Journal of the Senate

Number 12 **Tuesday, May 19, 1987**

CALL TO ORDER

The Senate was called to order by the President at 10:00 a.m. A quorum present—36:

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

Excused: Senators Barron and Girardeau

PRAYER

The following prayer was offered by Father John C. Giel, J.C.L., Adjutant Judicial Vicar, Roman Catholic Diocese of Orlando, Orlando:

Almighty God, we acknowledge your power to control all things in this world. You rule our skies, our seas, our earth, through your hand of nature. You, Lord, are the power behind all kingdoms, rulers and principalities, whether we acknowledge that or not. But, Lord, you have honored and loved us by granting us some of your power, to be masters of our own destinies.

We call on you this morning as we gather to legislate and guide the people you have entrusted to us. We ask that we may find in you a source and an example to guide our decisions.

Protect us, Lord, from our shortcomings. Help us avoid the temptations toward selfishness, greed, pride and immorality that may hamper the true needs of the majority of the people we serve. Direct our words and eloquence, not to special interests, but toward justice and the good of your people.

Lord, we ask, too, that you may help us to always be mindful of those sisters and brothers who have extra needs. Let us not turn our backs on those depending on us who are without, because of a lack of our time or the financial risks. Help us to find a means to be of service and to care for our mentally ill, the physically deprived, the terminally ill, those existing without shelter, and those struggling to obtain food. Help us to remember always the rewards and needs of the millions of older citizens of our state and those needing extra love and rehabilitation in our prisons. Teach us to better appreciate the value of all life which you have blessed this world with.

Heavenly Father, let us not spoil your creation. What you have entrusted to us, we want to give back to you a thousandfold. We have been blessed in Florida with your natural beauty, Lord. Help us preserve our coastlands and forests, our beaches and natural springs. Direct us in stopping the pollution of our water and air. Do not let our growth be directed by greed, but adequate management. Lord, help the legislators of this Senate to guide this great state into a new age of growth that does not destroy the serenity and beauty of this land. Help these men and women find solutions in governing our massive problems which often have been spurred by the lure of the natural beauty of Florida.

Lord, help this Senate meet the needs of the people of this state in overcoming our problems in transportation, our lack of jobs and housing and our insufficient jails. Help them protect the rights of all citizens, especially those discriminated against by race, creed or illness. Help them legislate laws in making Florida a land of opportunity and fraternity, rather than a corridor for drugs and crime. Help them to legislate for the adequate health needs and care of the mentally ill and those suffering, especially the mounting numbers of those dying of Aids. And, amidst all these almost impossible tasks, help them preserve our natural resources.

And lastly, Lord, we bow our heads. We ask your blessings. May you enrich us by our work of serving our sisters and brothers. Bless this Senate with wisdom and peace. Ease any anxieties they may have. Fill them with a spirit of strength and fortitude. Do not allow them to needlessly tire but fill them with the grace of endless love—so that these women and men may continue their service to the people of Florida. And, Lord, reward these men and women with your blessings, for their work here is good.

I pray this prayer in the name of my Lord, Jesus, and I ask my Christian sisters and brothers to pray with me as well. I ask that all here present may join in praying to the God we all know and love, for it is in the Lord's name we all pray. Amen.

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

Consideration of Resolutions

On motion by Senator Peterson, by two-thirds vote SCR 1079 was withdrawn from the Committee on Rules and Calendar.

SCR 1079—A concurrent resolution proclaiming the month of May 1987 as Osceola County Month.

WHEREAS, Osceola County, which has become a world tourism destination, will observe its Centennial on May 12, 1987, and

WHEREAS, Osceola County embodies all the aspects of life in Florida today, from agriculture to retirement living to business and industry, to the best in outdoor recreation, and

WHEREAS, Osceola County has drawn national attention by becoming the Florida home for the 1986 Western Division champions of the National Baseball League, Houston Astros, and

WHEREAS, Osceola County is home for the Florida State Air Fair and the Silver Spurs Rodeo, and

WHEREAS, Osceola County continues to be on the leading edge of Florida's growth into the next 100 years, and

WHEREAS, Osceola County has produced men and women in leadership roles in all walks of life throughout its history, and

WHEREAS, Osceola County was named for one of the most famous Indian leaders of our nation, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That the month of May 1987 is hereby recognized as Osceola County Month.

—was read the second time in full.

On motion by Senator Peterson, SCR 1079 was adopted and certified to the House. The vote on adoption was:

Yeas—32

Mr. President	Crawford	Hill	Langley
Beard	Deratany	Hollingsworth	Lehtinen
Brown	Dudley	Jenne	Malchon
Childers, D.	Gordon	Jennings	Margolis
Childers, W. D.	Grizzle	Kirkpatrick	McPherson

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

Nays—None

Excused: Barron, Girardeau

Vote after roll call:

Yea—Crenshaw, Grant, Hair

On motion by Senator Myers, by two-thirds vote SR 800 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Myers—

SR 800—A resolution commending the American Business Women's Association and designating September as the Month of American Business Women.

WHEREAS, on September 22, 1949, the organization of the American Business Women's Association was founded and incorporated under the laws of the State of Missouri by Mr. Hilary A. Bufton of Kansas City and three interested business women,

WHEREAS, the first chapter of this American Business Women's Association, appropriately named "The Pioneer," was installed in Kansas City, Missouri, on November 21, 1949, the primary objective being to aid the professional, educational, cultural, and social advancement of business women in general, and

WHEREAS, during the years since its inception the American Business Women's Association has, in accordance with the requirements of the national organization and its bylaws, chartered chapters in every state in the Union and Puerto Rico, and

WHEREAS, membership in the association is by invitation and is open to any woman who individually owns a business, is a partner in a business, is in a profession, or is in the employ of any state or the Federal Government or a unit thereof including a municipality, a county, or other public corporation, is employed by an educational institution, public or private, or by a charitable or religious institution, and

WHEREAS, the primary objective of the American Business Women's Association and all associated chapters is to further the education of business women through the medium of annual scholarship awards, which now through the combined efforts of the chapters and the Kansas City Headquarters Fund amount to approximately $6.5 million, and

WHEREAS, the Sailfish Charter Chapter of the American Business Women's Association of Stuart, Florida, and other chapters join together to seek recognition of the achievements of the association, NOW, THEREFORE,

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

That the American Business Women's Association is recognized and commended for the vital aid it has provided toward the advancement of business and professional women, and that the month of September is designated the Month of American Business Women.

—was read the second time in full and unanimously adopted.

On motion by Senator Myers, by two-thirds vote SR 1317 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Myers—

SR 1317—A resolution commending Don Wallen, Florida's most victorious basketball coach, for his accomplishments.

WHEREAS, Don Wallen, over his 30-year career as a head basketball coach, won 721 games, lost only 174 games, and accumulated 59 championships, and

WHEREAS, during his 21 years as head basketball coach of Martin County High School in Stuart, Florida, Don Wallen's teams won 502 games, lost only 137 games, and accumulated 46 championships, including 3 state championships, 2 sectional championships, 9 regional championships, 12 district championships, 10 conference championships, and 10 invitational tournament championships, and

WHEREAS, Don Wallen has been named Florida "Coach of the Year" six times, National Southeastern States "Coach of the Year" three times, and in 1984 was named National High School "Coach of the Year," in addition to twice being named a head coach in the North-South All-Star Basketball Game and being selected to be a member of the State Basketball Committee five times, and

WHEREAS, in 1984, Don Wallen was inducted into the Florida Coaches Hall of Fame and, in 1987, was the first high school basketball coach to be inducted into the Florida Sportswriters' and Sportscasters' Hall of Fame, and

WHEREAS, on December 27, 1986, at the Governor's Cup Tournament in Tallahassee, Don Wallen became Florida's all-time winning coach with an impressive 705 victories, and

WHEREAS, by such achievements, Don Wallen and his teams have brought national honor and recognition to the State of Florida, NOW, THEREFORE,

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

That Coach Don Wallen is commended for his outstanding accomplishments in bringing excellence to high school basketball at Martin County High School and within the state.

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

—was read the second time in full and unanimously adopted.

On motion by Senator Hollingsworth, by two-thirds vote SR 1304 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Hollingsworth—

SR 1304—A resolution commending the sheriffs and citizenry of the State of Florida and the Florida Sheriffs Youth Ranches, Inc., for the establishment in 1957 of the Florida Sheriffs Boys Ranch and for its continuous operation for 30 years.

WHEREAS, the sheriffs of the great State of Florida, individually and collectively saw fit to create the Florida Sheriffs Boys Ranch on October 2, 1957, alongside the beautiful Suwannee River, in Suwannee County, and

WHEREAS, the Florida Sheriffs Boys Ranch has been in continuous operation for 30 years and has served as the foundation for the development of the statewide childcare programs of the Florida Sheriffs Youth Ranches, Inc., which currently include the Boys Ranch, Girls Villa, Youth Ranch, Youth Camp, Caruth Camp, as well as family counseling services, and

WHEREAS, many hundreds of troubled boys and girls through the programs of the Florida Sheriffs Youth Ranches, Inc., have been given the opportunity to resolve their personal conflicts, find their identities, and learn proper values as they work toward a lawful, productive, and secure future, and

WHEREAS, the continuing dedication and individual attention of Florida's honorable sheriffs, their loyal deputies, and office staffs in behalf of the Florida Sheriffs Youth Ranches, Inc., constitute a most worthwhile and direct contribution toward combating juvenile delinquency and the breakdown of the American family, and

WHEREAS, the citizens of Florida, through their loving and generous friendship and support, have been directly responsible for the growth, outreach, and success of the Boys Ranch and the childcare programs of the Florida Sheriffs Youth Ranches, Inc., and

WHEREAS, the efforts of the sheriffs, the citizens of this state, and the dedicated staff and board of the Florida Sheriffs Youth Ranches, Inc., have brought national attention to the Boys Ranch and the State of Florida, and

WHEREAS, the Legislature of the State of Florida desires to recognize these supreme achievements and specifically the 30th anniversary of the Boys Ranch, NOW, THEREFORE,

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

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

That the citizenry, the sheriffs of this state and their personnel, and the staff and board of the Florida Sheriffs Youth Ranches, Inc., are hereby commended and acclaimed for their outstanding contribution to the welfare of this state generally, through the creation, operation, and support of the Florida Sheriffs Boys Ranch, marking 30 productive and fruitful years on October 2, 1987, and

BE IT FURTHER RESOLVED that all citizens and residents of this state be urged to remember the Florida Sheriffs Youth Ranches, Inc., as a worthy and noble project, which benefits youth and contributes both spiritually and materially to their development and thus represents one of this state's finest charitable institutions.

BE IT FURTHER RESOLVED that copies of this resolution, signed by the President of the Senate, be forwarded to the Governor and members of the Cabinet of Florida, the sheriffs of each county, the Florida Sheriffs Association, and the members of the Board of Directors of the Florida Sheriffs Youth Ranches, Inc.

—was read the second time in full and unanimously adopted.

Senator Hollingsworth introduced to the Senate Harry Weaver, president of the Florida Sheriffs Youth Ranches, Inc.; Marion County Sheriff Don Moreland, chairman of the board of directors, Florida Sheriffs Youth Ranches; and Ed Blackburn, Florida Sheriffs Boys Ranch trustee emeritus.

The President requested Senator Hollingsworth to escort Mr. Weaver, Sheriff Moreland and Mr. Blackburn to the rostrum where they were presented a copy of the resolution.

On motion by Senator Meek, by unanimous consent—

By Senator Meek—

SR 1331—A resolution commending Dr. Demie Mainieri of Miami-Dade Community College.

WHEREAS, Demie Mainieri has served the North Campus of Miami-Dade Community College as its Athletic Director and its Head Baseball Coach for the past 27 years, and

WHEREAS, Demie Mainieri's 1964 baseball team won the National Championship, while three other teams he has coached have won second place in national competition, and

WHEREAS, Demie Mainieri, with a 915-342 win-loss record, is the winningest baseball coach in the history of the National Junior Collegiate Athletic Association, and

WHEREAS, 23 former North Campus Falcon baseball players have played on major league teams, the best showing among community colleges and the third best showing among all other colleges and universities, and

WHEREAS, more than 100 former Falcon baseball players have been drafted by major league teams, and

WHEREAS, more than 100 former Falcon baseball players have been awarded college scholarships, and

WHEREAS, Demie Mainieri has provided his expertise, through his work with both coaches and players, to establish amateur baseball in Italy, and

WHEREAS, in 1985 Demie Mainieri was voted the Italians Foundation's Man of the Year for his contributions to the South Florida Community, and

WHEREAS, Demie Mainieri has been inducted into the National Junior Collegeiate Athletic Association Baseball Coaches' Hall of Fame in 1983, and

WHEREAS, Demie Mainieri has been selected for induction into the American Baseball Coaches Association Hall of Fame in January 1988 in Atlanta, Georgia, NOW, THEREFORE,

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

That Dr. Demie Mainieri of Miami-Dade Community College, North Campus is commended for his outstanding accomplishments in bringing Miami-Dade Community College, North Campus to national prominence and excellence in intercollegiate baseball.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Dr. Demie Mainieri as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read the first time by title. On motion by Senator Meek, SR 1331 was read the second time in full and unanimously adopted.

The President requested Senator Meek to escort Dr. Demie Mainieri and his wife Rosetta to the rostrum where Dr. Mainieri was presented a copy of the resolution.

On motion by Senator Meek, by unanimous consent—

By Senator Meek—

SR 1338—A resolution commending Mr. Eddie Funchess for his achievements as an outstanding handicapped student in this state and in the nation.

WHEREAS, Mr. Eddie Funchess of Opa-Locka, Florida, was selected by the Florida Council on Vocational Education for its 1987 award for "Outstanding Achievement by a Handicapped Student," and

WHEREAS, Mr. Funchess was also honored by the National Council on Vocational Education as national handicapped student of the year during ceremonies in Washington, D.C., on May 6, 1987, and

WHEREAS, Mr. Funchess has earned these distinctions through his excellent performance in Program-Ability, which provides computer programming training for disabled persons, and

WHEREAS, Mr. Funchess, a quadriplegic as a result of a bullet fired by miscreants who abducted him from the jewelry store where he worked, successfully competed against 254 applicants for the 20 openings in the program, and

WHEREAS, Mr. Funchess so impressed his classmates by his determination to succeed that they elected him class president, and

WHEREAS, Mr. Funchess also finds time to make regular visits to local hospitals to talk with recently disabled individuals, and

WHEREAS, Mr. Funchess, a 28-year-old husband and father of two, eagerly anticipates the day when he can again provide for his family, and

WHEREAS, such perseverance and spirit, and the achievement that result from those traits, merit enthusiastic praise, NOW, THEREFORE,

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

That Mr. Eddie Funchess is commended for his excellence in mastering computer program training, for his inspirational achievements and determination, and for helping other people to deal with their disabilities.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to Mr. Eddie Funchess as a tangible token of the esteem of the Florida Senate.

—was introduced out of order and read the first time by title. On motion by Senator Meek, SR 1338 was read the second time in full and unanimously adopted.

The President requested Senator Meek to escort Eddie Funchess; Fred Schollmeyer, executive director, Dade County Division of Vocational Education; Gary Taylor, instructor, Lindsey Hopkins Technical Education Center, Miami; and Johnny Williams, attendant to Mr. Funchess, to the rostrum. The President presented a copy of the resolution to Mr. Funchess.

On motion by Senator Langley, by unanimous consent—

By Senators Langley and Vogt—

SR 1344—A resolution commending Florida Highway Patrol Trooper Ron Davis for being selected as Florida Trooper of the Year.

WHEREAS, Trooper Ron Davis has been singled out as the best of the state's 1,570 troopers and is the first trooper from the Central Florida Division to be selected for the honor, and

WHEREAS, Trooper Davis' determination and investigative skills have resulted in two murder indictments in the past year, and

WHEREAS, he has exhibited bravery and heroism in his rescue efforts following an airplane crash in an alligator-infested swamp near Sanford, and

WHEREAS, Trooper Davis has actively campaigned against substance abuse by lecturing at high schools while off duty, and

WHEREAS, he has brought honor to his profession, as well as to his wife, Denise, and son, Brian, by his continuous outstanding accomplishments in the performance of his duties, NOW, THEREFORE,

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

That Trooper Ron Davis is commended for his outstanding accomplishments in law enforcement.

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

—was introduced out of order and read the first time by title. On motion by Senator Langley, SR 1344 was read the second time in full and unanimously adopted.

On motion by Senator Deratany, by unanimous consent—

By Senator Deratany—

SR 1341—A resolution commending the Florida Teacher of the Year 1988.

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

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

WHEREAS, these teachers have demonstrated their dedication to the young people of Florida and to the teaching profession, and

WHEREAS, these teachers have further demonstrated their ability to inspire a love of learning in students of all backgrounds and abilities, and

WHEREAS, Margaret Ingram, a highly skilled language arts teacher at Beachland Elementary School, Indian River County, has been selected as Florida Teacher of the Year 1988, and is the state's nominee for National Teacher of the Year 1988, and

WHEREAS, Mrs. Ingram is a leader in her profession, continually striving to improve herself as well as her profession and to help students reach their full potential intellectually, emotionally, and culturally, and

WHEREAS, the following members have been designated as Florida's Regional Teachers of the Year 1988:

1. Nancy Hamilton Hoffman, Panhandle Region, a teacher of a combined fourth and fifth grade alternative education class at Kate Sullivan Elementary School, Leon County;

2. Gwynn Pealer, Crown Region, an eighth grade science teacher at Osceola Middle School, Marion County;

3. Ann Tankson, West Central Region, a guidance counselor at the Ridge Vocational-Technical Education Center, Polk County; and

4. Alyce Culpepper, South Region, a journalism teacher at South Plantation High School, Broward County, NOW, THEREFORE,

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

That the Senate hereby commends Margaret Ingram and her distinguished colleagues for their sincere and dedicated service to education and to the young people of Florida.

BE IT FURTHER RESOLVED that copies of this resolution, with the Seal of the Senate affixed, be presented to Margaret Ingram, Nancy Hamilton Hoffman, Gwynn Pealer, Ann Tankson, and Alyce Culpepper as a tangible token of the sentiments expressed herein.

—was introduced out of order and read the first time by title. On motion by Senator Deratany, SR 1341 was read the second time in full and unanimously adopted.

On motion by Senator Hair, by unanimous consent—

By Senator Hair—

SR 1345—A resolution honoring the men of the U.S.S. Stark and expressing deep sorrow at the death of 37 crewmen.

WHEREAS, on Sunday, May 17, 1987, the U.S.S. Stark was on a peacekeeping assignment in the Persian Gulf, and

WHEREAS, U.S. Naval forces in the Persian Gulf are necessary to ensure the safety of international maritime trade in the gulf, and

WHEREAS, an Iraqi jet mistakenly fired a missile at the U.S.S. Stark which struck the ship, causing the death of 37 crewmen and injury to numerous others, and

WHEREAS, the U.S.S. Stark is a Perry-class guided missile frigate based in Mayport, Florida, and

WHEREAS, the families and crew of the U.S.S. Stark also reside in Mayport, Florida, NOW, THEREFORE,

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

That the Florida Senate commends the crew and families of the U.S.S. Stark for their sacrifice and dedication to ensuring the safety of the United States and its interest in the Persian Gulf and wishes to express its deepest sympathy to the families of the men who died during the attack for their tragic loss.

—was introduced out of order and read the first time by title. On motion by Senator Hair, SR 1345 was read the second time in full and unanimously adopted.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, May 19, 1987: CS for SB 1049, CS for SB 1024, CS for SB 142, CS for SB 124, SB 171, CS for SB's 282 and 703, CS for HB 142, SB 440, CS for SB 164, SB 176, SB 233, CS for SB 228, SB 804, HB 94, HB 95, HB 227, CS for SB 1184, CS for SB 53, CS for SB 223, SB 243, CS for SB 339, SB 1078, CS for SB 673, SB 840, CS for SB's 1061 and 1054, CS for SB 165, CS for CS for SB 123, CS for SB 655, SB 980, SB 497, SB 283, CS for SB 189, CS for SB 683, CS for SB 676, SB 381, SB 332, CS for SB 245

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Corrections, Probation and Parole recommends the following pass: SB 697, SB 1018

The Committee on Finance, Taxation and Claims recommends the following pass: CS for SB's 264, 280 and 686, SB 292, SB 354, CS for SB 515, SB 770, SB 1243, CS for SB's 693 and 561, CS for SB 916 with 1 amendment, CS for SB's 1098 and 296

The Committee on Judiciary-Criminal recommends the following pass: SB 662 with 1 amendment

The Committee on Transportation recommends the following pass: CS for HB 123 with 2 amendments, CS for SB 109 with 3 amendments

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

The Committee on Judiciary-Criminal recommends the following pass: SB 518 with 3 amendments, SB 519 with 2 amendments

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

The Committee on Finance, Taxation and Claims recommends the following pass: SJR 1001

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

The Committee on Judiciary-Criminal recommends the following pass: SB 1133

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

The Committee on Corrections, Probation and Parole recommends the following pass: SB 1152

The Committee on Finance, Taxation and Claims recommends the following pass: SB 398, SB 682, CS for SB 684, SB 867, CS for SB 365 with 5 amendments, SB 522 with 1 amendment

The Committee on Judiciary-Civil recommends the following pass: SB 62, SB 75, CS for SB 306 with 1 amendment

The Committee on Judiciary-Criminal recommends the following pass: SB 1089, SB 1122

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

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 1019

The Committee on Education recommends committee substitutes for the following: SB 767, SB 993

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: CS for SB 235, CS for SB 589, SB 862

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 1030

The Committee on Transportation recommends a committee substitute for the following: SB 1264

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 Transportation recommends a committee substitute for the following: Senate Bills 19, 856 and 705

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 1233

The Committee on Education recommends a committee substitute for the following: SB 893

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 982

The Committee on Transportation recommends committee substitutes for the following: SB 916, SB 1268

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 Education recommends a committee substitute for the following: SB 501

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

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 1187

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

The Committee on Economic, Community and Consumer Affairs recommends a committee substitute for the following: SB 688

The Committee on Education recommends a committee substitute for the following: SB 383

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: SB 1049, SB 1024

The Committee on Judiciary-Civil recommends committee substitutes for the following: SB 159, SB 278, SB 309, SB 402, SB 575, SB 592, SB 994, SB 1134

The Committee on Transportation recommends committee substitutes for the following: SB 249, SB 630

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

REPORTS OF SUBCOMMITTEES

The select subcommittee on reviser's bills recommends favorably: HB 1286, HB 1287, HB 1288, HB 1293, HB 1289, HB 1290 with 4 amendments, HB 1291 with 6 amendments, HB 1292 with 9 amendments, and HB 1294 with 2 amendments to the Committee on Rules and Calendar.

REQUESTS FOR EXTENSION OF TIME

May 14, 1987

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following: Senate Bills 47, 49, 78, 84, 140, 179, 191, 216, 307, 308, 346, 455, 597, 652, 674, 747, 771, 775, 791, 847, 855, 898, 900, 915, 918, 924, 926, 950, 974, 1008, 1011, 1014, 1057, 1059, 1067, 1081, 1086, 1097, 1132, 1149, 1183, 1208, 1213, 1247, 1289, 1290

The Committee on Personnel, Retirement and Collective Bargaining requests an extension of 15 days for consideration of the following: Senate Bills 13, 197, 349, 523, 622, 627, 722, 801, 1015, 1034, 1047, 1091, 1113, 1189, 1267; House Bill 486

May 15, 1987

The Committee on Agriculture requests an extension of 15 days for consideration of the following: Senate Bills 660, 805, 1137, 1182; House Bills 99, 370, 495, 496, 497

The Committee on Corrections, Probation and Parole requests an extension of 15 days for consideration of the following: Senate Bills 28, 116, 697, 943, 997, 1018, 1019, 1056, 1152, 1253

The Committee on Education requests an extension of 15 days for consideration of the following: Senate Bills 20, 29, 190, 202, 241, 257, 275, 285, 288, 305, 316, 334, 336, 345, 366, 371, 423, 432, 495, 520, 542, 558, 579, 580, 581, 604, 626, 641, 663, 665, 700, 702, 717, 732, 763, 769, 785, 788, 875, 882, 884, 896, 901, 913, 944, 951, 970, 1068, 1077, 1094, 1108, 1112, 1120, 1151, 1157, 1159, 1194, 1199, 1200, 1203, 1227, 1229, 1257, 1261, 1282, 1287, 1294; House Bills 211, 282, 1299

The Committee on Judiciary-Civil requests an extension of 15 days for consideration of the following: Senate Bills 4, 5, 9, 35, 63, 97, 222, 251, 255, 267, 329, 417, 424, 446, 460, 471, 485, 499, 528, 537, 553, 554, 557, 567, 572, 590, 613, 633, 647, 671, 699, 701, 725, 726, 736, 738, 753, 757, 781, 808, 809, 880, 881, 910, 928, 934, 940, 954, 960, 962, 975, 983, 1003, 1012, 1033, 1036, 1037, 1062, 1066, 1104, 1174, 1197, 1205, 1209, 1212, 1214, 1232, 1248, 1249, 1288, 1297; House Bills 236, 357, 1225, 1271

The Committee on Judiciary-Criminal requests an extension of 15 days for consideration of the following: Senate Bills 48, 127, 146, 238, 331, 335, 342, 518, 519, 637, 662, 668, 716, 735, 772, 773, 780, 921, 971, 972, 1005, 1089, 1111, 1122, 1133, 1135, 1147, 1169; House Bills 338, 492, 560

The Committee on Natural Resources and Conservation requests an extension of 15 days for consideration of the following: Senate Bills 6, 16, 350, 379, 409, 412, 448, 486, 493, 536, 546, 649, 672, 679, 690, 718, 756, 758, 759, 784, 857, 891, 965, 977, 988, 1016, 1017, 1039, 1165, 1175, 1178, 1188, 1190, 1201, 1204, 1235, 1283; House Bills 552, 1350

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: Senate Bills 14, 21, 40, 119, 135, 162, 205, 277, 293, 321, 356, 427, 431, 453, 459, 477, 489, 490, 576, 800, 810, 902, 987, 1001, 1009, 1079, 1177, 1187, 1192, 1215, 1254, 1263, 1265, 1277, 1278, 1304, 1311, 1314, 1317; House Bills 183, 1242, 1286, 1287, 1288, 1289, 1290, 1291, 1292, 1293, 1294

The Committee on Transportation requests an extension of 15 days for consideration of the following: Senate Bills 1, 74, 88, 125, 226, 377, 391, 420, 527, 635, 643, 685, 706, 755, 816, 825, 826, 854, 869, 922, 929, 930, 969, 999, 1025, 1026, 1027, 1076, 1114, 1126, 1160, 1162, 1167, 1172, 1180, 1246, 1256, 1276, 1280; House Bills 196, 1191, 1255, 1298

May 18, 1987

The Committee on Commerce requests an extension of 15 days for consideration of the following: Senate Bills 378, 628, 1275; House Bills 109, 589

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following: Senate Bills 22, 271, 344, 601, 629, 675, 849, 853, 883, 1083, 1129, 1141, 1156, 1161, 1179, 1181, 1211, 1240; House Bills 170, 191, 374, 590, 1257, 1278, 1316

May 19, 1987

The Committee on Finance, Taxation and Claims requests an extension of 15 days for consideration of the following: Senate Bills 2, 10, 17, 110, 182, 230, 250, 262, 297, 338, 347, 369, 392, 444, 458, 476, 512, 540, 548, 559, 562, 574, 583, 598, 599, 617, 640, 644, 669, 677, 728, 739, 768, 802, 819, 834, 863, 890, 893, 919, 952, 955, 959, 982, 1004, 1023, 1032, 1042, 1043, 1052, 1072, 1082, 1095, 1101, 1106, 1118, 1144, 1146, 1166, 1202, 1220, 1233, 1244, 1252, 1268, 1281

INTRODUCTION AND REFERENCE OF BILLS

First Reading

SR 1318 was introduced and adopted May 6.

SR 1319 was introduced and adopted May 6.

By Senators Thomas and Barron—

SR 1320—A resolution expressing regret at the death of Senator Harvie J. Belser.

—was referred to the Committee on Rules and Calendar.

By Senator Plummer—

SR 1321—A resolution commending Johnny Zannis for the inclusion of his song, "Cloggers in the White House," in the Jimmy Carter Library.

—was referred to the Committee on Rules and Calendar.

By Senator Deratany—

SB 1322—A bill to be entitled An act relating to Brevard County; amending chapter 72-480, Laws of Florida, relating to the Brevard County Free Public Library District; providing for the pledging of revenues of Brevard County other than taxes levied by the district for the purpose of constructing capital improvements for library purposes: providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

SR 1323 was introduced and adopted May 13.

By Senator Dudley—

SB 1324—A bill to be entitled An act relating to Lee County; amending s. 15, chapter 74-522, Laws of Florida; requiring the Lee County Sheriff's Department to pay a portion of the health insurance costs of certain retired personnel; providing for eligibility for such benefit; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By the Committee on Appropriations—

SB 1325—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1987, and ending June 30, 1988, to pay salaries, other expenses, capital outlay - buildings and other improvements, and for other specified purposes of the various agencies of state government; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Appropriations—

SB 1326—A bill to be entitled An act relating to state government; providing legislative intent; authorizing the Administration Commission to approve certain transfers related to reorganization; providing requirements for the purchasing or leasing of automobiles; restricting the transfer or utilization of services of certain employees; restricting price at which vehicles may be purchased; restricting lease or installment purchase of equipment by the executive or judicial branches unless approved by the Comptroller; providing legislative intent regarding the expenditure of certain funds available as a result of litigation against oil companies and refiners and distributors; providing restrictions with respect to advances for program start-up or advances for contracted services; providing for waiver of such restrictions; providing for the advance of funds in any specific appropriation under certain conditions; authorizing the expenditure of certain funds by state attorneys and public defenders and requiring a report with respect thereto; requiring the Department of Transportation to allocate resources to districts prior to a specified date; authorizing the Department of Transportation to provide moneys to the Department of Commerce to fund economic development transportation projects; restricting the use of Special Category Contract Education funds of the Department of Corrections; providing requirements for contract educational services; abolishing the trust funds of certain agencies and providing for transfer of moneys therein; reviving certain trust funds scheduled for repeal; providing procedures for state agencies with respect to solicitation for contractual training needs; providing for waiver of certain fees and acceptance of in-kind contributions in lieu of fees; providing for the establishment of certain student fees by school districts; providing for reimbursement to school districts for costs of residential nonpublic school contracts and providing conditions, eligibility, and funding with respect thereto; providing that appropriations to the Department of Education for certain purchases of electronic data processing equipment by school districts, community colleges, and the Board of Regents are subject to approval by the Commissioner of Education; modifying procedures for determining annual allocations to school districts; providing for the establishment of enrollment ceilings by program groups; providing that certain provisions relating to education shall be implemented only to the extent specifically provided for in the General Appropriations Act; providing that district school boards may levy a nonvoted discretionary millage; providing procedures to be used in determining annual allocations through the Florida Education Finance Program; reviving and readopting the provisions of s. 212.11(1)(a) and (5), F.S., relating to tax returns and regulations; requiring budget entities to meet certain approved annual salary rate restrictions; prohibiting the Department of Health and Rehabilitative Services from expending funds for the purchase or production of wood pellets; authorizing the Department of Administration to use the discretionary paid holiday for Career Service System employees as a paid holiday commemorating the birthday of Dr. Martin Luther King, Jr.; modifying certain matching funding requirements relating to certain funds appropriated for local community mental health centers and alcohol project grants; authorizing construction of certain facilities from non-PECO sources; providing that funds for certain projects shall not be subject to certain provisions relating to undisbursed balances; authorizing the Board of Regents to issue bonds to finance certain projects; exempting from reversion provisions certain funds appropriated for land acquisition and planning of a new regional service center in Jacksonville; exempting from reversion provisions certain funds appropriated for fixed capital outlay energy conservation projects; amending s. 215.32, F.S., establishing the State Infrastructure Fund; providing source and use of funds therein; providing for use of funds from the sale of Ellyson Field; prescribing powers and duties of school districts, community colleges, and the Division of Vocational, Adult and Community Education with respect to vocational education programs; prohibiting the reduction in a community college's allocation from the Community College Program Fund in certain circumstances; providing for college credit for summer inservice institute participants; transferring relocatable facilities at the South Florida State Hospital and North Florida State Hospital to the Broward County and Baker County school districts, respectively; renaming programs under the Florida Education Finance Program; authorizing Florida International University, the University of North Florida, and the University of South Florida to rename specified components; specifying the date for application of reversion provisions with respect to an appropriation for Palm Beach Junior College; authorizing dormitory improvements at Florida State University; postpones the date by which matching funds for an appropriation for Broward County Performing Arts Center must be paid; rescinding the requirement that $1 million be transferred from the Working Capital Trust Fund to General Revenue; providing a retroactive effective date and an expiration date.

—was referred to the Committee on Appropriations.

By Senator Dudley—

SB 1327—A bill to be entitled An act relating to Lee County; providing for liens in favor of operators of hospitals upon causes of actions,

suits, claims, counterclaims, and demands accruing to patients therein, or their legal representatives, and upon amounts due or payable under hospital insurance or the like, and upon judgments, settlements, and settlement agreements, related to illness or injuries to such patients, for all reasonable charges for hospital care, treatment, and maintenance necessitated by such illness or injuries; and upon amounts due under hospitalization, public liability, and other indemnity policies; providing for method of perfecting and enforcing such liens; providing for recovery of costs, attorney's fees, and expenses; requiring claims for liens to be recorded; providing for fees for recording; providing for method of satisfaction of such liens; providing that a release or satisfaction is not valid as against such a lien unless the lienholder joins therein or executes a release; providing that acceptance of a release or satisfaction of any cause of action, suit, claim, counterclaim, demand, or judgment, or any settlement in absence of release or satisfaction of lien, prima facie constitutes impairment of such lien; giving the lienholder a right of action at law for damages on account of such impairment; providing for recovery from one accepting a release or satisfaction or making settlement; exempting from provisions of this act matters within the purview of the Worker's Compensation Law of this state; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

SR 1328 was introduced and adopted May 12.

SR 1329 was introduced and adopted May 13.

By Senator Dudley—

SB 1330—A bill to be entitled An act relating to Lee and Charlotte Counties; amending s. 2, chapter 22372, Laws of Florida, as amended; making the office member of the Boca Grande Fire Control Board elective instead of appointive; amending s. 2, chapter 30929, Laws of Florida; making the office of member of the Captiva Island Fire Control Board elective instead of appointive; amending s. 2, chapter 29240, Laws of Florida, as amended; making the office of member of the North Fort Myers Fire Control Board elective instead of appointive; providing that standards for the conduct of elections in special districts in Lee County will apply to the Boca Grande Fire Control District, Captiva Island Fire Control District, and North Fort Myers Fire Control District; providing for extension of current board members' terms until an election is held; providing for removal by recall election of fire control district board members; repealing provisions which require a referendum on the continuation or abolition of the Alva Fire Protection and Rescue Service District, Bayshore Fire Protection and Rescue Service District, Estero Fire Protection and Rescue Service District, Fort Myers Beach Fire Control District, Fort Myers Shores Fire Protection and Rescue Service District, San Carlos Park Fire Protection and Rescue Service District, South Trail Fire Protection and Rescue Service District, and Tice Fire Protection and Rescue Service District; providing an effective date.

Proof of publication of the required notice was attached.

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

SR 1331 was introduced out of order and adopted this day.

By Senator Deratany—

SB 1332—A bill to be entitled An act relating to St. Lucie County; amending section 1 of chapter 12033, Laws of Florida, 1927, as amended; authorizing the Board of Supervisors of Fort Pierce Farms Water Control District to levy a uniform maintenance tax upon the taxable lands of the district, in order to allow annual levies not exceeding $25 per acre on taxable land until the District's plan of reclamation requires an amendment in which case a circuit court may set a new maintenance tax; amending section 1 of chapter 25447, Laws of Florida, 1949, as amended; authorizing the Board of Supervisors of Fort Pierce Farms Water Control District to assess and levy a minimum maintenance tax upon each tract or parcel of land within the district without regard to the net assessments of benefits assessed as accruing for original construction, in order to allow an annual levy not exceeding the amount levied upon a full acre, upon each such tract or parcel less than one acre in size; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Brown—

SB 1333—A bill to be entitled An act relating to Volusia County; creating the "City of Deltona Lakes Charter"; providing legislative intent; establishing the City of Deltona Lakes; providing municipal powers; providing for election of a City Commission, and providing for membership, qualifications, terms, and powers and duties of its members, including the Mayor; providing for a Vice Mayor; providing for compensation and expenses; providing general powers; providing circumstances resulting in vacancy in office; providing grounds for forfeiture and suspension; providing for filling of vacancies; providing for meetings; providing for keeping of records; providing for adoption, recording, and distribution of technical codes; providing a limitation upon employment of Commissioners; prohibiting certain interference with City employees, which shall constitute malfeasance in office; establishing the fiscal year, providing for adoption of annual budget, and providing for increase, reduction, and transfer of appropriations; providing for appointment of City Manager and City Attorney; providing for removal, compensation, and filling of vacancies; providing qualifications and powers and duties; providing for nonpartisan elections and for matters relative thereto; providing for recall; providing a transitional schedule and procedures for first election; providing for early assumption of duties; providing for first-year expenses; providing for adoption of transitional ordinances, resolutions, comprehensive plan, and land use regulations; providing for accelerated entitlement to state-shared revenues; providing for dissolution of the Deltona Fire District and for transfer of its assets and liabilities; providing for continuation of personnel and services; providing that district board members shall function as a City advisory board until expiration of their terms; providing for dissolution of the Deltona Municipal Services District and for transfer of its assets and liabilities; providing land descriptions of the City and its districts; providing for future amendment of the Charter; providing for standards of conduct in office; providing for severability; repealing chapter 69-1707, Laws of Florida, as amended, relating to the Deltona Fire District; providing for referendum approval; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Myers—

SB 1334—A bill to be entitled An act relating to Palm Beach County; expanding the boundaries of the Southwestern Palm Beach County Public Hospital Board and Taxing District and changing the name to the Palm Beach County Health Care District; establishing a District Board of the Palm Beach County Health Care District; providing for the membership, powers, and duties of the District Board of the Palm Beach County Health Care District; providing for the indemnification of members of the board and of employees and agents of the district; providing for the assessment and levying of ad valorem taxes for the district, including penalty for delinquency; providing for the imposition of tax liens by the district; providing for short-term borrowing and for various bonds; providing for the establishment of four subdistricts of the Palm Beach County Health Care District; providing for subdistrict governing boards; providing for the membership, powers, and duties of the subdistrict governing boards; repealing chapter 26106, Laws of Florida, 1949, as amended, relating to the Northwestern Palm Beach County Public Hospital Board; repealing chapter 26107, Laws of Florida, 1949, as amended, relating to the Southwestern Palm Beach County Public Hospital Board; repealing chapter 29387, Laws of Florida, 1953, as amended, relating to the Southeastern Palm Beach County Hospital District; repealing chapter 83-489, Laws of Florida, relating to the Palm Beach County Hospital District; providing for the transfer of the assets and liabilities of three independent special taxing districts and one dependent taxing district to the Palm Beach County Health Care District, an independent special taxing district; providing for the submission of an annual report to the Palm Beach County Legislative Delegation by the district board; providing a title; providing severability; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Thurman, Thomas, Malchon, Grizzle, Frank, Grant, Crawford, Kiser, Margolis, Plummer, Myers, Johnson, Gordon, Brown, Langley, Beard, Weinstock and Kirkpatrick—

SR 1335—A resolution recognizing "Project Graduation."

—was referred to the Committee on Rules and Calendar.

By Senators Dudley and Woodson—

SB 1336—A bill to be entitled An act relating to the City of Sanibel, Lee County; providing purpose and intent; providing definitions; limiting the taking of live shellfish within municipal boundaries; providing penalties; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Transportation and Senators Johnson, Jennings, Hair, Crenshaw and Girardeau—

CS for SB's 19, 856 and 705—A bill to be entitled An act relating to transportation; creating s. 336.027, F.S.; providing intent; 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 shall use the proceeds of the tax for transportation programs and to advance state road and public transportation projects; providing for reimbursement for expenditures on state projects; providing that a county or municipality must prepare a 5-year plan 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; prohibiting counties and municipalities from replacing current transportation expenditures with funds from this tax; allowing use of other county funds for transportation; 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 local option motor fuel tax pursuant to s. 336.027, F.S., does not apply to aviation fuel; amending s. 339.08, F.S.; authorizing the use of moneys in the State Transportation Trust Fund for reimbursing counties or municipalities for certain expenditures made on projects on the State Highway System; amending s. 339.12, F.S.; providing for participation by municipalities in rights-of-way, state road building, and maintenance projects under certain circumstances; authorizing the Department of Transportation to reimburse counties and municipalities for expenditures made on certain projects on the State Highway System under certain circumstances; amending s. 212.055, F.S.; providing that proceeds of a charter county transit system surtax may be remitted to an expressway authority or transportation authority for specified purposes; providing an effective date.

By the Committee on Education and Senators Margolis, Meek and Gordon—

CS for SB 56—A bill to be entitled An act relating to the district school system; creating s. 236.024, F.S.; establishing legislative intent to subsidize school boards for district teacher experience above the state average; establishing district eligibility to receive a teacher experience allocation; providing a method for computation of the allocation; providing that the total appropriation for the allocation is to be set in the annual appropriations act; providing an effective date.

By the Committee on Judiciary-Civil and Senator Vogt—

CS for SB 159—A bill to be entitled An act relating to mechanics' liens; amending s. 713.02, F.S.; providing an exemption; amending s. 713.06, F.S.; providing for limitation of defense resulting from error or omission relating to notice to owner; amending s. 713.135, F.S.; requiring certain authorities to provide copies of notices of commencement and that such notice be attached to the building permit upon issuance; amending s. 713.23, F.S.; requiring service of notice of nonpayment on contractors and sureties; requiring recordation of payment bonds; requiring posting of a copy of the bond; amending s. 713.24, F.S.; increasing amount of bond required for the transfer of certain liens and setting interest at the legal rate; providing for the filing of a motion in a pending action to enforce a lien to obtain an order affecting security; amending s. 713.34, F.S.; providing for presumption of intent to defraud in certain cases; creating s. 713.345, F.S.; providing that funds owed to lienors under the mechanics' liens laws are held in trust; providing an effective date.

By the Committees on Finance, Taxation and Claims; and Natural Resources and Conservation and Senators Hair, Brown, Kiser, Malchon, Meek, McPherson, Peterson, Deratany, Woodson, Myers, Hill, Stuart and Johnson—

CS for CS for SB 235—A bill to be entitled An act relating to beach management; amending ss. 161.021, 161.041, 161.053, 161.054, 161.091, 161.101, 161.141, 161.142, 161.161, 373.026, F.S.; providing definitions; prohibiting the Department of Natural Resources from issuing permits for certain construction or excavation except in specified circumstances; establishing criteria for local coastal construction zoning and building codes; providing for permits when liens are imposed on the property; establishing property rights of the state; renaming the Erosion Control Trust Fund; authorizing the department to use funds from the Beach Management Trust Fund to pay certain costs of specified beach management projects; deleting certain requirements relating to the placement of sand dregings on beaches; providing procedures for approval of projects; providing for powers and duties of the Department of Environmental Regulation; providing appropriations; providing an effective date.

By the Committee on Transportation and Senator Stuart—

CS for SB 249—A bill to be entitled An act relating to transportation; amending s. 339.175, F.S.; providing procedures for designating certain projects as school safety concerns; providing an effective date.

By the Committee on Judiciary-Civil and Senator Weinstock—

CS for SB 278—A bill to be entitled An act relating to civil liability of directors, officers, and trustees of not-for-profit organizations, associations, corporations, or trusts; providing immunity from civil liability for certain uncompensated directors, officers, and trustees of such entities; providing exceptions; providing for evidence; providing for application of act; providing severability; providing an effective date.

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

CS for SB 309—A bill to be entitled An act relating to liability of nonprofit organizations; providing legislative findings; granting immunity from liability for civil damages to uncompensated directors and officers of nonprofit religious, educational, and charitable organizations; providing exceptions; providing definitions; providing an effective date.

By the Committee on Education and Senators Grant and Woodson—

CS for SB 383—A bill to be entitled An act relating to nonpublic colleges; amending s. 246.085, F.S.; revising the types of institutions required to apply for exemption from licensing requirements; providing requirements for exemption; specifying requirements for remaining in compliance for exemption; specifying institutions that are exempt upon submission of certain information; reenacting s. 246.013, F.S., relating to participation in the common course designation and numbering system by certain institutions, to incorporate said amendment in a reference; amending ss. 246.041, 246.051, 246.071, F.S., relating to rulemaking authority; providing an effective date.

By the Committee on Judiciary-Civil—

CS for SB 402—A bill to be entitled An act relating to dissolution of marriage; creating s. 61.075, F.S.; authorizing courts to equitably distribute marital assets and liabilities; defining marital and nonmarital assets and liabilities; providing for the effect of a recorded judgment; establishing the date for determining marital assets and liabilities and the value thereof; providing a presumption as to marital assets and liabilities; providing for monetary payments; providing for the consideration of an alimony award; amending s. 61.08, F.S.; adding marital assets and liabilities as factors in the determination of an award of alimony or maintenance; providing an effective date.

By the Committee on Education and Senator Hollingsworth—

CS for SB 501—A bill to be entitled An act relating to schools; creating s. 230.335, F.S.; requiring notification of the appropriate superintendent of schools of convictions of a student or employee of the school district; providing for release of information; providing an effective date.

By the Committee on Judiciary-Civil and Senator Jennings—

CS for SB 575—A bill to be entitled An act relating to wastewater; limiting the civil liability of persons who accept wastewater for spray irrigation; providing for definitions; providing for application of the act to

certain causes of action; providing for governmental action to protect the public health, safety, or welfare or the environment; providing an effective date.

By the Committees on Finance, Taxation and Claims; and Commerce and Senator Jennings—

CS for CS for SB 589—A bill to be entitled An act relating to retail installment sales; amending s. 520.03, F.S.; establishing biennial licensing procedure with respect to motor vehicle sales finance; providing for inactive status for licensees; providing for fees; amending s. 520.04, F.S.; defining disciplinary violations; prescribing penalties; amending s. 520.05, F.S.; providing for investigative powers of the Department of Banking and Finance; amending s. 520.06, F.S.; providing powers of the department; amending s. 520.12, F.S.; prescribing the penalty for willful violation of the act; providing for recovery of certain costs; amending s. 520.32, F.S.; establishing biennial licensing procedure with respect to retail installment sales; providing for inactive status for licensees; providing for fees; amending s. 520.331, F.S.; defining disciplinary violations; prescribing penalties; amending s. 520.332, F.S.; providing powers of the department; amending s. 520.39, F.S.; prescribing the penalty for willful violation of the act; providing for the recovery of certain costs; amending s. 520.51, F.S.; defining the terms "retail installment transaction" and "retail buyer"; amending s. 520.52, F.S.; establishing biennial licensing procedure with respect to installment sales finance; providing for inactive status for licensees; providing for fees; amending s. 520.53, F.S.; defining disciplinary violations; prescribing penalties; amending s. 520.54, F.S.; providing for maintenance of certain records; amending s. 520.56, F.S.; providing powers of the department; amending s. 520.57, F.S.; prescribing the penalty for willful violation of the act; providing for the recovery of certain costs; amending s. 520.61, F.S.; eliminating gender distinctions; amending s. 520.62, F.S.; expanding the administrative authority of the department; amending s. 520.63, F.S.; establishing biennial licensing procedure with respect to home improvement sales and finance; providing for inactive status for licensees; providing for fees; amending s. 520.66, F.S.; defining disciplinary violations; prescribing penalties; amending ss. 520.68, 520.70, 520.71, and 520.72, F.S.; eliminating gender distinctions; amending s. 520.73, F.S.; providing for additional notice requirement relating to home improvement contracts; amending s. 520.74, F.S.; providing for a home improvement contractor or holder to be entitled to liquidated damages; amending ss. 520.90 and 520.92, F.S.; eliminating gender distinctions; creating s. 520.925, F.S.; providing powers of the department; amending s. 520.96, F.S.; eliminating gender distinctions; providing for the reimbursement of certain expenses during departmental examinations; amending s. 520.98, F.S.; prescribing the penalty for a willful violation of the act; providing for recovery of certain costs; repealing s. 520.64, F.S., relating to application for license for home improvement sales and finance; repealing s. 520.65, F.S., relating to such licenses and the fees therefor; repealing s. 520.67, F.S., relating to the form and duration of such licenses; repealing s. 520.93, F.S., relating to the obligation of a home improvement contractor to accept no contract with blank spaces; repealing s. 520.94, F.S., relating to revocation of such licenses; repealing s. 520.95, F.S., relating to the department's right to information; repealing s. 520.961, F.S., relating to the department's power to obtain an injunction; repealing s. 520.99, F.S., which provides for a general penalty for violations of the act; repealing s. 520.991, F.S., relating to prohibitions on appropriations from the General Revenue Fund; repealing s. 520.992, F.S., relating to specific exemptions from ss. 520.60-520.99, F.S., the Home Improvement Sales and Finance Act; providing for review and repeal; providing an effective date.

By the Committee on Judiciary-Civil and Senator Stuart—

CS for SB 592—A bill to be entitled An act relating to the mandatory seat belt law; amending s. 316.614, F.S.; exempting motor vehicles operated by rural letter carriers of the United States Postal Service under certain circumstances; providing for immunity from civil liability for physicians certifying exemption of persons from mandatory safety belt law; providing an effective date.

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

CS for SB 601—A bill to be entitled An act relating to substance abuse; creating s. 895.055, F.S., providing for the distribution of residual funds derived from the sale of property forfeited under the RICO Act, to the Department of Health and Rehabilitative Services; specifying uses of such funds; providing an effective date.

By the Committee on Transportation and Senator Ros-Lehtinen—

CS for SB 630—A bill to be entitled An act relating to drivers' licenses; amending s. 39.10, F.S.; requiring the surrender of drivers' licenses for all minors violating certain laws relating to alcoholic beverages and drugs; amending s. 322.05, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from issuing a driver's license to certain persons; amending s. 322.26, F.S.; providing for the mandatory revocation of drivers' licenses by the department with respect to minors who violate certain laws relating to alcoholic beverages and drugs; providing an effective date.

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

CS for SB 688—A bill to be entitled An act relating to landlord and tenant; amending s. 83.231, F.S., providing for the imposition of a money judgment in an action for possession in the amount of the money owed to the landlord by the tenant; amending s. 83.46, F.S., providing for rental payments with respect to certain dwelling units furnished by an employer to an employee after the employee ceases employment; amending s. 83.49, F.S., providing an alternative procedure for the posting of bond by certain landlords or agents; amending s. 83.51, F.S., requiring tenants to vacate rental premises after notice for the purpose of exterminating pests; amending s. 83.53, F.S., providing that the landlord may enter the dwelling unit at any time for the repair, protection or preservation of the premises; amending s. 83.56, F.S., providing clarifying language with respect to the termination of the rental agreement; amending s. 83.60, F.S., providing for possession of the dwelling unit under certain circumstances; amending s. 83.625, F.S.; providing for attorney's fees and costs in certain actions for possession of the dwelling unit; amending s. 713.691, F.S., providing for the landlord's lien for rent; providing an effective date.

By the Committee on Education and Senator Johnson—

CS for SB 767—A bill to be entitled An act relating to education; requiring the appropriation of sufficient funds annually to ensure certain textbook requirements; requiring the appropriation of sufficient funds annually for duties of the Department of Education and school districts in their duties of selecting and adopting instructional materials; requiring a one year delay from date of enactment of mandated courses of study to ensure selection and adoption of instructional materials; amending s. 233.09, F.S.; providing for district instructional materials councils of no fewer than 3 persons; providing for completion of district evaluations; providing for reimbursement to district instructional materials council members; providing for equal consideration of district recommendations; amending s. 233.14, F.S.; providing for publisher guarantee of college-bound course textbook replacement; amending s. 233.16, F.S.; providing for notice to publishers of instructional materials bid and proposal openings; amending s. 233.16, F.S.; providing for adoption of instructional materials by the State Board of Education; amending s. 233.17, F.S.; providing for an annual published adoption schedule; providing for Department of Education authority to extend or shorten instructional materials contracts; amending s. 233.18, F.S.; providing for display copies of adopted instructional materials; amending s. 233.37, F.S., relating to use and disposition of instructional materials; repealing s. 233.46(2), F.S., which provides for instructional staff to offer written comments to school principals concerning instructional materials; providing an effective date.

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

CS for SB 862—A bill to be entitled An act relating to ad valorem tax exemption; amending s. 196.1975, F.S., relating to exemptions for homes for the aged; modifying criteria for such exemption; revising provisions relating to use for charitable purpose; deleting a requirement that an applicant corporation be a Florida corporation; revising provisions relating to certain nonprofit housing projects; revising provisions relating to implementation of constitutional provisions; specifying that the $25,000 per unit exemption applies to homes leased from a health facilities authority or industrial development authority; amending s. 196.1976, F.S.; removing s. 196.1975, F.S., from severability provisions and providing for nonseverability; providing an effective date.

By the Committee on Education and Senator Peterson—

CS for SB 893—A bill to be entitled An act relating to postsecondary education; amending s. 240.257, F.S.; revising allocations from the Florida Endowment Trust Fund for Eminent Scholars; deleting obsolete lan-

guage; creating s. 240.499, F.S.; creating the Good-Gulfstream Trust Fund for Higher Education; providing for scholarships; providing for agreement to determine university and college beneficiaries; establishing a trust fund; authorizing the transfer of funds from the General Revenue Fund; providing for the allocation of funds; providing an effective date.

By the Committee on Transportation and Senator Ros-Lehtinen—

CS for SB 916—A bill to be entitled An act relating to motor vehicle towing; creating ss. 320.901-320.911, F.S.; providing definitions; requiring for hire tow truck operators to register with the Florida Department of Highway Safety and Motor Vehicles; providing an application and renewal fee; providing suspension and revocation procedures; requiring recordkeeping to facilitate enforcement; providing injunctive relief; providing penalties; providing exemptions; providing that local governments may regulate the rates charged by towing businesses; providing for repeal and review; providing an effective date.

By the Committee on Natural Resources and Conservation and Senators Barron, Thomas, Crawford and Scott—

CS for SB 982—A bill to be entitled An act relating to state parks and preserves; creating s. 258.016, F.S.; authorizing the Division of Recreation and Parks to issue senior/disabled citizen camping permits; providing an effective date.

By the Committee on Education and Senator Weinstein—

CS for SB 993—A bill to be entitled An act relating to education; amending s. 230.645, F.S.; exempting certain students from payment of postsecondary fees; authorizing district school boards to establish scholarship funds and provide criteria for award of scholarships; providing an effective date.

By the Committee on Judiciary-Civil and Senator Weinstein—

CS for SB 994—A bill to be entitled An act relating to domestic violence; amending s. 741.30, F.S.; providing a cause of action for injunctive relief to any family member who is being victimized; redefining "domestic violence" by changing the definition of who constitutes a victim of such violence; conforming provisions relating to actions for protection against domestic violence; providing an effective date.

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

CS for SB 1019—A bill to be entitled An act relating to prisoners; creating a Corrections Spouse and Child Abuse Study Commission to study female inmates who are victims of abuse; providing membership; providing criteria for investigation; providing contents of report; providing termination; providing an effective date.

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

CS for SB 1024—A bill to be entitled An act relating to the insurance premium tax; amending ss. 175.101, 185.08, F.S.; specifying that domestic insurers are exempt from municipal excise taxes imposed on property or casualty insurance premiums; amending s. 624.509, F.S.; increasing the insurance premium tax; amending s. 624.509, F.S.; increasing the amounts of estimated tax payments; amending s. 624.512, F.S.; imposing an insurance premium tax on domestic insurers; allowing a credit against the premium tax for increased retaliatory taxes paid to other states; requiring the Department of Insurance to conduct a study; providing special provisions regarding penalties in estimated tax payments; revising and reenacting ss. 175.101, 185.08, 624.512, 624.509(1), F.S., at a future time; providing an effective date.

By the Committee on Judiciary-Civil and Senators Woodson and Thurman—

CS for SB 1030—A bill to be entitled An act relating to the care of dependent children; creating s. 63.233, F.S.; authorizing the department to adopt rules; amending s. 284.31, F.S.; providing for the inclusion of foster parents and shelter parents as agents of the state for liability purposes; amending s. 409.145, F.S.; expanding the categories of persons who may continue to receive services in the children's foster care program; amending s. 409.166, F.S.; expanding the eligibility for support and maintenance under the subsidized adoption program; amending s. 768.28, F.S.; providing for the inclusion of foster parents and shelter parents as agents of the state for liability purposes; providing an effective date.

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

CS for SB 1049—A bill to be entitled An act relating to the corporate tax; amending s. 214.425, F.S.; providing for annual rate of interest for overpayments or underpayments; amending s. 220.03, F.S.; clarifying definitions; adopting the most recent federal Internal Revenue Code; amending s. 220.11, F.S.; providing for an alternative tax rate; amending s. 220.13, F.S.; defining taxable income as used in calculating the alternative minimum tax; amending s. 220.131, F.S.; providing for the apportionment of income by certain corporations; amending s. 220.02, F.S.; providing for application of tax credits; amending s. 220.186, F.S.; providing a tax credit for the alternative minimum tax; amending s. 220.222, F.S.; correcting a cross-reference; clarifying provisions relating to filing returns by certain corporations; amending s. 220.53, F.S.; clarifying application of certain provisions to ch. 220, F.S.; amending ss. 221.01, 221.02, 221.04, F.S.; limiting application of the emergency excise tax; deleting certain automatic repeal provisions; requiring the Department of Revenue to conduct a study; providing for retroactive effect; providing an effective date.

By the Committee on Judiciary-Civil and Senator Deratany—

CS for SB 1134—A bill to be entitled An act relating to municipal annexation or contraction; amending s. 171.031, F.S.; defining the term "enclave"; amending s. 171.081, F.S.; specifying that nothing in said chapter shall be construed to limit common law remedies of a property owner who is not a party affected, whose property is within an enclave, and who receives no notice other than publication notice; providing an effective date.

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

CS for SB 1187—A bill to be entitled An act relating to resource recovery facilities; creating a Resource Recovery Study Council; providing for appointment of members; providing for the council to be assigned administratively to the Department of Environmental Regulation; providing for duties and responsibilities of the study council; providing an appropriation; amending s. 403.702, F.S.; encouraging counties to promote solid waste management and resource recovery; amending s. 403.706, F.S.; authorizing counties and municipalities to indemnify certain persons and waive sovereign immunity; providing an effective date.

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

CS for SB 1233—A bill to be entitled An act relating to the regulation of yacht brokers and salesmen by the Department of Professional Regulation; providing definitions; providing for the administration of brokers' and salesmen's licenses; prescribing qualifications for issuance of a license; prohibiting unlicensed persons from acting as brokers or salesmen; providing for exceptions; providing for license fees; providing for the issuance of duplicate licenses; providing for the denial, revocation, or suspension of licenses; requiring surety bonds; providing for the handling and disposition of funds received by licensees; providing for the adoption of rules; providing for penalties; providing an effective date.

By the Committee on Transportation and Senator Vogt—

CS for SB 1264—A bill to be entitled An act relating to high-speed rail transportation; amending s. 341.322, F.S.; revising and adding definitions; amending s. 341.332, F.S.; prescribing additional standards in the award of franchises; amending s. 341.338, F.S.; providing rulemaking authority with respect to requests for proposals; amending s. 341.343, F.S.; providing for extensions of time in review of applications; amending s. 341.355, F.S.; providing rulemaking authority with respect to assessment of franchise components; amending s. 341.363, F.S.; providing that franchise conditions take precedence over nonprocedural standards, rules, or regulations; amending s. 341.368, F.S.; revising procedures for modifications of franchise; providing an effective date.

By the Committee on Transportation and Senators Lehtinen, Weinstock, Kirkpatrick, Frank, McPherson, Hill, Crenshaw, Malchon, Jenne, Margolis, Ros-Lehtinen, Jennings, Hair and Weinstein—

CS for SB 1268—A bill to be entitled An act relating to traffic control; amending s. 316.655, F.S.; providing that a court may suspend or revoke a person's driving privilege for violations of ch. 316; providing an effective date.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Margolis, by two-thirds vote SB 661, CS for SB 793, CS for SB 1125, CS for SB's 149, 150, 248 and 260 were withdrawn from the Committee on Economic, Community and Consumer Affairs.

On motions by Senator Myers, by two-thirds vote SB 1123 and CS for SB's 47, 61, 73, 229 and 1048 were withdrawn from the Committee on Health and Rehabilitative Services.

On motion by Senator Crawford, by two-thirds vote SB 810 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Langley, by two-thirds vote CS for SB's 35, 437, 894 and 923 was withdrawn from the Committee on Judiciary-Civil.

On motion by Senator Hollingsworth, by two-thirds vote CS for SB's 805, 1127 and 751 was withdrawn from the Committee on Agriculture.

On motion by Senator Thomas, by two-thirds vote SB 34 was withdrawn from the Committee on Appropriations and indefinitely postponed.

On motions by Senator Beard, by two-thirds vote CS for SB's 618 and 721 was withdrawn from the Committee on Appropriations and referred to the Committees on Transportation and Appropriations.

On motion by Senator McPherson, by two-thirds vote SB 756 was withdrawn from the committee of reference and indefinitely postponed.

On motion by Senator D. Childers, the rules were waived and CS for CS for SB 86 was ordered immediately certified to the House.

On motion by Senator Jennings, the rules were waived and CS for SB's 1096, 963 and 654 was ordered immediately certified to the House.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State Senate Bills 92, 133 and 318 which he approved on May 14, 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:

Office and Appointment	*For Term Ending*
Board of Acupuncture, Members	
Kaltsas, Harvey James, Sarasota	09/30/90
Ku, Su Liang, St. Petersburg	09/30/89
Varn, Herbert Fred, Tallahassee	09/30/89
Board of Architecture, Member	
Cross, Timothy D., Coral Springs	12/17/90
Florida Board of Auctioneers, Members	
Boyleston, Louis, Pensacola	09/30/87
Gall, Jim, Miami	09/30/89
Weir, Russell E., Bushnell	09/30/90
Greater Orlando Aviation Authority, Members	
Handy, Gail S., Winter Park	04/16/88
Stuart, Jacob V., Orlando	04/16/90
Barbers' Board, Members	
Bell, George Wm., Miami	06/30/90
Gormley, Reginald, Bradenton	06/30/90
Rhea, Rex R., Jacksonville	08/10/90
Construction Industry Licensing Board, Members	
Carson, Danny G., Ft. Myers	02/18/91
Hagerstrom, Carl E., Orlando	02/18/91
Lawson, Keith O., Tallahassee	02/18/91
Padreda, Camilo A., Miami	02/18/91
Simmons, E. E., Sarasota	02/18/91
Smith, John B., Eustis	02/18/91
Sutton, Warren M., Hialeah	02/18/91
Wilcox, Jr., Richard W., Ft. Lauderdale	02/18/91
Worman, Robert B., Orlando	02/18/91
Education Practices Commission, Member	
Sickles, Walter L., Tampa	09/30/90
Board of Professional Engineers, Members	
Barto, Roy H., North Palm Beach	12/20/87
Hoffmann, J. Bruce, Coral Gables	12/20/90
Martinez, Pedro O., Miami	12/20/90
Palm, William H., Maitland	12/20/90
Environmental Regulation Commission, Member	
McMullen, Jr., Daniel G., Palm Harbor	07/01/87
Board of Landscape Architecture, Member	
Baker, William H., Winter Park	03/04/91
Board of Massage, Member	
Bosetti, Anthony, New Smyrna Beach	01/01/90
Board of Nursing, Members	
Ryals, C. Faye, Tallahassee	08/01/90
Weeks, George A., Tallahassee	08/01/90
Board of Nursing Home Administrators, Members	
Bhide, Vasant P., Orange Park	12/13/89
Gillman, Edward, Miami	12/13/89
Huber, E. Jack, Jacksonville	12/13/87
Paulson, Joni, Melbourne Beach	12/13/90
Phillips, David H., Orlando	12/13/90
Board of Opticianry, Member	
Jones, Donald L., Gainesville	12/26/90
Board of Optometry, Member	
Cranmer, R. Bruce, Coral Springs	12/28/89
Board of Osteopathic Medical Examiners, Members	
Greenwasser, Ralph H., Plantation	01/29/90
Huenink, Jeffrey C., St. Petersburg	01/29/90
Rivera, Angel L., Clearwater	01/29/91
Board of Pharmacy, Member	
Natter, Martin R., Sarasota	08/01/90
Board of Pilot Commissioners, Members	
Hucker, Patrick C., Coral Springs	06/30/90
Peters, B. J., Tallahassee	06/30/90
Board of Podiatric Medicine, Members	
Levy, Joel M., Tampa	01/08/91
Strickland, James G., St. Petersburg	01/08/91
Historic Pensacola Preservation Board of Trustees, Member	
Reeves, James J., Pensacola	09/13/90
Board of Psychological Examiners, Member	
Meadows, Edi, Miami	09/30/87
Public Employees Relations Commission, Member	
Mattimore, Michael, Miami	01/01/89
Florida Real Estate Commission, Member	
Vordermeier, Jr., Harry J., Ft. Lauderdale	11/16/90

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 HB 79, CS for HB 344, House Bills 350, 371, CS for HB 435, House Bills 436, 523, CS for HB 542, House Bills 650, 1244, 1272; has passed as amended CS for HB's 1 and 38, CS for HB 73, CS for HB 245, House Bills 285, 463, 549, 1063, CS for HB 1384; and has adopted HCR 1333, HM 1340 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Gordon—

HB 79—A bill to be entitled An act relating to former Inter-American Center Authority property; amending s. 253.033, F.S.; providing that cer-

tain portions of such property may be used for any purpose in accordance with local building and zoning regulations; providing an effective date.

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

By the Committee on Commerce and Representative Canady—

CS for HB 344—A bill to be entitled An act relating to the Uniform Commercial Code; revising chapter 678, F.S., relating to investment securities; expanding the scope of said chapter to provide rules regulating the rights, duties, and obligations of the issuers of, and other persons dealing with, uncertificated investment securities; revising definitions; creating s. 678.108, F.S.; specifying general provisions relating to registration of pledge and release of uncertificated securities; providing for transfer by registration of uncertificated securities; expanding provisions relating to transfer by delivery of certificated securities; providing requirements regarding instructions; providing for creation of security interests in uncertificated securities; providing for registration of pledge; providing additional methods of transfer of security interests; creating s. 678.321, F.S.; providing for enforceability, attachment, perfection, and termination of security interests; specifying rights and obligations of buyers and sellers of securities; providing for warranties; providing for guarantees; providing for treatment of adverse claims with respect to uncertificated securities; providing for creditors' rights; creating s. 678.407, F.S.; providing for exchangeability of securities; creating s. 678.408, F.S.; requiring certain statements with respect to uncertificated securities; amending s. 671.201, F.S.; relating to definitions applicable to the code, to conform; amending s. 675.114, F.S., relating to issuer's duty and privilege to honor, to conform; amending ss. 679.103, 679.105, 679.203, 679.302, 679.304, 679.309, and 679.312, F.S., relating to secured transactions, to conform; providing an effective date.

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

By Representative Long—

HB 350—A bill to be entitled An act relating to traffic control; amending s. 316.172, F.S., increasing the penalties for illegally passing a stopped school bus; amending s. 318.18, F.S., providing amount of civil penalty; amending s. 322.27, F.S., providing authority to suspend or revoke license; amending s. 322.28, F.S., providing for period of suspension or revocation; providing an effective date.

—was referred to the Committee on Transportation.

By Representative Dantzler—

HB 371—A bill to be entitled An act relating to the marketing of agricultural commodities; creating the Florida Agricultural Commodities Marketing Law; providing legislative purpose; providing definitions; requiring industry consent with respect to marketing orders; requiring a petition of producers; providing for petitioner's expense; providing for public hearings; providing findings required to issue an order; providing a procedure for referendum; providing for referendum; providing for a notice of effective date of a marketing order; providing for an advisory council and its duties and exemption from liability; providing for possible subjects of marketing orders; authorizing cooperation with other governments; providing for limited marketing orders; providing a marketing agreement; providing for assessments, funds, audit, and loans; establishing powers and duties of the Department of Agriculture and Consumer Services; providing for certificates of exemption; providing for termination of orders; providing for inspections; requiring certain records; providing penalties; providing for hearings; providing that parts IV, V, and VI of chapter 573, F.S., relating to the Florida Soybean Marketing Law, the Florida Flue-cured Tobacco Marketing Law, and the Florida Peanut Marketing Law, respectively, shall stand repealed upon the date that the Department of Agriculture and Consumer Services adopts marketing orders pursuant to the act; providing for review and repeal; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By the Committee on Transportation and Representative Harris and others—

CS for HB 435—A bill to be entitled An act relating to road designation; designating those portions of State Road 64, U.S. Highway 17, State Road 66, U.S. Highway 98, County Road 68, U.S. Highway 441, County Road 68, and State Road 68 from Bradenton to Fort Pierce as the "Florida Cracker Trail"; designating St. Johns bridge number 110077 the "Herlong-Dillard-Astor Bridge"; providing for the erection of appropriate markers by the Department of Transportation; providing for designation on the Official Florida Transportation Map; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Representative Carlton—

HB 436—A bill to be entitled An act relating to state employment; amending s. 110.213, F.S.; clarifying requirements, and deleting specific requirements, relating to procedures for examination and selection for appointment; amending s. 110.217, F.S.; clarifying requirements, and deleting specific requirements, relating to registers of eligible applicants; clarifying provisions relating to postaudit review of agency actions; providing an effective date.

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

By Representative Arnold—

HB 523—A bill to be entitled An act relating to state park law enforcement officers; amending s. 258.024, F.S.; providing that the director of the Division of Recreation and Parks of the Department of Natural Resources shall determine the number of park law enforcement officers to be constituted police officers at each park site; removing police powers from the director himself; providing an effective date.

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

By the Committee on Health and Rehabilitative Services and Representative Rochlin and others—

CS for HB 542—A bill to be entitled An act relating to long-term care; amending s. 400.304, F.S., revising language with respect to the composition of the State Nursing Home and Long-Term Care Facility Ombudsman Council; amending s. 400.307, F.S., revising language with respect to district nursing home and long-term care ombudsman councils; providing an effective date.

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

By Representative Bass—

HB 650—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.

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

By the Committee on Finance and Taxation and Representative Figg—

HB 1244—A bill to be entitled An act relating to ad valorem tax administration; amending s. 197.364, F.S.; authorizing refund of overpayments of taxes assessed against railroad property; authorizing waiver of billing, collection, distribution and refunding of certain amounts; providing for distribution of excess overpayments to the counties; amending s. 200.065, F.S., relating to method of fixing millage; requiring notice to taxpayers when a rate tentatively adopted exceeds a proposed rate adjusted pursuant to a review notice; requiring that notice of the millage adopted by resolution or ordinance be forwarded within a specified time; amending ss. 213.053 and 195.084, F.S.; authorizing the Department of Revenue to provide certain information to property appraisers and tax collectors; providing for application of confidentiality and penalty provisions; providing an effective date.

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

By the Committee on Judiciary and Representative Upchurch—

HB 1272—A bill to be entitled An act relating to post-judgment proceedings; amending s. 56.29, F.S.; providing authority to the court to tax reasonable attorney's fees against defendants in proceedings supplementary to execution of judgments; creating s. 57.115, F.S.; authorizing certain post-judgment discovery and collections and providing for the award and assessment of costs and attorney's fees incurred in connection with the execution process; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committee on Finance and Taxation and Representative Dunbar and others—

CS for HB's 1 and 38—A bill to be entitled An act relating to fishing; amending s. 370.01, F.S.; defining the term "marine fish"; creating s. 370.0605, F.S.; providing for saltwater fishing licenses; providing fees; providing exceptions; providing duties of tax collectors and the Department of Natural Resources; prohibiting certain unlawful uses of a saltwater fishing license for which there are penalties; creating s. 370.0606, F.S.; providing for the appointment of subagents for the issuance and sale of saltwater fishing licenses; providing for a marine information system; creating s. 370.0607, F.S.; creating a Marine Resources Conservation Trust Fund; amending s. 215.22, F.S.; providing for a General Revenue Fund deduction from the saltwater fishing license fees; creating s. 370.0608, F.S.; creating the Florida Marine Advisory Council; providing for membership, terms, and duties; providing for review and repeal; providing an effective date.

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

By the Committee on Transportation and Representative Meffert—

CS for HB 73—A bill to be entitled An act relating to mobile home and recreational vehicle dealers; amending s. 320.77, F.S., revising language with respect to the bond required of dealers to include reference to written contracts for improvements made to a mobile home or recreational vehicle; amending s. 723.061, F.S., relating to the method for determining compensation to mobile home owners evicted based upon change in land use; providing for the future repeal of a portion of the method for determining compensation to mobile home owners evicted based upon change in land use; repealing s. 723.061(2)(e), F.S., relating to eviction from a mobile home park based upon a change of land use to delete a repeal of procedures governing such evictions; providing an effective date.

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

By the Committee on Regulatory Reform and Representatives Bloom and Diaz-Balart—

CS for HB 245—A bill to be entitled An act relating to respiratory care; amending s. 468.354, F.S.; modifying procedure for filling vacancies on the Advisory Council on Respiratory Care; amending s. 468.357, F.S.; providing that examinations for certification as a respiratory care practitioner shall be offered in a language other than English upon request for a certain period; providing that such examinations shall be offered at least four times a year for a certain period; grandfathering certain persons; providing a continuing education requirement; extending the examination deadline for certain persons; amending s. 468.364, F.S.; increasing the examination fee cap; amending s. 468.368, F.S.; providing exemptions for certain persons; providing an effective date.

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

By Representative Martin—

HB 285—A bill to be entitled An act relating to tort liability of governmental entities; amending s. 230.23, F.S., relating to the duties of the school board regarding the carrying of insurance on school property; amending s. 240.213, F.S., relating to authority of the Board of Regents to secure liability insurance; deleting references to separate waiver of governmental immunity; prohibiting suit by or against a self-insurance program; exempting claims files of such programs from public records requirements; providing for review and repeal; amending s. 768.28, F.S.; providing political subdivisions with authority to settle claims under certain circumstances; clarifying the extent of waiver of sovereign immunity by political subdivisions which purchase liability insurance; repealing s. 30.55, F.S., relating to liability insurance for county sheriffs; repealing s. 286.28, F.S., relating to liability insurance for political subdivisions; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committee on Regulatory Reform and Representative Gordon—

HB 463—A bill to be entitled An act relating to the Criminal Justice Information Systems Council; amending s. 943.05, F.S.; revising crime report procedures; amending s. 943.052, F.S.; revising disposition report procedures; amending s. 943.06, F.S.; providing for designated assistants; specifying appointing authority; requiring majority for official action; amending s. 943.08, F.S.; requiring recommendations in meeting minutes; saving ss. 943.045, 943.06, and 943.08, F.S., from Sundown repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Representatives Metcalf and Holland—

HB 549—A bill to be entitled An act relating to elections; amending s. 97.021, F.S.; providing definitions; amending s. 101.121, F.S.; providing for persons allowed in polling rooms; amending s. 101.131, F.S.; allowing each political party and each candidate to have one watcher in each polling room at any one time during an election; amending s. 102.031, F.S.; adding the polling room, where the polling place is a shopping center or mall, to the requirements for solicitation of voters near polling places; modifying certain restrictions for soliciting near polling places; authorizing certain officials to maintain order; repealing s. 104.36, F.S., relating to penalties for certain solicitation of voters within 100 yards of a polling place; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Representative Brown—

HB 1063—A bill to be entitled An act relating to the Massage Practice Act; amending s. 480.034, F.S., exempting treatments for the purpose of cleansing and beautifying the skin or in conjunction with a weight loss program from the operation of the act; providing an effective date.

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

By the Committees on Appropriations and Health Care and Representative Abrams and others—

CS for HB 1384—A bill to be entitled An act relating to health care; establishing legislative intent; amending s. 110.123, F.S., relating to the state group insurance program; requiring preferred provider organizations to provide Medicaid services; creating s. 154.011, F.S., expanding primary care programs for low-income persons; amending s. 196.197, F.S., relating to hospital ad valorem tax exemptions; providing a charity care requirement; amending s. 212.084, F.S., relating to hospital sales tax exemptions; providing a charity care requirement; amending s. 395.502, F.S., modifying definitions relating to health care cost containment; amending s. 409.266, F.S., relating to medical assistance; eliminating the Medicaid hospital outpatient cap; authorizing additional appropriations from the Public Medical Assistance Trust Fund for primary care programs; increasing Medicaid reimbursement fees for physicians, midwives, early periodic screening diagnosis and treatment of children, home health care, adult health screening and diagnosis, and dental care; increasing Medicaid eligibility for certain pregnant women and children; providing for certain onsite Medicaid eligibility determinations; authorizing pilot programs; requiring a report; creating s. 409.2661, F.S., providing for prepaid capitated demonstration projects for the nonMedicaid medically indigent; providing for primary care health training demonstration projects; providing for an alcohol and drug abuse demonstration project; providing for start-up grants; requiring evaluation and reports to the Legislature; providing for an appropriation from the Public Medical Assistance Trust Fund; amending s. 409.2662, F.S., providing for expenditures from the Public Medical Assistance Trust Fund; providing for redistribution of Public Medical Assistance Trust Fund surplus moneys; providing definitions; providing a formula for redistribution; providing administrative fines for failure to repay funds redistributed in error; providing incentives for counties to continue local funding for indigent care; providing for repeal of the redistribution upon repeal of the Hospital Cost Containment Board; providing for Sunset review and repeal; amend-

ing s. 395.5094, F.S., directing how funds received from the redistribution formula are to be accounted for in a hospital's budget; creating s. 409.2663, F.S., establishing a state and county funded child health assistance program; creating s. 409.2673, F.S., requiring county participation in funding the child health assistance program; creating the State/County Advisory Council on Health Services; providing for membership and responsibilities; providing for termination of the council; creating a legislative task force to study health care to the elderly and disabled, providing for expansion of Medicaid services contingent upon the findings of the task force; creating ss. 381.701-381.714, F.S., and renumbering s. 381.4961, F.S., as s. 381.715, F.S.; creating the "Health Facility and Services Development Act"; providing definitions; establishing local health councils and the Statewide Health Council; providing powers and duties; providing for funding; creating the Local Health Trust Fund; providing duties of the Department of Health and Rehabilitative Services, relating to health planning; providing duties and responsibilities of the department, relating to certificate of need; providing criteria for review of certificate of need applications; specifying projects subject to review; specifying items subject to expedited review; providing exemptions; specifying content of applications; providing fees; providing a review process; providing for administrative hearings; providing for judicial review; specifying conditions for issuance of certificates of need; providing an administrative fine; providing a period of validity; providing a penalty; limiting transfer of a certificate of need; providing special provisions with respect to health maintenance organizations, osteopathic acute care hospitals, hospices, and teaching hospitals; providing for injunction; amending s. 395.503, F.S., placing the Hospital Cost Containment Board under the department for certain administrative purposes; increasing the membership of the board; amending s. 395.512, F.S., relating to final legislative budget requests of the board; specifying processing requirements for the department with respect to obstetric or cardiac catheterization services; saving certain existing rules, local and statewide health councils, and state and district plans; allowing certain expenditures for providing obstetric or cardiac catheterization services; saving certain existing rules, local and statewide health councils, and state and district plans; amending ss. 159.27, 395.003, 395.005, 395.011, 395.509, 400.071, 400.471, 400.603, 400.606, and 651.118, F.S., conforming cross-references; repealing ss. 381.493, 381.494, 381.495, 381.4961, 381.498, and 381.499, F.S., relating to the "Health Facilities and Health Services Planning Act"; saving part II of chapter 395, F.S., from Sunset repeal; providing for future review and repeal; providing effective dates.

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

By the Committee on Community Affairs and Representative C. F. Jones and others—

HCR 1333—A concurrent resolution creating the Joint Committee on Special Districts.

—was referred to the Committee on Rules and Calendar.

By the Committee on Criminal Justice and Representative Canady and others—

HM 1340—A memorial to the Congress of the United States urging Congress to take appropriate action to reform procedures for collateral review of criminal judgments.

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

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has passed with amendments SB 389 and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 389—A bill to be entitled An act relating to legislative review of advisory bodies adjunct to executive agencies and of regulatory programs and functions; providing for future repeal and legislative review of the following provisions of law relating to advisory bodies adjunct to executive agencies pursuant to the Sundown Act; repealing s. 228.0615(8), F.S., relating to the State Advisory Council on Early Childhood Education; repealing s. 231.5336, F.S., relating to the Professional Teacher Career Development Council; repealing s. 242.68, F.S., relating to the Board of Correctional Education; repealing s. 586.161, F.S., relating to the Honeybee Technical Council; repealing ss. 945.601, 945.602, 945.603, 945.6035, F.S., relating to the State of Florida Correctional Medical Authority; repealing ss. 229.861, 229.863, 229.865, 229.867, F.S., relating to the Board of Public Schools; providing for future repeal and legislative review of the following provisions of law relating to regulatory programs and functions pursuant to the Regulatory Sunset Act; repealing s. 475.021, F.S., relating to certain duties of the Division of Real Estate; repealing s. 481.2055, F.S., relating to the authority of the Board of Architecture to make rules; repealing s. 498.024, F.S., relating to certain land sales practices; repealing s. 631.0515, F.S., relating to insurer solvency, rehabilitation, and liquidation; repealing s. 499.0053, F.S., relating to the power to administer oaths, take depositions, and issue subpoenas in connection with the Florida Drug and Cosmetic Act; repealing ss. 627.0612, 627.0625, 627.0635, F.S., relating to insurance rates and rating organizations; repealing ss. 627.4133, 627.4205, F.S., relating to the insurance contract; repealing ss. 627.6057, 627.6058, F.S., relating to medical malpractice insurance; repealing ss. 627.7282, 627.7283, F.S., relating to motor vehicle and casualty insurance contracts; repealing s. 627.9126, F.S., relating to insurer reporting; repealing s. 561.68, F.S., relating to licensure of salesmen of spirituous and vinous beverages; amending s. 89 of ch. 86-220, Laws of Florida, to prospectively repeal the Technical Organ Transplant Advisory Council and to abrogate the inadvertent repeal of s. 61.046, F.S., relating to family law; amending s. 17 of ch. 86-250, Laws of Florida, which prospectively repeals chs. 628, 631, 634, 637, 638, 639, 641, 651, F.S., relating to the Insurance Code, to change the repeal date of amended or added sections of chs. 628, 631, 634, 641, F.S.; amending s. 65(1) of ch. 86-160, Laws of Florida, which prospectively repeals ss. 768.73, 768.78, 768.80, 768.81, F.S., relating to damages, to delete an inappropriate reference to s. 11.61, F.S.; amending s. 11.6105, F.S., as amended by ch. 81-318 and ch. 83-265, Laws of Florida, relating to legislative review of regulatory functions, to delete the scheduled repeal of the Public Service Commission, to change the scheduled repeal date of s. 499.022, F.S., relating to the Florida Drug and Cosmetic Technical Review Panel; providing an effective date.

Amendment 1—On page 5, lines 30 and 31, and on page 6, lines 1-3, strike all of said lines

Amendment 2—On page 2 in the title, lines 15-17, strike said lines and insert: F.S., relating to insurer reporting;

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

SB 389 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—34

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

Nays—None

Excused: Barron, Girardeau

Vote after roll call:

Yea—Crenshaw, Hair, Myers

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has passed Senate Bills 1154, 818, 887, 709, 442, and 577.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

SPECIAL ORDER

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

CS for SB 1049—A bill to be entitled An act relating to the corporate tax; amending s. 214.425, F.S.; providing for annual rate of interest

for overpayments or underpayments; amending s. 220.03, F.S.; clarifying definitions; adopting the most recent federal Internal Revenue Code; amending s. 220.11, F.S.; providing for an alternative tax rate; amending s. 220.13, F.S.; defining taxable income as used in calculating the alternative minimum tax; amending s. 220.131, F.S.; providing for the apportionment of income by certain corporations; amending s. 220.02, F.S.; providing for application of tax credits; amending s. 220.186, F.S.; providing a tax credit for the alternative minimum tax; amending s. 220.222, F.S.; correcting a cross-reference; clarifying provisions relating to filing returns by certain corporations; amending s. 220.53, F.S.; clarifying application of certain provisions to ch. 220, F.S.; amending ss. 221.01, 221.02, 221.04, F.S.; limiting application of the emergency excise tax; deleting certain automatic repeal provisions; requiring the Department of Revenue to conduct a study; providing for retroactive effect; providing an effective date.

—was read the second time by title.

Senator Deratany moved the following amendments which were adopted:

Amendment 1—On page 20, strike all of lines 1-8 and insert:

Section 13. Before April 1, 1988, the Department of Commerce in conjunction with The Department of Revenue are directed to complete a joint study of changing the adjusted federal income apportionment fraction to 100 percent sales, with emphasis on:

(1) Characterizing the impact upon Florida tax revenues;

(2) Describing how to effectively administer and enforce tax payments; and

(3) Characterizing the impact upon investments in Florida property and payroll and economic development.

Amendment 2—On page 7, strike all of lines 13-17 and insert: *income pursuant to s. 220.13(1) rateably over the first 3 succeeding taxable years beginning after December 31, 1986.*

On motion by Senator Deratany, by two-thirds vote CS for SB 1049 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

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

Nays—2

Hollingsworth Langley

Excused: Barron, Girardeau

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

CS for SB 1024—A bill to be entitled An act relating to the insurance premium tax; amending ss. 175.101, 185.08, F.S.; specifying that domestic insurers are exempt from municipal excise taxes imposed on property or casualty insurance premiums; amending s. 624.509, F.S.; increasing the insurance premium tax; amending s. 624.509, F.S.; increasing the amounts of estimated tax payments; amending s. 624.512, F.S.; imposing an insurance premium tax on domestic insurers; allowing a credit against the premium tax for increased retaliatory taxes paid to other states; requiring the Department of Insurance to conduct a study; providing special provisions regarding penalties in estimated tax payments; revising and reenacting ss. 175.101, 185.08, 624.512, 624.509(1), F.S., at a future time; providing an effective date.

—was read the second time by title.

Senator Deratany moved the following amendments which were adopted:

Amendment 1—On page 1, line 22, strike everything after the enacting clause and insert:

Section 1. (1) Before February 1, 1988, the Department of Insurance is directed to collect the information described in this section and report such information to the Legislature in a manner consistent with subsection (2). The department shall collect the following information from all entities regulated by the department under the Florida Insurance Code:

(a) Number of employees in Florida identified as to whether or not they are paid on a commission basis and whether or not they are required to hold a valid license under the Florida Insurance Code;

(b) Annual payroll associated with each category of employee described in (a);

(c) Total assets in Florida identified as to real property, tangible personal property and intangible personal property;

(d) Dollar value of business done in Florida; and

(e) Taxes paid to Florida governmental entities by type of tax.

(2) Data collected pursuant to this section shall be confidential and shall be reported only in a form that makes it impossible to identify individual entities.

(3) Entities regulated by the department are directed to respond to requests for information pursuant to this section. Failure to do so in a timely manner shall subject such entities to penalties described in s. 624.4211, Florida Statutes.

Section 2. Paragraphs (a) and (b) of subsection (3) of section 624.509, Florida Statutes, are amended to read:

624.509 Premium tax; rate and computation.—

(3)(a) Installments of the tax levied under this section shall be due and payable on April 15, *June 15* ~~July 15~~, and October 15 in each year, based upon the estimated gross amount of receipts of insurance premiums or assessments received during the immediately preceding calendar quarter. A final payment of tax due for the year shall be made at the time the taxpayer files his return for such year. On or before March 1 in each year, an annual return shall be filed showing, by quarters, the gross amount of receipts taxable for the preceding year and the installment payments made during that year.

(b) Any taxpayer who fails to report and timely pay any installment of tax, who estimates any installment of tax to be less than *90* ~~80~~ percent of the amount finally shown to be due in any quarter, or who fails to report and timely pay any tax due with the final return shall be deemed to be in violation of this section and be subject to a penalty of 10 percent on any underpayment of taxes or delinquent taxes due and payable for that quarter or on any delinquent taxes due and payable with the final return. Any taxpayer paying, for each installment required herein, 27 percent of the amount of the annual tax reported on his return for the preceding year shall not be subject to the penalty provided by this section.

Section 3. Subsection (6) of section 624.429, Florida Statutes, is amended to read:

624.429 Retaliatory provision, insurers.—

(6) *Fifty percent of* the excess amount of all fees, licenses, and taxes collected by the department under this section over the amount of similar fees, licenses, and taxes provided for in part IV, together with all fines, penalties, or other monetary obligations collected under this section and ss. 626.711 and 626.743 exclusive of such fees, licenses, and taxes, shall be deposited by the department to the credit of the Insurance Commissioner's Regulatory Trust Fund. *The remainder of such excess amount shall be deposited into the General Revenue Fund.*

Section 4. Subsection (2) of section 624.521, Florida Statutes, is amended to read:

624.521 Deposit of certain tax receipts; refund of improper payments.—

(2) The Department of Revenue shall promptly deposit in the Department of Revenue Premium Tax Clearing Trust Fund all premium taxes collected according to ss. 624.509, 624.510, 624.513 and 624.514. Such taxes shall be distributed *on an estimated basis within 15 days after receipt by the Department of Revenue. Such distribution shall be adjusted* pursuant to an audit by the Department of Insurance.

Section 5. This act shall take effect July 1, 1987, or upon becoming a law, whichever occurs later, except section 2 which shall take effect October 1, 1987.

Amendment 2—In title, on page 1, strike all of lines 3-18 and insert: requiring the Department of Insurance to study certain insurance industry information; amending s. 624.509, F.S.; changing quarterly due dates; increasing the amounts of estimated tax payments; amending s. 624.429, F.S.; providing for deposit of retaliatory taxes into General Revenue; amending s. 624.521, F.S.; providing for distribution of certain tax receipts;

On motion by Senator Deratany, by two-thirds vote CS for SB 1024 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Excused: Barron, Girardeau

Vote after roll call:

Yea—Hair, Peterson

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.

—was read the second time by title.

Senator Stuart moved the following amendments which were adopted:

Amendment 1—On page 10, between lines 18 and 19, insert:

Section 11. Section 832.062, Florida Statutes, is created to read:

832.062 Prosecution for worthless checks, drafts, or debit card orders given to pay any tax, penalty, interest or associated amounts administered by the Department of Revenue.—

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

(2) A violation of the provisions of this section constitutes a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083, unless the check, draft, debit card order, or other written order drawn, made, uttered, issued, or delivered is in the amount of $150, or more. In that event, the violation constitutes a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 12. Paragraph (a) of subsection (2) of section 832.07, F.S., 1986 Supplement, is amended and paragraph (f) is added to said subsection to read:

832.07 Prima facie evidence of intent; identity.—

(2) IDENTITY.—

(a) In any prosecution or action under the provisions of this chapter, a check, draft, or order for which the information required in paragraph (b), paragraph (d), ~~or~~ paragraph (e), *or paragraph (f)* is available at the time of issuance shall constitute prima facie evidence of the identity of the party issuing the check, draft, or order and that such person was a party authorized to draw upon the named account.

(f) If a check is received by the Department of Revenue through the mail or by delivery to a representative of the Department of Revenue, the prima facie evidence referred to in paragraph (a) may be established by presenting the original tax return, certificate, license, application for certificate or license, or other document relating to amounts owed by that person or taxpayer which the check purports to pay for, bearing the signature of the person who signed the check, or by presenting a copy on file by the accepting party of the information required in paragraph (b) together with the signature of the person presenting the check. Use of taxpayer information relating to the identity of a person who has violated the provisions of this paragraph shall be considered for official purposes.

(Renumber subsequent sections.)

Amendment 2—In title, on page 1, line 23, after "penalties;" insert: creating s. 832.062, F.S.; prohibiting paying taxes, penalties, interest, fees or associated amounts to the Department of Revenue with worthless checks, drafts, or debit card orders; providing penalties; amending s. 832.07, F.S.; providing for prima facie evidence of identity of persons issuing bad checks, drafts, or debit card orders;

On motion by Senator Deratany, by two-thirds vote CS for SB 142 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Excused: Barron, Girardeau

Vote after roll call:

Yea—Hair, Peterson

CS for SB 124—A bill to be entitled An act relating to youthful offenders; amending s. 958.04, F.S.; creating a basic training program for certain youthful offenders; providing for the adoption of rules; requiring a report; providing an effective date.

—was read the second time by title.

Senator Hollingsworth moved the following amendments which were adopted:

Amendment 1—On page 3, line 22, through page 4, line 29, strike all of said lines and insert:

(4) The department shall develop and implement a basic training program for youthful offenders sentenced or classified by the depart-

ment as youthful offenders pursuant to this section. The program shall include marching drills, calisthenics, a rigid dress code, manual labor assignments, physical training with obstacle courses, and training in decisionmaking and personal development. The department shall adopt rules requiring that basic training participants complete a structured disciplinary program, and allowing for a restriction on general inmate population privileges. Upon receipt of youthful offenders, the department shall screen offenders for the basic training program. To participate, an offender must have no physical limitations which would preclude participation in strenuous activity, must not be impaired, and must not have been previously incarcerated in a state or federal correctional facility. In screening offenders for the basic training program, the department shall consider the offender's criminal history and the possible rehabilitative benefits of "shock" incarceration. If an offender meets the specified criteria and space is available, the department shall request, in writing from the sentencing court, approval to participate in the basic training program. If the sentencing court notifies the department in writing of placement approval, the offender shall be placed in the basic training program. The sentencing court shall notify the department within 14 days of receipt of the department's request for placement of the youthful offender in the boot camp program. Failure to notify the department within 14 days shall be considered an approval by the sentencing court for placing the youthful offender in the basic training program. The program shall provide a short incarceration period of rigorous training to offenders who require a greater degree of supervision than community control or probation provides. Basic training programs may be operated in secure areas in or adjacent to adult institutions notwithstanding the provisions of s. 958.11. The program is not intended to divert offenders away from probation or community control but to divert them from long periods of incarceration when a short "shock" incarceration could produce the same deterrent effect. If an offender in the basic training program becomes unmanageable, the department may place him in the general population to complete the remainder of his sentence. Any period of time in which the offender is unable to participate in the basic training program activities may be excluded from the specified time requirements in the program. The portion of the sentence served prior to placement in the basic training program shall not be counted toward program completion. Upon the offender's completion of the basic training program, the department shall submit a report to the court that describes the offender's performance. If the offender's performance has been satisfactory, the court shall issue an order modifying the sentence imposed and placing the offender on probation. If the offender violates the conditions of probation, the court may revoke probation and impose any sentence which it might have originally imposed.

(5) Due to severe prison overcrowding, the Legislature declares the construction of a basic training program facility is necessary to aid in alleviating an emergency situation.

(Renumber subsequent sections.)

Amendment 2—In title, on page 1, line 6, after "report;" insert: declaring facility construction necessary due to the overcrowding emergency; providing specialized training;

On motion by Senator Hollingsworth, by two-thirds vote CS for SB 124 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	Gordon	Kiser	Ros-Lehtinen
Beard	Grant	Langley	Scott
Brown	Grizzle	Lehtinen	Stuart
Childers, D.	Hair	Malchon	Thomas
Childers, W. D.	Hill	Margolis	Thurman
Crawford	Hollingsworth	McPherson	Weinstein
Crenshaw	Jenne	Meek	Weinstock
Deratany	Jennings	Myers	Woodson
Dudley	Johnson	Peterson	
Frank	Kirkpatrick	Plummer	

Nays—None

Excused: Barron, Girardeau

On motion by Senator Hollingsworth, the rules were waived and CS for SB 124 was ordered immediately certified to the House.

On motions by Senator W. D. Childers, by two-thirds vote HB 495 was withdrawn from the Committees on Agriculture, Finance, Taxation and Claims and Appropriations.

On motion by Senator W. D. Childers—

HB 495—A bill to be entitled An act relating to boll weevils; establishing the Florida Boll Weevil Eradication Law; providing definitions; providing powers and duties of the Department of Agriculture and Consumer Services; providing authority of the department to enter premises, carry out eradication activities, and make inspections; requiring certain reports from cotton growers; providing for the quarantine and movement of regulated articles; regulating the collection, transportation, distribution, and movement of cotton; authorizing cooperative programs; authorizing the department to designate eradication zones; providing for assessment of penalty fees against noncomplying cotton growers and for destruction of cotton grown in an eradication zone under certain circumstances; providing authority to regulate pasturage, entry of persons, and location of honeybee colonies in eradication zones or certain other areas; providing for eligibility and certification of a cotton growers' organization; providing for a referendum among cotton growers respecting assessment of costs of boll weevil suppression and eradication programs; providing for levy and payment of assessments; providing for mandamus and injunction; providing penalties; requiring the department to deposit certain moneys received into the Plant Industry Trust Fund; providing an effective date.

—a companion measure, was substituted for SB 171 and read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote HB 495 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Excused: Barron, Girardeau

SB 171 was laid on the table.

CS for SB's 282 and 703—A bill to be entitled An act relating to aquaculture; amending ss. 1.01 and 570.02, F.S.; conforming definitions of "agriculture" and including aquaculture therein; amending s. 205.064, F.S.; exempting persons selling aquacultural products from local occupational license requirements; amending s. 206.63, F.S.; providing for refund of taxes on motor fuel used in the practice of aquaculture; amending s. 571.03, F.S.; including aquacultural products within the definition of "agricultural product" under the Florida Seal of Quality Law; amending s. 597.005, F.S.; expanding membership of the Aquaculture Review Council; providing for per diem and expenses; amending s. 618.01, F.S.; including aquacultural products within the definition of "agricultural products" with respect to laws governing agricultural cooperative marketing associations; amending s. 823.14, F.S.; including aquacultural production within the definition of "farm" under the Florida Right to Farm Act; providing an effective date.

—was read the second time by title. On motion by Senator Kirkpatrick, by two-thirds vote CS for SB's 282 and 703 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Crawford	Gordon	Jenne
Beard	Crenshaw	Grant	Jennings
Brown	Deratany	Grizzle	Johnson
Childers, D.	Dudley	Hair	Kirkpatrick
Childers, W. D.	Frank	Hollingsworth	Langley

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

Nays—None

Excused: Barron, Girardeau

CS for HB 142—A bill to be entitled An act relating to required clothing for hunting; amending s. 372.988, F.S., providing an exemption for bow hunters from the requirement of wearing daylight fluorescent orange material while deer hunting; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote CS for HB 142 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Excused: Barron, Girardeau

On motions by Senator Beard, by two-thirds vote HB 523 was withdrawn from the Committees on Natural Resources and Conservation; Personnel, Retirement and Collective Bargaining; and Appropriations.

On motions by Senator Beard—

HB 523—A bill to be entitled An act relating to state park law enforcement officers; amending s. 258.024, F.S.; providing that the director of the Division of Recreation and Parks of the Department of Natural Resources shall determine the number of park law enforcement officers to be constituted police officers at each park site; removing police powers from the director himself; providing an effective date.

—a companion measure, was substituted for SB 440 and by two-thirds vote read the second time by title. On motion by Senator Beard, by two-thirds vote HB 523 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Excused: Barron, Girardeau

SB 440 was laid on the table.

CS for SB 164—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.262, F.S.; providing that moneys paid from pari-mutuel pools for the purpose of augmenting purses may also be used to promote the owning and breeding of standardbred horses; providing powers of the Florida Standardbred Breeders and Owners Association; providing for the payment of a sum equal to the breaks plus a certain percent of all pari-mutuel pools conducted for the general promotion of owning and breeding racing quarter horses; authorizing the Florida Quarter Horse Breeders and Owners Association to receive payments and make awards; providing for use of funds; providing for awards; providing for required records; providing procedures with respect to the failure of the association to comply with the provisions of the act; providing for the establishment of an annual plan for supplementing purses and prizes and general promotion approved by the Florida Pari-Mutuel Commission; providing for the transfer of certain funds on the effective date of the act; amending s. 550.263, F.S.; providing for the payment of certain funds to, and for the use of the funds by, the respective associations; amending s. 550.265, F.S.; deleting certain powers and duties of the Department of Agriculture and Consumer Services with respect to quarter horse racing; deleting certain provisions with respect to fraudulent acts and misrepresentations; eliminating registration fees; providing an effective date.

—was read the second time by title.

Two amendments were adopted to CS for SB 164 to conform the bill to CS for HB 109.

Pending further consideration of CS for SB 164 as amended, on motion by Senator Hollingsworth, by two-thirds vote CS for HB 109 was withdrawn from the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

On motion by Senator Hollingsworth—

CS for HB 109—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.262, F.S., authorizing the use of certain funds for the general promotion of owning and breeding certain horses; providing powers of the Florida Standardbred Breeders and Owners Association; providing for the payment of a sum equal to the breaks plus a certain percent of all pari-mutuel pools conducted for the general promotion of owning and breeding racing quarter horses; authorizing the Florida Quarter Horse Breeders and Owners Association, Inc., to receive payments and make awards; providing for use of funds; providing for awards; providing for required records; providing procedures with respect to the failure of the association to comply with the provisions of the act; providing for the establishment of an annual plan for supplementing purses and prizes and general promotion approved by the Florida Pari-mutuel Commission; providing for the transfer of certain funds on the effective date of the act; amending s. 550.263, F.S., providing for the payment of certain funds to the association and for the use of the funds by the respective associations; amending s. 550.265, F.S., deleting certain powers and duties of the Department of Agriculture and Consumer Services with respect to quarter horse racing; deleting certain provisions with respect to fraudulent acts and misrepresentations; eliminating registration fees; providing an effective date.

—a companion measure, was substituted for CS for SB 164 and read the second time by title. On motion by Senator Hollingsworth, by two-thirds vote CS for HB 109 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Excused: Barron, Girardeau

CS for SB 164 was laid on the table.

On motion by Senator Hollingsworth, the rules were waived and CS for HB 109 was ordered immediately certified to the House.

SB 176—A bill to be entitled An act relating to outdoor advertising; amending s. 479.26, F.S.; providing an exemption from certain requirements; providing an effective date.

—was read the second time by title.

Senator Gordon moved the following amendment which failed:

Amendment 1—On page 1, line 19, strike "This" and insert: Until July 1, 1997, this

On motion by Senator Thomas, by two-thirds vote SB 176 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Excused: Barron, Girardeau

On motion by Senator Thomas, the rules were waived and SB 176 was ordered immediately certified to the House.

Consideration of SB 233 was deferred.

On motions by Senator Brown, by two-thirds vote CS for HB 373 was withdrawn from the Committees on Economic, Community and Consumer Affairs and Transportation.

On motion by Senator Brown—

CS for HB 373—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 metropolitan planning organization membership requirements for counties with five-member county commissions; providing an effective date.

—a companion measure, was substituted for CS for SB 228 and read the second time by title.

Senator Stuart moved the following amendments which were adopted:

Amendment 1—On page 2, between lines 7 and 8, insert:

Section 2. Subsection (17) of section 339.175, Florida Statutes, is amended to read:

339.175 Transportation planning organization.—

(17) Each M.P.O., in cooperation with the department, shall appoint a technical advisory committee which shall include planners, engineers, representatives from local aviation authorities and port authorities or aviation departments and seaport departments of municipal or county governments, ~~and~~ other appropriate individuals employed by the signatories, *and the school superintendent for each county covered by the M.P.O., or such superintendent's designee.*

(a) In addition to its other duties, each technical advisory committee is responsible for identifying projects contained in its long range transportation plan or transportation improvement plan as deserving classification as a school safety concern.

(b) The technical advisory committee shall recommend to the M.P.O. those projects which the committee believes are deserving of classification as a school safety concern. Upon receipt of the recommendation from the technical advisory committee, the M.P.O. shall vote on whether to classify each project contained in the recommendation as a school safety concern.

(Renumber subsequent section.)

Amendment 2—In title, on page 1, line 8, following the semicolon (;) insert: providing for inclusion of the school superintendent on the Metropolitan Planning Organization;

On motion by Senator Brown, by two-thirds vote CS for HB 373 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Excused: Barron, Girardeau

CS for SB 228 was laid on the table.

Motions

On motion by Senator Langley, the rules were waived and time of adjournment was extended until 12:30 p.m. or final action on the reconsideration of CS for SB 1024.

On motion by Senator Langley, the rules were waived and the Committee on Judiciary-Civil was granted permission to consider HB 285 at the meeting Thursday, May 21.

SB 804—A bill to be entitled An act relating to municipal annexation or contraction; amending s. 171.0413, F.S.; providing that a referendum on annexation within the annexing municipality is optional; providing an effective date.

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

Yeas—25

Mr. President	Hill	McPherson	Stuart
Brown	Jenne	Meek	Thurman
Crenshaw	Johnson	Myers	Weinstock
Dudley	Kirkpatrick	Peterson	Woodson
Frank	Kiser	Plummer	
Grant	Lehtinen	Ros-Lehtinen	
Hair	Margolis	Scott	

Nays—8

Beard	Childers, W. D.	Hollingsworth	Thomas
Childers, D.	Grizzle	Langley	Weinstein

Excused: Barron, Girardeau

Vote after roll call:

Yea—Gordon

Yea to Nay—Plummer

HB 94—A bill to be entitled An act relating to public records; amending s. 119.14, F.S.; expanding the criteria which justify an exemption to the provisions of the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, lines 26-31, and on page 2, lines 1 and 2, strike all of said lines and insert:

2. Protects identifiable, private information concerning an individual that is of a sensitive personal nature which relates to direct deposit or deferred compensation records; which discloses individual patient medical records or medical claims records of employees, former employees, or eligible dependents of such employees of the state or any of its political subdivisions which are in the custody or control of the state or the political subdivision; or which would be defamatory to the individual, or cause unwarranted damage to the good name or reputation of the individual, or jeopardize the safety of the individual; or ~~2. Protects information of a sensitive personal nature concerning individuals, the release of which information would be defamatory to such individuals or cause unwarranted damage to the good name or reputation of such individuals or would jeopardize the safety of such individuals; or~~

On motion by Senator Kiser, by two-thirds vote HB 94 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Excused: Barron, Girardeau

Vote after roll call:

Yea—Frank

Senator Thomas presiding

HB 95—A bill to be entitled 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.

—was read the second time by title.

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

Amendment 1—On page 1, beginning on line 23, strike everything after the enacting clause and insert:

Section 1. Section 112.533, Florida Statutes, is amended to read:

112.533 Receipt and processing of complaints.—

(1) Every agency employing law enforcement officers or correctional officers shall establish and put into operation a system for the receipt, investigation, and determination of complaints received by such employing agency from any person.

(2) *Notwithstanding s. 119.14:*

(a) 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.

(b) This subsection does not apply to any public record which is exempt from public disclosure pursuant to s. 119.07(3). For the purposes of this subsection, an investigation shall be considered active as long as it is continuing with a reasonable, good faith anticipation that an administrative finding will be made in the foreseeable future. An investigation shall be presumed to be inactive if no finding is made within 60 days after the complaint is filed.

(c) Notwithstanding other provisions of this section, the complaint and information shall be available to law enforcement agencies and state attorneys in the conduct of a lawful criminal investigation.

This subsection is subject to the provisions of the Open Government Sunset Review Act in accordance with s. 119.14.

(3) 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 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.

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

Amendment 2—In title, on page 1, strike all of lines 1-19 and insert: 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.

On motion by Senator Kiser, by two-thirds vote HB 95 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Excused: Barron, Girardeau

HB 227—A bill to be entitled An act relating to the Administrative Procedure Act; reenacting and amending chapter 86-108, Laws of Florida, to clarify legislative intent and correct the inadvertent omission of provisions which relate to the record in a case governed by s. 120.57(1), F.S., presentation of testimony, findings of fact, recommended orders, final orders and attorney's fees on appeal, alternate hearing officers, participation of agency head hearing officer in final order, hearing officer reports on applications pursuant to title XXXVIII, and referral of applications for consumptive use permits and to reenact provisions which relate to expedited review of certain permits issued pursuant to chapter 373, F.S., and to applicability of the act; providing an effective date and for retroactive operation.

—was read the second time by title. On motion by Senator Kiser, by two-thirds vote HB 227 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Excused: Barron, Girardeau

Consideration of CS for SB 1184 was deferred.

CS for SB 53—A bill to be entitled An act relating to financial aid to public and private postsecondary vocational, technical, trade, and business schools; creating s. 240.4095; providing for a vocational assistance grant fund; providing for institutions and student eligibility; providing for grant awards and renewals; providing an effective date.

—was read the second time by title. On motion by Senator Meek, by two-thirds vote CS for SB 53 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Excused: Barron, Girardeau

On motion by Senator Meek, the rules were waived and CS for SB 53 was ordered immediately certified to the House.

CS for SB 223—A bill to be entitled An act relating to the public school work experience program; amending s. 240.604, F.S.; changing eligibility requirements for participation in the program; specifying conditions for renewal of financial assistance under the program; providing an effective date.

—was read the second time by title.

Senator Jennings moved the following amendments which were adopted:

Amendment 1—On page 1, line 10, insert:

Section 1. Subsection (2) of section 230.645, Florida Statutes, 1986 Supplement, is amended to read:

230.645 Postsecondary student fees.—

(2) The following students are exempt from any requirement for the payment of fees for instruction:

(a) Students who do not have a high school diploma or its equivalent and who are enrolled in adult basic, adult high school, or vocational preparatory instruction for the purpose of achieving basic literacy or receiving a high school diploma or its equivalent;

(b) Students who have a high school diploma or its equivalent, who are enrolled in adult basic, adult high school, or vocational preparatory instruction, and who have basic skills which have been determined to be at or below the eighth grade level as provided for by state board rule;

(c) Students who are enrolled in citizenship instruction offered through community instructional services.

Students in approved apprenticeship programs may be totally or partially exempt from the payment of fees based on in-kind contributions of facilities, personnel, equipment, or other resources.

Section 2. Subsection (7) of section 240.35, Florida Statutes, 1986 Supplement, is amended to read:

240.35 Student fees.—

(7) Community colleges may waive fees or accept in-kind contributions in lieu of the payment of fees for any student. Any in-kind contribution accepted must be directly related to the instructional program to be provided. Facilities, personnel, equipment, or other resources provided by a cooperating entity for cooperative vocational education programs shall not be considered an in-kind contribution; *however, such resources provided by an approved apprenticeship program may be considered an in-kind contribution.* General purpose classroom space at a site other than in a community college facility shall not be accepted as an in-kind contribution if adequate classroom space is available at a community college facility, unless the classroom space is provided at a facility operated by an approved apprenticeship program. Any community college which reports in-kind contributions in violation of the provisions of this subsection shall be penalized at a rate equal to two times the value of the full-time equivalent student enrollment reported served. Such penalty shall be charged against the following year's allocation from the Community College Program Fund. The aggregate value of fees waived shall not exceed the amount specified annually in the General Appropriations Act. The acceptance of in-kind contributions in lieu of fees shall constitute a waiver of fees, *except that in-kind contributions provided by an approved apprenticeship program may not be included in the aggregate value of fees waived.* Any community college accepting in-kind contributions in lieu of fees shall submit an annual report to the State Board of Community Colleges which provides a detailed description of each in-kind contribution accepted, the name of the entity providing the contribution, and verification that the local market value of the contribution is at least equal to the value of the fees for which the contribution is accepted.

(Renumber subsequent sections.)

Amendment 2—In title, on page 1, strike lines 2 and 3, and insert: An act relating to education; amending ss. 230.645, 240.35, F.S.; including certain contributions by apprenticeship programs in student fee waiver provisions; providing that such contributions to a community college shall not be included in the aggregate value of fees waived; amending s. 240.604, F.S., relating to the public school work experience program;

On motion by Senator Ros-Lehtinen, by two-thirds vote CS for SB 223 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Excused: Barron, Girardeau

On motion by Senator Ros-Lehtinen, the rules were waived and CS for SB 223 was ordered immediately certified to the House.

The President presiding

SB 243—A bill to be entitled An act relating to public schools; amending s. 230.2313, F.S.; deleting a requirement that each school in a district submit a student services plan to the superintendent and the school board; providing an effective date.

—was read the second time by title.

Senator Grant moved the following amendments which were adopted:

Amendment 1—On page 1, line 18, after the period (.) insert: Such plan shall be implemented no later than the 1988-1989 school year

Amendment 2—On page 1, line 16, after "develop" insert: *and implement*

On motion by Senator Grant, by two-thirds vote SB 243 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Excused: Barron, Girardeau

Reconsideration

On motion by Senator Deratany, the rules were waived and the Senate reconsidered the vote by which—

CS for SB 1024—A bill to be entitled An act relating to the insurance premium tax; amending ss. 175.101, 185.08, F.S.; specifying that domestic insurers are exempt from municipal excise taxes imposed on property or casualty insurance premiums; amending s. 624.509, F.S.; increasing the insurance premium tax; amending s. 624.509, F.S.; increasing the amounts of estimated tax payments; amending s. 624.512, F.S.; imposing an insurance premium tax on domestic insurers; allowing a credit against the premium tax for increased retaliatory taxes paid to other states; requiring the Department of Insurance to conduct a study; providing special provisions regarding penalties in estimated tax payments; revising and reenacting ss. 175.101, 185.08, 624.512, 624.509(1), F.S., at a future time; providing an effective date.

—as amended passed this day.

On motion by Senator Deratany, the Senate reconsidered the vote by which CS for SB 1024 was read the third time.

On motion by Senator Deratany, the Senate reconsidered the vote by which Amendments 1 and 2 were adopted.

Senator Deratany moved the following amendment to Amendment 1 which was adopted:

Amendment 1A—On page 3, between lines 27 and 28, insert:

Section 5. Section 175.101, Florida Statutes, 1986 Supplement, is amended to read:

175.101 Two-percent state excise tax on property insurance premiums authorized; procedure.—Each municipality in this state described and classified in s. 175.041, having a lawfully established municipal firefighters' pension trust fund or municipal fund providing pension benefits to firefighters by whatever name known, may assess and impose on every insurance company, corporation, or other insurer now engaged in or carrying on, or who shall hereinafter engage in or carry on, the business of property insurance as shown by the records of the Department of Insurance an excise tax in addition to any lawful license or excise tax now levied by each of the municipalities, respectively, amounting to 2 percent of the gross amount of receipts of premiums from policyholders on all premiums collected on property insurance policies covering property within the corporate limits of such municipalities, respectively. In the case of multiple peril policies with a single premium for both the property and casualty coverages in such policies, 70 percent of such premium shall be used as the basis for the 2-percent tax. This excise tax shall be payable annually on March 1 of each year after the passage of an ordinance assessing and imposing the tax herein authorized. Every insurance company, corporation, or other insurer paying such tax shall receive credit for the amount thereof, when paid, on the amount payable by such insurer to the state for the similar state excise tax now imposed by other provisions of law; however, this chapter shall not be construed to require the payment of any excise tax by *a domestic* ~~an~~ insurance company ~~that does not now pay such tax~~.

Section 6. Section 185.08, Florida Statutes, 1986 Supplement, is amended to read:

185.08 One-percent state excise tax on casualty insurance premiums authorized; procedure.—

(1) Each incorporated municipality in this state described and classified in s. 185.03, as well as each other city or town of this state which on July 31, 1953, has a lawfully established municipal police officers' retirement trust fund or city fund providing pension or relief benefits to policemen by whatever name known, may assess and impose on every insurance company, corporation, or other insurer now engaged in or carrying on, or who shall hereafter engage in or carry on, the business of casualty insurance as shown by the records of Department of Insurance an excise tax in addition to any lawful license or excise tax now levied by each of the said municipalities, respectively, amounting to 1 percent of the gross amount of receipts of premiums from policyholders on all premiums collected on casualty insurance policies covering property within the corporate limits of such municipalities, respectively.

(2) In the case of multiple peril policies with a single premium for both property and casualty coverages in such policies, 30 percent of such premium shall be used as the basis for the 1-percent tax above.

(3) Said excise tax shall be payable annually March 1 of each year after the passing of an ordinance assessing and imposing the tax herein authorized. Every insurance company, corporation, or other insurer paying such tax shall receive credit for the amount thereof, when paid, on the amount payable by such insurer to the state for the similar state excise tax now imposed by other provisions of law; however, this chapter shall not be construed to require the payment of an excise tax by *a domestic* ~~an~~ insurance company ~~that does not now pay such tax~~.

Section 7. Subsection (1) of section 624.509, Florida Statutes, is amended to read:

624.509 Premium tax; rate and computation.—

(1) In addition to the license taxes provided for in this chapter, each insurer shall also annually, and on or before March 1 in each year, except as to wet marine and transportation insurance taxed under s. 624.510, pay to the Department of Revenue a tax on insurance premiums, risk premiums for title insurance, or assessments, including membership fees and policy fees and gross deposits received from subscribers to reciprocal or interinsurance agreements, and on annuity premiums or considerations, received during the preceding calendar year, the amounts thereof to be determined as set forth in this section, to wit:

(a) An amount equal to *2.3* ~~2~~ percent of the gross amount of such receipts on account of life and health insurance policies covering persons resident in this state and on account of all other types of policies and contracts (except annuity policies or contracts taxable under paragraph (b)) covering property, subjects, or risks located, resident, or to be performed in this state, omitting premiums on reinsurance accepted, and less return premiums or assessments, but without deductions:

1. For reinsurance ceded to other insurers;

2. For moneys paid upon surrender of policies or certificates for cash surrender value;

3. For discounts or refunds for direct or prompt payment of premiums or assessments; and

4. On account of dividends of any nature or amount paid and credited or allowed to holders of insurance policies; certificates; or surety, indemnity, reciprocal, or interinsurance contracts or agreements; and

(b) An amount equal to 1 percent of the gross receipts on annuity policies or contracts paid by holders thereof in this state.

Section 8. Paragraph (b) of subsection (3) of section 624.509, Florida Statutes, is amended to read:

624.509 Premium tax; rate and computation.—

(3)

(b) Any taxpayer who fails to report and timely pay any installment of tax, who estimates any installment of tax to be less than *90* ~~80~~ percent of the amount finally shown to be due in any quarter, or who fails to report and timely pay any tax due with the final return shall be deemed to be in violation of this section and be subject to a penalty of 10 percent on any underpayment of taxes or delinquent taxes due and payable for that quarter or on any delinquent taxes due and payable with the final return. Any taxpayer paying, for each installment required herein, 27 percent of the amount of the annual tax reported on his return for the preceding year shall not be subject to the penalty provided by this section. *Notwithstanding the provisions of this paragraph, for each quarterly estimated payment due in 1989, any taxpayer who pays 27 percent of an amount equal to an annual tax for the preceding year calculated pursuant to the rates in effect at the time such quarterly payments are made shall not be subject to the penalty provided in this section.*

Section 9. Paragraph (a) of subsection (1) of section 624.512, Florida Statutes, is amended to read:

624.512 Domestic insurers; exemption.—

(1)(a) An insurer which is organized and existing under the laws of this state and which maintains its home office in this state shall not be required to pay the tax on insurance and annuity premiums, assessments, or considerations as imposed under ss. 624.509 and 624.510, except as provided in s. 624.513. *Notwithstanding the provisions of this paragraph, such insurer shall pay a tax of 0.5 percent on insurance premiums, assessments, or considerations, other than wet marine and transportation insurance, except as provided in s. 624.513. The provisions of s. 624.509(4) shall apply to any tax paid by such insurer.*

Section 10. There shall be allowed a credit against the liability for tax imposed by section 624.512, Florida Statutes, retaliatory taxes which domestic insurers are required to pay any other state. This credit, however, shall be equal solely to that amount of retaliatory tax resulting from the Florida tax levy on insurance premiums in excess of 2 percent. This credit shall be available for the annual period in which such tax payments are made. The credit shall not be greater than the tax payable pursuant to section 624.512, Florida Statutes.

Section 11. Subsection (1) of section 624.510, Florida Statutes, is amended to read:

624.510 Tax on wet marine and transportation insurance.—

(1) On or before March 1 of each year each ~~foreign and alien~~ insurer shall file with the Department of Revenue a report of its gross underwriting profit on wet marine and transportation insurance, as defined in s. 624.607(2), written in this state during the calendar year next preceding and shall at the same time pay to the Department of Revenue a tax of 0.75 percent of such gross underwriting profit.

Section 12. Sections 5, 6, 7, 8, 9, 10, 11, and 12 shall take effect July 1, 1988.

(Renumber subsequent section.)

Amendment 1 as amended was adopted.

Senator Deratany moved the following amendment to Amendment 2 which was adopted:

Amendment 2A—On page 1, line 20, after the ";" insert: amending ss. 175.101, 185.08, F.S.; specifying that domestic insurers are exempt from municipal excise taxes imposed on property or casualty insurance premiums; amending s. 624.509, F.S.; increasing the insurance premium tax; amending s. 624.509, F.S.; increasing the amounts of estimated tax payments; amending s. 624.512, F.S.; imposing an insurance premium tax on domestic insurers; allowing a credit against the premium tax for increased retaliatory taxes paid to other states; requiring the Department of Insurance to conduct a study; providing special provisions regarding penalties in estimated tax payments; providing an effective date.

Amendment 2 as amended was adopted.

On motion by Senator Deratany, by two-thirds vote CS for SB 1024 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

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

Nays—5

Frank	Jenne	Stuart
Hollingsworth	Langley	

Excused: Barron, Girardeau

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.

—was read the second time by title.

Senator Jenne moved the following amendment which was adopted:

Amendment 1—On page 2, strike all of line 25, and insert: *only be used to pay claims and administration expenses.*

Senators Langley and Dudley offered the following amendments which were moved by Senator Langley and adopted:

Amendment 2—On page 2, strike all of lines 17 and 18, and insert: *Regents may sue or be sued. The Board of Regents shall pay, out of the assets of a trust fund established pursuant to this section, any claims or judgment for which the self-insurance trust funds were created and which is rendered against the board. The claims files of any such program are*

Amendment 3—In title, on page 1, line 9, following the semicolon (;) insert: providing for payment of claims by the Board of Regents;

On motion by Senator Kirkpatrick, by two-thirds vote CS for SB 339 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	Gordon	Kiser	Ros-Lehtinen
Beard	Grant	Langley	Scott
Brown	Grizzle	Lehtinen	Stuart
Childers, D.	Hair	Malchon	Thomas
Childers, W. D.	Hill	Margolis	Thurman
Crawford	Hollingsworth	McPherson	Weinstein
Crenshaw	Jenne	Meek	Weinstock
Deratany	Jennings	Myers	Woodson
Dudley	Johnson	Peterson	
Frank	Kirkpatrick	Plummer	

Nays—None

Excused: Barron, Girardeau

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Scott, by two-thirds vote CS for SB 657 was also referred to the Committee on Appropriations.

On motions by Senator Scott, by two-thirds vote Senate Bills 240 and 466, CS for SB 659, CS for SB 743, CS for SB 752, Senate Bills 812, 813, 912, 984, CS for SB 1074, SB 1107, CS for SB 1264, and Senate Bills 1325 and 1326 were withdrawn from the Committee on Appropriations.

On motion by Senator Margolis, by two-thirds vote SB 441 was withdrawn from the Committee on Economic, Community and Consumer Affairs.

ENROLLING REPORTS

Senate Bills 45, 72, 96, 134 and CS for SB 837 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on May 14, 1987.

Joe Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 13 was corrected and approved.

CO-INTRODUCERS

Senators Langley, Gordon, Plummer and McPherson—CS for CS for SB 414; Senator Margolis—SB 433; Senator Hill—SB 466; Senator Stuart—SB 1064; Senator Weinstock—CS for SB's 1096, 963 and 654; Senators Grant, Frank and Grizzle—SB 1247; Senators Hair and Weinstein—CS for SB 1268

RECESS

On motion by Senator Barron, the Senate recessed at 12:33 p.m. to reconvene at 9:00 a.m., Wednesday, May 20.

SENATE PAGES

May 18-22

Christopher D. Allen, Jacksonville; Tracy Lyn Bell, Largo; Joseph Vincent Camerlengo, Daytona Beach; Angelo Cappelli, St. Petersburg; Lisa Carrabino, Tallahassee; Tommy Gordon, Chattahoochee; Chris Guess, Naples; Elizabeth Lin Larsen, Sarasota; Eric Jacob Levin, Ormond Beach; William Powers, Tallahassee; Traci Raiford, Miami; Bill Starks, Homestead; William Anthony Sheppard VI, Seminole; Charles Walker, Tallahassee; Carlos Watson, Miami; Laurie B. Woodham, Quincy; Virginia Catherine "Gini" Lewis, Tallahassee