdrawn from the Committee on Governmental Operations.

On motions by Senator Grant—

CS for HB 45—A bill to be entitled An act relating to cemeteries; amending s. 497.006, F.S.; revising criteria for determining the need for new cemeteries; creating s. 497.091, F.S.; requiring owners of burial rights to keep cemeteries informed of their addresses; requiring certain notice of cemetery companies; providing abandonment proceedings; establishing a method by which abandoned burial rights may be sold; repealing s. 497.051, F.S., relating to financial reports of company affairs; providing for review and repeal; providing an effective date.

—a companion measure, was substituted for CS for SB 152 and by two-thirds vote read the second time by title. On motion by Senator Grant, by two-thirds vote CS for HB 45 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—26

Barron	Dudley	Kirkpatrick	Ros-Lehtinen
Beard	Grant	Kiser	Scott
Brown	Grizzle	Langley	Thomas
Childers, W. D.	Hill	Lehtinen	Thurman
Crawford	Jenne	Malchon	Woodson
Crenshaw	Jennings	Margolis	
Deratany	Johnson	Peterson	

Nays—13

Mr. President	Gordon	Myers	Weinstock
Childers, D.	Hollingsworth	Plummer	
Frank	McPherson	Stuart	
Girardeau	Meek	Weinstein	

CS for SB 152 was laid on the table.

SB 112—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding a substance to the list of Schedule I controlled substances; revising the description of a substance listed as a Schedule II controlled substance; providing penalties for certain acts involving such substances; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 4, line 5, after "Administration" insert: *approved drug*

On motion by Senator Myers, by two-thirds vote SB 112 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	Crawford	Gordon	Jenne
Barron	Crenshaw	Grant	Johnson
Beard	Deratany	Grizzle	Kirkpatrick
Brown	Dudley	Hair	Kiser
Childers, D.	Frank	Hill	Langley
Childers, W. D.	Girardeau	Hollingsworth	Lehtinen

Malchon	Myers	Scott	Weinstein
Margolis	Peterson	Stuart	Weinstock
McPherson	Plummer	Thomas	Woodson
Meek	Ros-Lehtinen	Thurman	

Nays—None

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 read the second time by title. On motion by Senator Beard, by two-thirds vote SB 704 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Frank	Kirkpatrick	Plummer
Barron	Girardeau	Kiser	Ros-Lehtinen
Beard	Gordon	Langley	Scott
Brown	Grant	Lehtinen	Stuart
Childers, D.	Grizzle	Malchon	Thomas
Childers, W. D.	Hair	Margolis	Thurman
Crawford	Hill	McPherson	Weinstein
Crenshaw	Hollingsworth	Meek	Weinstock
Deratany	Jenne	Myers	Woodson
Dudley	Johnson	Peterson	

Nays—None

Consideration of Resolution

On motion by Senator Scott, by unanimous consent—

By Senator Vogt—

SR 1328—A resolution commemorating the annual softball game between the Florida Senate and the Capitol Press Corps.

WHEREAS, the Florida Senate, in an attempt to be known as “Havin’ Fun,” reached down into its collective big heart and accepted the challenge of the Florida Press Corps to an annual softball game, and

WHEREAS, the Bad News Press, in its usual underhanded way, has participated in daily sessions known as softball practice, knowing full well that seriously busy legislators would never have the same chance to prepare for the encounter, and

WHEREAS, the Senate, ever seeking to enhance the cultural activities of said Press Corps by mingling with its members, did bring out all the big guns available in the form of ringers, cheerleaders, and obviously biased but often politically naive officials to show the Press who’s really in charge, NOW, THEREFORE,

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

That we, the members of the Florida Senate, do now, through this resolution, freely admit that we were bested by the press by the score of 18 to 16.

BE IT FURTHER RESOLVED that we say thank you for the participation and fellowship of our friends in the Press Corps and carry the challenge forward for another year.

—was introduced out of order and read the first time by title. On motion by Senator Scott, SR 1328 was read the second time in full.

Senators Scott and Kirkpatrick offered the following amendment which was moved by Senator Scott and adopted:

Amendment 1—On page 1, line 26, strike “by the score of 18 to 16.” and insert: if all nine innings are counted, but in the final OFFICIAL seven innings, we were the overwhelming victors, by the score of 14 to 5, according to our most recent Attorney General’s opinion.

On motion by Senator Scott, SR 1328 as amended was unanimously adopted.

Consideration of SB 163 was deferred.

SB 178—A bill to be entitled An act relating to education; amending s. 246.121, F.S.; providing circumstances under which certain corporate inservice training programs may use the name or designation “college” or “university”; requiring application to the State Board of Independent Colleges and Universities; specifying powers of the board; providing an effective date.

—was read the second time by title.

One amendment was adopted to SB 178 to conform the bill to HB 166.

Pending further consideration of SB 178, as amended, on motion by Senator Jennings, by two-thirds vote HB 166 was withdrawn from the Committees on Education and Commerce.

On motions by Senator Jennings—

HB 166—A bill to be entitled An act relating to education; amending s. 246.121, F.S.; providing circumstances under which certain corporate inservice training programs may use the name or designation “college” or “university”; requiring application to the State Board of Independent Colleges and Universities; specifying powers of the board; providing an effective date.

—a companion measure, was substituted for SB 178 and read the second time by title. On motion by Senator Jennings, by two-thirds vote HB 166 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Girardeau	Kiser	Scott
Barron	Grant	Langley	Stuart
Brown	Grizzle	Lehtinen	Thomas
Childers, D.	Hair	Malchon	Thurman
Childers, W. D.	Hill	Margolis	Weinstein
Crawford	Hollingsworth	McPherson	Weinstock
Crenshaw	Jenne	Meek	Woodson
Deratany	Jennings	Myers	
Dudley	Johnson	Peterson	
Frank	Kirkpatrick	Ros-Lehtinen	

Nays—None

Vote after roll call:

Yea—Beard

SB 178 was laid on the table.

On motion by Senator Jennings, by two-thirds vote HB 207 was withdrawn from the Committee on Judiciary-Civil.

On motions by Senator Jennings—

HB 207—A bill to be entitled An act relating to professional service corporations; amending s. 621.12, F.S.; permitting, rather than requiring that the corporate name of such corporations contain the last names of some or all of the shareholders; providing an effective date.

—a companion measure, was substituted for SB 180 and by two-thirds vote read the second time by title. On motion by Senator Jennings, by two-thirds vote HB 207 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Crenshaw	Grant	Jennings
Barron	Deratany	Grizzle	Johnson
Brown	Dudley	Hair	Kirkpatrick
Childers, D.	Frank	Hill	Kiser
Childers, W. D.	Girardeau	Hollingsworth	Langley
Crawford	Gordon	Jenne	Lehtinen

Malchon	Myers	Stuart	Woodson
Margolis	Peterson	Thurman	
McPherson	Ros-Lehtinen	Weinstein	
Meek	Scott	Weinstock	

Nays—None

Vote after roll call:

Yea—Beard

SB 180 was laid on the table.

SB 762—A bill to be entitled An act relating to judicial circuits; amending s. 26.021, F.S., providing that at least one judge in the ninth judicial circuit shall reside in Osceola County; providing that upon the occurrence of a vacancy within the ninth judicial circuit the judge appointed to fill the vacancy shall reside in Osceola County; providing an effective date.

—was read the second time by title. On motion by Senator Peterson, by two-thirds vote SB 762 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Girardeau	Kiser	Scott
Barron	Grant	Langley	Stuart
Beard	Grizzle	Lehtinen	Thomas
Brown	Hair	Malchon	Thurman
Childers, D.	Hill	Margolis	Weinstein
Childers, W. D.	Hollingsworth	McPherson	Weinstock
Crenshaw	Jenne	Meek	Woodson
Deratany	Jennings	Myers	
Dudley	Johnson	Peterson	
Frank	Kirkpatrick	Ros-Lehtinen	

Nays—None

Vote after roll call:

Yea—Gordon

SB 985—A bill to be entitled An act relating to not-for-profit medical service corporations; amending s. 617.01, F.S.; modifying the requirements which such corporations must meet in order to be incorporated in this state as a corporation not for profit; providing an effective date.

—was read the second time by title.

Senator Margolis presiding

The President presiding

Further consideration of SB 985 was deferred.

Consideration of Resolution

On motions by Senator Plummer, by two-thirds vote SR 1303 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Plummer—

SR 1303—A resolution commending the University of Miami on its sixtieth anniversary of excellence.

WHEREAS, the University of Miami was chartered in 1925 and is now the largest, most comprehensive private research and teaching university in the southeast, hailed by Time magazine as one of the hot young colleges in the country, and

WHEREAS, the University of Miami/Jackson Memorial Medical Center is ranked sixteenth among the top twenty-five medical facilities in the country, and

WHEREAS, the University of Miami Law School has produced some of the most outstanding legislators, judges, and attorneys in the State of Florida, and

WHEREAS, the Rosenstiel School of Marine and Atmospheric Science has been noted as one of the top three schools in the nation, and

WHEREAS, the School of Architecture's faculty and students have won numerous international and national awards, and

WHEREAS, the School of Business Administration is ranked among the top 20 private business schools in the nation, and

WHEREAS, the School of Communication supplies many of its graduates to Florida's growing film industry, and

WHEREAS, the School of Education and Allied Professions is a clearinghouse for research and information on the state's dropout prevention program, and

WHEREAS, the College of Engineering is researching ways of using the state's phosphate and industrial waste for building materials, and

WHEREAS, the School of Nursing is working to alleviate the state's shortage of nurses, and

WHEREAS, the College of Arts & Sciences' Center for Social Research and Aging examines the needs of the state's senior citizens, and

WHEREAS, the Graduate School of International Studies, the North/South Center, and the Music Engineering Program are among the best in the country, and

WHEREAS, the outstanding achievements of the Athletic Department, which produced the 1983 NCAA football champions and consistently nationally ranked, 1982 and 1985 NCAA baseball champions, the 1984 NCAA women's golf champions, and the 1986 Heisman Trophy winner, reflect the superlative coaching of the staff of the Athletic Department, NOW, THEREFORE,

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

That the University of Miami is hereby commended for bringing national honor and recognition to the school and the State of Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to President Edward T. Foote II as a tangible token of the sentiments of the Florida Senate.

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

The President appointed Senators Plummer, Crawford, Gordon, Hill, Lehtinen, Margolis, Meek and Ros-Lehtinen as a committee to escort Dr. Foote and Mr. Maclamore to the rostrum where they were presented a copy of the resolution.

The Senate resumed consideration of—

SB 985—A bill to be entitled An act relating to not-for-profit medical service corporations; amending s. 617.01, F.S.; modifying the requirements which such corporations must meet in order to be incorporated in this state as a corporation not for profit; providing an effective date.

On motion by Senator Scott, by two-thirds vote SB 985 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Grizzle	Langley	Stuart
Barron	Hair	Lehtinen	Thomas
Childers, W. D.	Hill	Margolis	Weinstein
Crawford	Hollingsworth	McPherson	Weinstock
Crenshaw	Jenne	Meek	Woodson
Dudley	Jennings	Peterson	
Gordon	Johnson	Ros-Lehtinen	
Grant	Kiser	Scott	

Nays—9

Beard	Frank	Myers
Brown	Girardeau	Plummer
Childers, D.	Malchon	Thurman

Vote after roll call:

Yea—Deratany

Yea to Nay—Peterson

CS for SB 787—A bill to be entitled An act relating to home health agencies; amending s. 400.462, F.S.; deleting homemaker services from the definition of "home health service"; creating s. 400.465, F.S.; providing exemptions; providing for registration of sitter services, companion

services, or homemaker services with the Department of Health and Rehabilitative Services; providing a fee; providing penalties; providing for injunctive proceedings; providing for inspections; providing rulemaking authority; providing an effective date.

—was read the second time by title.

Senator Grizzle moved the following amendments which were adopted:

Amendment 1—On page 4, line 15, strike “400.102” and insert: 415.102

Amendment 2—On page 3, line 25, after “certificate” insert: of registration

Amendment 3—On page 2, line 6, strike “part” and insert: act

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

Section 3. Each section which is added to part III of chapter 400, Florida Statutes, by this act is repealed on October 1, 1993, and shall be reviewed by the Legislature pursuant to s. 11.61, Florida Statutes.

(Renumber subsequent section.)

Amendment 5—In title, on page 1, line 12, after the semicolon (;) insert: providing for review and repeal;

On motion by Senator Grizzle, by two-thirds vote CS for SB 787 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	Girardeau	Kirkpatrick	Plummer
Beard	Gordon	Kiser	Ros-Lehtinen
Brown	Grant	Langley	Stuart
Childers, D.	Grizzle	Lehtinen	Thomas
Childers, W. D.	Hair	Malchon	Thurman
Crawford	Hill	Margolis	Weinstein
Crenshaw	Hollingsworth	McPherson	Weinstock
Deratany	Jenne	Meek	Woodson
Dudley	Jennings	Myers	
Frank	Johnson	Peterson	

Nays—None

On motions by Senator Margolis, by two-thirds vote HB 1239 was withdrawn from the Committee on Commerce.

On motions by Senator Margolis—

HB 1239—A bill to be entitled An act relating to professional liability claims and actions; amending s. 466.021, F.S., relating to the employment of an unlicensed person by a dentist; prohibiting any dental laboratory from performing any direct personal dental service to a patient; amending s. 627.912, F.S., relating to the professions included in reporting requirements; adding dentists to the list of professionals; providing an effective date.

—a companion measure, was substituted for SB 741 and by two-thirds vote read the second time by title.

Senator Margolis moved the following amendments which were adopted:

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

Section 1. Subsection (1) of section 627.912, Florida Statutes, 1986 Supplement, is amended to read:

627.912 Professional liability claims and actions; reports by insurers.—

(1) Each self-insurer authorized under s. 627.356 or s. 627.357 and each insurer or joint underwriting association providing professional liability insurance to a practitioner of medicine licensed pursuant to the provisions of chapter 458, to a practitioner of osteopathic medicine licensed pursuant to the provisions of chapter 459, to a podiatrist licensed pursuant to the provisions of chapter 461, to a dentist licensed pursuant to chapter 466, to a hospital licensed pursuant to the provisions of chapter 395, to clinics included in chapter 389 and chapter 390, to an ambulatory surgical center as defined in s. 395.002(2), or to a member of The

Florida Bar shall report in duplicate to the Department of Insurance any claim or action for damages for personal injuries claimed to have been caused by error, omission, or negligence in the performance of such insured’s professional services or based on a claimed performance of professional services without consent, if the claim resulted in:

(a) A final judgment in any amount.

(b) A settlement in any amount.

(c) A final disposition not resulting in payment on behalf of the insured.

Reports shall be filed with the department no later than 60 days following the occurrence of any event listed in paragraph (a), paragraph (b), or paragraph (c).

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

Amendment 2—In title, on page 1, strike all of lines 2-11 and insert: An act relating to professional liability insurance; amending s. 627.912, F.S.; requiring certain self-insurers, insurers, and joint underwriting associations providing such coverage to dentists to report certain claims or actions to the Department of Insurance; providing an effective date.

On motion by Senator Margolis, by two-thirds vote HB 1239 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Girardeau	Johnson	Peterson
Beard	Gordon	Kiser	Ros-Lehtinen
Brown	Grant	Langley	Scott
Childers, D.	Grizzle	Lehtinen	Stuart
Childers, W. D.	Hair	Malchon	Thomas
Crenshaw	Hill	Margolis	Thurman
Deratany	Hollingsworth	McPherson	Weinstein
Dudley	Jenne	Meek	Weinstock
Frank	Jennings	Myers	Woodson

Nays—None

SB 741 was laid on the table.

CS for SB 234—A bill to be entitled An act relating to public health; creating s. 381.6015, F.S.; entitling persons to donate their own blood or that of specific donors or family members for self-derived and directed-donor blood programs; providing parameters for the use of directed donor blood; providing an effective date.

—was read the second time by title. On motion by Senator Hill, by two-thirds vote CS for SB 234 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Frank	Kiser	Ros-Lehtinen
Barron	Girardeau	Langley	Scott
Beard	Grant	Lehtinen	Stuart
Brown	Grizzle	Malchon	Thomas
Childers, D.	Hair	Margolis	Thurman
Childers, W. D.	Hill	McPherson	Weinstein
Crawford	Hollingsworth	Meek	Weinstock
Crenshaw	Jennings	Myers	Woodson
Deratany	Johnson	Peterson	
Dudley	Kirkpatrick	Plummer	

Nays—1

Jenne

Vote after roll call:

Yea—Gordon

CS for SB 148—A bill to be entitled An act relating to users of radiation-emitting equipment; amending s. 468.301, F.S.; redefining the term “direct supervision” for purposes of the Radiologic Technologist Certification Act; amending s. 468.302, F.S.; providing a professional title for persons certified as photon absorptiometer operators; deleting an obsolete reference; requiring such operators to use bone mineral analyzers with a sealed source of radioactive material; amending s. 468.304, F.S.; providing for increase in fees; providing requirements for certification of

such operators; providing for continuation of valid computed tomography certificates; amending s. 468.306, F.S.; specifying subjects to be included in certain radiologic technology certification examinations; amending s. 468.307, F.S.; providing for temporary certification of photon absorptiometer operators; repealing s. 468.3035, F.S., relating to contracts with the Department of Professional Regulation; repealing s. 468.308, F.S., relating to transitory certification provisions; providing for certification without examination for certain operators; providing an effective date.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote CS for SB 148 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Dudley	Kiser	Plummer
Barron	Girardeau	Langley	Ros-Lehtinen
Beard	Grizzle	Lehtinen	Stuart
Brown	Hair	Malchon	Thomas
Childers, D.	Hill	Margolis	Thurman
Childers, W. D.	Hollingsworth	McPherson	Weinstein
Crawford	Jenne	Meek	Weinstock
Crenshaw	Jennings	Myers	Woodson
Deratany	Johnson	Peterson	

Nays—1

Frank

CS for SB 141—A bill to be entitled An act relating to the Department of Transportation; amending s. 20.23, F.S.; providing legislative intent; providing for appointment of the Secretary of Transportation; providing powers and duties of the secretary and assistant secretary; creating the Florida Transportation Commission; providing for the membership of the commission; providing for the powers and duties of the commission; providing for travel expenses of commission members; providing for commission chairman, meetings, quorums, and records; allocating responsibilities within the department; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations recommended the following amendments which were moved by Senator Beard and adopted:

Amendment 1—On page 8, between lines 27 and 28, insert a new Section 2:

Section 2. Section 20.23(2)(a),(b),(c),(d),(e),(f), and (g), Florida Statutes, relating to the Florida Transportation Commission, are repealed effective October 1, 1997, and shall be reviewed by the Legislature prior to that date pursuant to the Sundown Act, s. 11.611, Florida Statutes.

(Renumber subsequent sections.)

Amendment 2—In title, on page 1, line 13, after the semicolon (;) insert: providing for future repeal and review pursuant to the Sundown Act;

Senator Hair presiding

On motion by Senator Beard, by two-thirds vote CS for SB 141 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

Barron	Girardeau	Kiser	Ros-Lehtinen
Beard	Gordon	Langley	Scott
Brown	Grant	Lehtinen	Stuart
Childers, D.	Grizzle	Malchon	Thomas
Childers, W. D.	Hill	McPherson	Thurman
Crawford	Hollingsworth	Meek	Weinstein
Crenshaw	Jenne	Myers	
Deratany	Jennings	Peterson	
Dudley	Johnson	Plummer	

Nays—2

Frank Weinstock

On motion by Senator Deratany, by two-thirds vote HB 478 was withdrawn from the Committee on Transportation.

On motions by Senator Deratany—

HB 478—A bill to be entitled An act relating to road designation; designating and naming U.S. Highway 1 from Florida's north boundary to Key West as "Constitution Highway"; providing for appropriate markers to be erected by the Department of Transportation; providing an effective date.

—a companion measure, was substituted for SB 979 and by two-thirds vote read the second time by title. On motion by Senator Deratany, by two-thirds vote HB 478 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Barron	Frank	Johnson	Peterson
Beard	Girardeau	Kiser	Plummer
Brown	Gordon	Langley	Ros-Lehtinen
Childers, D.	Grant	Lehtinen	Scott
Childers, W. D.	Grizzle	Malchon	Stuart
Crawford	Hill	Margolis	Thomas
Crenshaw	Hollingsworth	McPherson	Thurman
Deratany	Jenne	Meek	Weinstein
Dudley	Jennings	Myers	Weinstock

Nays—None

SB 979 was laid on the table.

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.

—was read the second time by title.

The Committee on Appropriations recommended the following amendment which was moved by Senator Jennings and adopted:

Amendment 1—On page 12, line 14, strike "Senior Management" and insert: Selected Exempt

On motion by Senator Jennings, by two-thirds vote CS for SB 160 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

Barron	Girardeau	Langley	Scott
Beard	Gordon	Lehtinen	Stuart
Brown	Grant	Malchon	Thomas
Childers, D.	Grizzle	Margolis	Thurman
Childers, W. D.	Hill	McPherson	Weinstein
Crawford	Hollingsworth	Meek	Weinstock
Crenshaw	Jenne	Myers	Woodson
Deratany	Jennings	Peterson	
Dudley	Johnson	Plummer	
Frank	Kiser	Ros-Lehtinen	

Nays—None

On motions by Senator Langley, by two-thirds vote CS for HB 253 was withdrawn from the Committees on Judiciary-Criminal; Finance, Taxation and Claims; and Appropriations.

On motion by Senator Langley, by two-thirds vote—

CS for HB 253—A bill to be entitled An act relating to weapons and firearms; creating the Jack Hagler Self Defense Act; amending s. 790.06, F.S.; authorizing the Department of State rather than the counties to issue licenses for the carrying of concealed weapons or firearms; providing criteria for the issuance of a license; providing for a standard application form; providing procedures for the issuance of a license; providing for license revocation in certain circumstances; providing for limitation of the license in certain circumstances; providing grandfather provisions; providing for disposition of fees collected; providing a declaration of policy and intent; providing for reports; repealing s. 790.05, F.S., which provides penalties for carrying certain weapons without a license; providing an effective date.

—a companion measure, was substituted for CS for CS for SB 253 and read the second time by title.

The President presiding

On motion by Senator Langley, by two-thirds vote CS for HB 253 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Deratany	Johnson	Ros-Lehtinen
Barron	Dudley	Kirkpatrick	Scott
Beard	Girardeau	Kiser	Thomas
Brown	Grant	Langley	Thurman
Childers, D.	Hair	Lehtinen	Woodson
Childers, W. D.	Hill	Myers	
Crawford	Hollingsworth	Peterson	
Crenshaw	Jennings	Plummer	

Nays—11

Frank	Jenne	McPherson	Weinstein
Gordon	Malchon	Meek	Weinstock
Grizzle	Margolis	Stuart	

CS for CS for SB 253 was laid on the table.

On motion by Senator Langley, the rules were waived and CS for HB 253 was ordered immediately certified to the House.

Motions

On motion by Senator Barron, the rules were waived and time of adjournment was extended until final action on CS for SB 254.

On motions by Senator Langley, by two-thirds vote HB 251 was withdrawn from the Committees on Judiciary-Criminal; Finance, Taxation and Claims; and Appropriations.

On motion by Senator Langley, by two-thirds vote—

HB 251—A bill to be entitled An act relating to firearms and ammunition; creating the Joe Carlucci Uniform Firearms Act; creating s. 790.33, F.S.; declaring preemption by the Legislature of the field of legislation concerning the purchase, sale, transfer, taxation, manufacture, ownership, possession, and transportation of firearms and ammunition; providing county option on cooling off periods up to 48 hours under certain circumstances; providing definitions; providing for records inspections by law enforcement; providing exemptions; providing a declaration of policy and intent; providing an effective date.

—a companion measure, was substituted for CS for SB 254 and read the second time by title.

Senator Weinstock moved the following amendment which failed:

Amendment 1—On page 3, line 23, insert a new Section 4 and renumber subsequent sections:

Section 4. Urban-High Crime County Exemption—Any County with a population greater than 300,000 and a crime rate higher than 6,000 per 100,000 population, as defined and determined by the Florida Department of Law Enforcement in their Annual Report, may regulate the purchase of handguns.

On motion by Senator Langley, by two-thirds vote HB 251 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Deratany	Johnson	Ros-Lehtinen
Barron	Dudley	Kirkpatrick	Scott
Beard	Girardeau	Kiser	Thomas
Brown	Grant	Langley	Thurman
Childers, D.	Hair	Lehtinen	Woodson
Childers, W. D.	Hill	Myers	
Crawford	Hollingsworth	Peterson	
Crenshaw	Jennings	Plummer	

Nays—11

Frank	Jenne	McPherson	Weinstein
Gordon	Malchon	Meek	Weinstock
Grizzle	Margolis	Stuart	

CS for SB 254 was laid on the table.

On motion by Senator Langley, the rules were waived and HB 251 was ordered immediately certified to the House.

Special Ceremony

The President requested Senator Kirkpatrick to escort Senator Peterson and honored guests Charles Reed, Chancellor, State University System; Al Alsobrook, Vice-President, University of Florida; Kirk Gelatt, Dean of Veterinary School, Milt Morris, IFAS; and Gerald Schiebler to the rostrum where Senator Peterson was presented the Founders Day Medal, University of Florida, College of Veterinary Medicine.

ENROLLING REPORTS

Senate Bills 92, 133 and 318 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on May 8, 1987.

Senate Bills 175, 213 and 261 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on May 11, 1987.

Joe Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 6 was corrected and approved.

CO-INTRODUCERS

Senator Grant—SB 163; Senators Hill and W. D. Childers—SB 368; Senator Stuart—CS for SB 399; Senator Woodson—CS for SB 414; Senator Thurman—SB 447; Senator Hair—CS for SB 484; Senator Thomas—SB 562; Senators Dudley and Crawford—SB 579; Senator Hair—SB 595; Senator Grant—CS for SB 670; Senator Plummer—SB 810; Senator Thurman—Senate Bills 812 and 898; Senator Meek—SB 991; Senators Jenne, Jennings, Margolis and Ros-Lehtinen—SB 1268

RECESS

On motion by Senator Barron, the Senate recessed at 12:18 p.m. to reconvene at 9:00 a.m., Wednesday, May 13.

SENATE PAGES

May 11-15

Matty Banz, Pompano Beach; Shannon Bechtold, Jupiter; Jennifer Brown, Tampa; Erik A. Ehrhardt, Hawthorne; Gia Franceschi, Tallahassee; Harry Conner Griffin, Jr., Bartow; George William Jett Johnson, Tallahassee; Monica Johnson, Fernandina Beach; Celia Lescano, Plantation; Amanda K. McKoy, Bronson; Meredith Molnar, Cocoa Beach; Bridget L. Pacuch, St. Petersburg; Neil Adam Schneider, Miami; Charles J. Snell, Jacksonville; Michelle Lynn Paulk-Severs, Holiday; Donald Tanner, Callahan; Heather White, Inverness