



Journal of the Senate

Number 7

Tuesday, April 26, 1988

CALL TO ORDER

The Senate was called to order by the President at 10:00 a.m. A quorum present—39:

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

Excused: Senator Meek at 11:00 a.m.

PRAYER

The following prayer was offered by Pastor Dan Young, Restoration Church of Tallahassee, Tallahassee:

Our Father, who art in heaven, we praise and worship your name. May your kingdom come. May your will be done, today, in this Senate chamber, just as it is being done today in heaven.

Give these Senators the wisdom, O Lord, to think your thoughts. Give them the courage to do your deeds. Give them enough suffering to produce your character.

May these Senators do nothing here today, O Lord, for which their children and grandchildren will ever be ashamed.

In these chambers, O Lord, may the oppressed find a deliverer. In these chambers, O Lord, may the innocent find a protector. In these chambers, O Lord, may the poor and homeless find a friend. In these chambers, O Lord, may the youth of this state find a hero and may they find a heroine. In these chambers, O Lord, may the rich and powerful never find a Senator for sale. In these chambers, O Lord, today, may these Senators find you. In Christ's name, I pray. Amen.

PLEDGE

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

Consideration of Resolutions

On motion by Senator Hill, by unanimous consent—

By Senator Vogt—

SR 1366—A resolution acknowledging, commending, and expressing appreciation to secretaries on the occasion of National Secretaries Week.

WHEREAS, an efficient, capable, and loyal secretary is of utmost importance to the success of every employer, and

WHEREAS, the accomplishments of secretaries, who routinely work under demanding and hectic conditions, too often go unrecognized, and

WHEREAS, the week of April 24-30, 1988, has been designated National Secretaries Week, and April 27, 1988, has been set aside as National Secretaries Day, and

WHEREAS, the Senate desires to acknowledge and commend the professional services of secretaries and express its appreciation for those services, NOW, THEREFORE,

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

That the Senate hereby acknowledges and commends the secretaries throughout the state for their outstanding accomplishments and professionalism and hereby expresses its appreciation to them for their dedicated service to, and for their contributions to the success of, their employers.

BE IT FURTHER RESOLVED that special thanks be given to those secretaries who, with unwavering fidelity and cheerful disposition, indefatigably serve the members and staff of the Senate.

—was introduced out of order and read the first time by title. On motion by Senator Hill, SR 1366 was read the second time in full and unanimously adopted.

On motion by Senator Hill, all Senators were recorded as co-introducers of SR 1366.

On motion by Senator Ros-Lehtinen, by two-thirds vote SR 1230 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Ros-Lehtinen—

SR 1230—A resolution commending Eduardo Martinez for sponsoring the spectacular Fourth of July celebrations at his "Hacienda-Mardenpaz."

WHEREAS, for the past two years Eduardo Martinez, a native of Cuba and a civic-minded citizen of Dade County, has sponsored amazing Fourth of July celebrations at his "Hacienda-Mardenpaz" for all the residents of the county to enjoy, and

WHEREAS, during these special tributes to America, Eduardo Martinez, a leading member of the community, has opened his home to thousands of his Florida neighbors to share his great love for America, and

WHEREAS, Eduardo Martinez marks the anniversary of the signing of the Declaration of Independence with an extravaganza of orchestras, singers, dancers, and folkloric groups from various parts of the world, and with clowns, marionettes, and magicians for the children, and

WHEREAS, Mr. Martinez brings together the diverse cultures of this great State of Florida to celebrate America's freedom, NOW, THEREFORE,

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

That the Florida Senate hereby commends Eduardo Martinez for his efforts in uniting the members of his community through his spectacular Fourth of July celebrations.

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

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

Senator Ros-Lehtinen introduced Mr. Martinez; his wife Elena and children, Eduardo, Oscar and Mariaelena; and Representative Art Simon, and at the request of the President, escorted them to the rostrum. Mr. Martinez was presented a copy of SR 1230.

On motion by Senator Dudley, by unanimous consent—

By Senator Dudley—

SR 1368—A resolution commending Trooper Anthony L. Parker for his dedication and the exemplary performance of his duties.

WHEREAS, the duties of a law enforcement officer include serving the community under frequently dangerous conditions and acting as a symbol of public trust and responsibility, and

WHEREAS, Florida Highway Patrolmen have long been recognized for courageous and dedicated pursuit of their duties in the day to day struggle to protect the public and combat crime, and

WHEREAS, in addition to the expected duties of a well-trained member of the Florida Highway Patrol, Trooper Anthony L. Parker has displayed extraordinary dedication and compassion for human life in serving his fellowman, and

WHEREAS, Trooper Parker's quick action was responsible for saving the life of an automobile accident victim on August 27, 1987, and

WHEREAS, Trooper Parker, through dedication to his duties, was responsible for 55 driving under the influence of alcohol arrests in 1987, NOW, THEREFORE,

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

That this legislative body does hereby commend Trooper Anthony L. Parker for his dedication to law enforcement and for his continued exemplary persistence in the performance of his duties.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to Trooper Parker as 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 Dudley, SR 1368 was read the second time in full and unanimously adopted.

Senator Dudley introduced Trooper Parker; his wife Bernadette; mother and stepfather Lillian and Robert Hover; and Mrs. Parker's mother and father, Lois and Eddie Akins, and at the request of the President, escorted them to the rostrum. Trooper Parker was presented a copy of SR 1368.

On motion by Senator Plummer, by unanimous consent—

By Senator Plummer—

SR 1382—A resolution to the United States House of Representatives Appropriations Committee, urging the committee to defer the areas south of 26 degrees north latitude from OCS oil and gas lease sale 116 currently scheduled for November 1988.

WHEREAS, on April 28, 1988, the United States House of Representatives Appropriations Committee responsible for funding the United States Department of the Interior's 5-year (1987-1991) oil and gas leasing program will meet to determine funding for the lease program, and

WHEREAS, in previous lease sales, the United States Department of the Interior has recognized the extreme sensitivity of the Florida Keys's marine environment by providing a drilling ban south of 26 degrees north latitude along Florida's Gulf Coast, and

WHEREAS, the United States Secretary of the Department of the Interior and the Governor of Florida have recently entered into an agreement to provide additional protection for the Florida Keys in future lease sales, and

WHEREAS, in November 1988, the United States Department of the Interior plans to offer for lease over 60 million acres in federal waters for oil and gas development that would include areas within 25 miles of Key West, the Marquesas, and the Dry Tortugas, and

WHEREAS, the natural resources of the Florida Keys are unique to the continental United States, highlighted by environmentally sensitive coral ecosystems, and

WHEREAS, offshore oil development near the Florida Keys could place Florida's coral ecosystems and the regions coastal-based economy at risk, NOW, THEREFORE,

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

That the United States House of Representatives Appropriations Committee is requested to defer the areas south of 26 degrees north latitude from OCS lease sale 116 currently scheduled for November 1988, which includes areas within 25 miles of Key West, the Marquesas, and the Dry Tortugas, to protect the nationally unique natural resources of the Florida Keys.

BE IT FURTHER RESOLVED that future lease sales in the area of the Florida Keys undergo review in order to assure the continued protection of this nationally unique natural resource.

BE IT FURTHER RESOLVED that copies of this resolution be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—was introduced out of order and read the first time by title. On motion by Senator Plummer, SR 1382 was read the second time in full and unanimously adopted.

On motion by Senator W. D. Childers, by unanimous consent—

By Senator W. D. Childers—

SR 1371—A resolution recognizing the Gulf Breeze Sports Association as the 1987 National Cheerleading Champions.

WHEREAS, cheerleading has emerged as a specialty sport and thousands of young women and men participate in this sport in secondary schools of all sizes across the United States, and

WHEREAS, this activity has risen from the role of generating enthusiasm for sports teams to a form of highly choreographed demonstration, and

WHEREAS, in the spring of 1987 a team of eleven such specialists, from three Northwest Florida schools, was organized to represent the Gulf Breeze Sports Association, and the team competed locally and regionally and emerged as regional champions in competition at Auburn University, and

WHEREAS, the team, under the direction of its coach, Roxie Zaluski, advanced to the National Cheerleaders Association final competition at Dallas, Texas, against representatives from 344 high schools located in 40 states, before an audience of 25,000, and were voted the national cheerleading champions, and

WHEREAS, by such achievements, the team has brought national honor and recognition to the State of Florida, NOW, THEREFORE,

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

That this legislative body commends and congratulates the Gulf Breeze Sports Association cheerleading team members, Rachelle Balencie, Shannon Bentley, Mary Endfinger, Kim Heath, B.J. Hubbard, Amy Mikul, Eve Riera, Lori Roltsch, Sherie Saiter, Lorie Smith, and Tonya Stringfellow and Coach Roxie Zaluski for their outstanding accomplishments and notes with pride the contributions that they have made to team sports and the honor and recognition that they have brought to this state.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to each member of the team and to Coach Zaluski 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 W. D. Childers, SR 1371 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, April 26, 1988: SB 25, SB 384, CS for SB 458, SB 373, CS for SB 334, CS for SB 400, SB 261, SB 265, SB 267, CS for SB 134, SB 182, SB 173, CS for SB 455, SB 329, SB 138, CS for SB 70, CS for SB's 14 and 53, SB 147, SB 160, SB 328, CS for SB 618, SB 595, CS for SB 421, SB 129, CS for SB 472, SB 378, CS for SB 505, SB 214, SB 210, CS for SB 135, CS for SB 393, SB 437, SB 330, CS for SB 395, SB 194, CS for SB 418

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Rules and Calendar submits the following bills to be placed on the Local Bill Calendar for Tuesday, April 26, 1988: SB 491, SB 492, SB 493, SB 514, SB 541, SB 630, SB 631, SB 651, SB 652, SB 670, SB 671, SB 672, SB 867, SB 877, SB 878, SB 1148, SB 1177, SB 1189, SB 1206, SB 1220, SB 1231

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Agriculture recommends the following pass: SB 643, SB 959

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 1016

The Committee on Education recommends the following pass: SB 140, SB 178 with 1 amendment, SB 225, SB 251 with 1 amendment, SB 320 with 1 amendment, SB 778, SB 809

The Committee on Finance, Taxation and Claims recommends the following pass: CS for SB 48, SB 179

The Committee on Natural Resources and Conservation recommends the following pass: SB 827 with 1 amendment

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

The Committee on Agriculture recommends the following pass: SB 801, SB 931, SB 933

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 955

The Committee on Judiciary-Civil recommends the following pass: SB 77

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

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 316, SB 664 with 2 amendments, SB 769, SB 834

The Committee on Education recommends the following pass: SB 203

The Committee on Natural Resources and Conservation recommends the following pass: SB 1039

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

The Committee on Education recommends the following pass: SB 675

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

The Committee on Natural Resources and Conservation recommends the following pass: SB 977 with 1 amendment

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

The Committee on Agriculture recommends the following pass: SB 774, SB 871, SB 912, SB 962 with 2 amendments

The Committee on Economic, Community and Consumer Affairs recommends the following pass: CS for SB 568, SB 599, SB 601

The Committee on Finance, Taxation and Claims recommends the following pass: SB 358, SB 374 with 2 amendments, SB 823

The Committee on Judiciary-Civil recommends the following pass: SB 266, SB 563

The Committee on Natural Resources and Conservation recommends the following pass: SB 543 with 3 amendments, SB 944 with 1 amendment, SB 995

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 803

The Committee on Economic, Community and Consumer Affairs recommends committee substitutes for the following: SB 93, CS for SB 392, SB 757

The Committee on Governmental Operations recommends committee substitutes for the following: CS for SB 19, SB 61, SB 764

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 478, SB 789

The Committee on Judiciary-Civil recommends committee substitutes for the following: SB 398, SB 403

The Committee on Judiciary-Criminal recommends a committee substitute for the following: SB 341

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

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 534

The bill with committee substitute attached was 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 557

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

The Committee on Transportation recommends a committee substitute for the following: SB 526

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

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: Senate Bills 381 and 532

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

The Committee on Transportation recommends a committee substitute for the following: SB 269

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

The Committee on Economic, Community and Consumer Affairs recommends committee substitutes for the following: SB 483, SB 686, SB 773, SB 901, SB 990

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: Senate Bills 33, 197 and 241; SB 375, SB 854

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 484

The Committee on Judiciary-Criminal recommends a committee substitute for the following: SB 299

The Committee on Transportation recommends a committee substitute for the following: Senate Bills 69 and 734

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

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator Langley—

SB 1247—A bill to be entitled An act relating to theft; amending s. 812.014, F.S.; providing that failure to comply with a lease does not constitute theft under certain circumstances; providing exceptions; providing penalties; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Hollingsworth—

SB 1248—A bill to be entitled An act relating to immunity from civil liability; creating s. 768.075, F.S.; providing immunity to the owner or lessee of real property as to injuries or damages sustained by a trespasser; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Ros-Lehtinen—

SB 1249—A bill to be entitled An act relating to drug abuse prevention and control; amending s. 893.13, F.S.; providing mandatory minimum terms of imprisonment for persons who deliver controlled substances to a person under the age of 18 or who use or hire a person under the age of 18 as an agent or employee in the sale or delivery of such a substance or who use such a person to assist in avoiding detection or apprehension for a violation of laws governing controlled substances; prohibiting the supervision or deferral or withholding of sentence; providing exceptions; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 1250—A bill to be entitled An act relating to drug abuse prevention and control; amending s. 893.135, F.S.; reducing the amount of cocaine specified in provisions defining “trafficking in cocaine”; providing a penalty; providing an effective date.

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

By Senator Meek—

SB 1251—A bill to be entitled An act relating to cruelty to animals; creating s. 828.063, F.S.; restricting the euthanasia of certain animals offered for sale by a pet shop; providing a penalty; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Jennings—

SB 1252—A bill to be entitled An act relating to insurance; creating s. 624.4235, F.S.; authorizing the Department of Insurance to collect certain information; providing for future repeal and review of s. 624.4235, F.S.; amending s. 627.0625, F.S.; deleting certain provisions related to excess profits, policyholder distributions, and required filings by commercial casualty property and commercial casualty insurers; amending s. 627.215, F.S.; modifying the methods for calculating and procedures for reporting excess profits for insurance groups writing workers’ compensation and employer’s liability insurance, commercial property insurance, or commercial casualty insurance; amending s. 627.351, F.S.; modifying the requirements and criteria for the property and casualty joint underwriting association; establishing guidelines for property and casualty joint underwriting association insurance coverage; establishing criteria for determining which risks are considered insurable; establishing rate criteria, amending s. 627.3515, F.S.; reestablishing criteria for a board of governors; establishing duties of the board of governors; making provisions retroactive for the purposes of determining certain excess profits accruing on or after a specified date; providing method of determining excess profits if such retroactive application is declared unconstitutional; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Meek—

SB 1253—A bill to be entitled An act relating to public buildings; amending s. 255.05, F.S., revising the amount of a contract for the construction of a public building for which execution of a payment and performance bond may be exempted and reenacting s. 235.32, F.S., relating to educational facilities contracts, to incorporate said amendment in a reference; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Frank—

SCR 1254—A resolution calling for continued legislative interest in organ and tissue donation and support for work and publicity related to that purpose.

—was referred to the Committee on Rules and Calendar.

By Senator D. Childers—

SB 1255—A bill to be entitled An act relating to public food service establishments; amending s. 381.061, F.S.; requiring the Department of Health and Rehabilitative Services to establish training and testing

standards relating to food safety; requiring the department to regulate certain establishments that prepare and serve food and drink to the public; requiring such establishments to obtain a permit from the department; providing for permit fees; providing a penalty; providing an effective date.

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

By Senator Johnson—

SB 1256—A bill to be entitled An act relating to the arts; creating the Florida Endowment for the Arts Program to provide funding for non-profit arts organizations; providing duties of the Secretary of State; creating an advisory council; providing an appropriation; providing for investment of moneys appropriated; providing for matching of funds by private donations; providing an effective date.

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

By Senator Thurman—

SB 1257—A bill to be entitled An act relating to state employee benefits; creating the State Benefits Council; providing for the appointment of members to the council; requiring the council, the Department of Administration, and the State Board of Administration to implement and administer a program to provide benefits to state employees which are not subject to the federal income tax; specifying a procedure to implement the program; creating the Pretax Benefit Trust Fund to fund the administration of the program; authorizing the Governor to establish new positions within the department to administer the program; authorizing the department to request a transfer of moneys to the trust fund pursuant to s. 215.18, F.S.; providing for repayment of the money transferred; providing an effective date.

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

By Senator Jennings—

SB 1258—A bill to be entitled An act relating to civil liability; providing sanctions for frivolous claims and defenses; providing for an award of attorney’s fees in certain civil actions; amending s. 767.04, F.S.; providing for strict liability of dog owners in certain circumstances; providing an exception; providing for liability of dog owners in certain circumstances for damages resulting from negligence; amending s. 768.77, F.S.; providing procedures for itemizing future economic losses; providing for filing of copies of itemized verdicts; amending s. 768.78, F.S.; reducing the threshold for periodic payments; providing for periodic payments in certain circumstances; providing procedures; providing for the use of standard annuity policies; providing a procedure for the award of attorney’s fees; amending s. 768.81, F.S.; providing for modified comparative negligence; increasing the threshold for applicability of joint and several liability; repealing s. 57.105, F.S., relating to the award of an attorney’s fee to the prevailing party in certain civil actions; repealing subsection (1) of section 65, ch. 86-160, Laws of Florida, relating to the future review and repeal of ss. 768.73, 768.78, 768.80, 768.81, F.S.; providing an effective date.

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

By Senator Crenshaw—

SB 1259—A bill to be entitled An act relating to local government financial matters; amending ss. 199.292 and 210.20, F.S.; revising distributions of intangible personal property taxes and cigarette taxes with respect to revenue sharing trust funds; amending s. 218.21, F.S.; revising the calculation of the guaranteed entitlement under municipal revenue sharing for certain local governments; amending s. 218.215, F.S.; creating a Revenue Sharing Reserve Trust Fund for Municipalities and providing for distributions therefrom; repealing s. 218.23(1)(c) and (3), F.S.; removing provisions which impose a local tax effort requirement on local governments participating in revenue sharing and which specify application to local governments participating in the local government half-cent sales tax; amending s. 200.132, F.S.; relating to qualification of municipalities for grants from the Municipal Financial Assistance Trust Fund; revising a reference; amending s. 218.25, F.S.; authorizing bonding of municipal revenue sharing moneys; amending s. 206.605, F.S.; revising authorized uses of the municipal tax on motor fuel; providing an effective date.

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

By Senator Malchon—

SB 1260—A bill to be entitled An act relating to education; amending s. 233.0674, F.S.; modifying policy with respect to biological experiments performed by elementary and secondary students; modifying exemptions; providing penalties; creating s. 240.109, F.S.; providing policy with respect to biological experiments performed by community college, college, and university undergraduates; providing duties of such institutions and of undergraduate instructors; providing for alternative coursework and examinations; providing exemptions; providing penalties; providing an effective date.

—was referred to the Committee on Education.

By Senator Kiser—

SB 1261—A bill to be entitled An act relating to ad valorem taxation; amending s. 197.222, F.S., which allows prepayment of estimated tax by the installment method; revising application requirements and specifying that reapplication is not required under certain circumstances; providing an effective date.

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

By Senator Thurman—

SB 1262—A bill to be entitled An act relating to public health facilities; amending s. 154.01, F.S.; providing additional requirements for funding requests submitted to the Legislature by the Department of Health and Rehabilitative Services for construction or expansion of public health units; providing criteria for releasing appropriated funds; providing an effective date.

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

By Senator Hill—

SB 1263—A bill to be entitled An act relating to minors who commit criminal acts; amending s. 39.12, F.S.; prescribing authority of law enforcement agencies to release records of certain minors charged with felonies; providing for public access to certain records and proceedings; providing an effective date.

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

By Senator Gordon—

SB 1264—A bill to be entitled An act relating to discrimination against persons in admission to private clubs; prohibiting certain clubs from discriminating against an individual on evaluating an application for club membership because of race, color, religion, sex, national origin, or handicap; specifies a procedure for enforcement of the prohibition by the Commission on Human Relations; authorizes a person to seek injunctive relief for alleged discriminatory practices of such a club, under certain circumstances; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 1265—A bill to be entitled An act relating to minors; providing for the appointment of a guardian of the property and a guardian ad litem to represent minor plaintiffs in certain situations; providing an effective date.

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

By Senator Langley—

SB 1266—A bill to be entitled An act relating to the labeling of alcoholic beverage containers; creating s. 562.161, F.S.; prohibiting the selling or distributing of an alcoholic beverage in a sealed container without a health warning; providing penalties; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Dudley—

SB 1267—A bill to be entitled An act relating to accessibility by handicapped persons; amending s. 553.48, F.S.; providing accessibility features required of new buildings and certain buildings being altered or

having a change in use; providing for the application of the section; providing for compliance with certain standards; providing definitions; providing specific requirements with respect to accessibility; providing exemptions; providing for compliance by certain public food service establishments and establishments licensed under the Beverage Law; providing requirements with respect to public assembly occupancies; providing requirements with respect to certain residential structures; providing for automobile parking space requirements; providing an effective date.

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

SR 1268 was introduced out of order and adopted April 19.

SR 1269 was introduced out of order and adopted April 19.

By Senator Thurman—

SB 1270—A bill to be entitled An act relating to the beverage law; amending s. 561.20, F.S.; providing an exemption to the limitation upon special alcoholic beverage licenses to permit the issuance of a license to certain chartered or incorporated clubs; providing an effective date.

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

By Senator Grizzle—

SB 1271—A bill to be entitled An act relating to environmental regulation; providing for application to the Department of Environmental Regulation to determine whether, according to department records, a site is in compliance with environmental regulations or is contaminated by pollutants; requiring the department to issue certification regarding its determination; requiring the department to adopt rules relating to record investigations and certifications; authorizing the department to charge a fee for record investigations; providing an appropriation to the department from the Permit Fee Trust Fund; authorizing the department to establish certain additional positions; providing an effective date.

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

By Senator Plummer—

SB 1272—A bill to be entitled An act relating to legislative expenses; providing that legislators shall annually submit an accounting of certain expenditures to the Joint Legislative Management Committee; providing a civil penalty; providing an effective date.

—was referred to the Committees on Governmental Operations; Appropriations; and Rules and Calendar.

By Senator Lehtinen—

SB 1273—A bill to be entitled An act relating to electrical and alarm system contracting; providing that certain persons may be certified as alarm system contractors without further examination; providing an effective date.

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

By Senator Woodson—

SB 1274—A bill to be entitled An act relating to mental health; amending s. 394.459, F.S., relating to rights of patients; requiring certain notice of an admission to a mental health treatment facility involving involuntary placement; providing for notice of a voluntary admission in case of emergency only; providing an effective date.

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

By Senator Gordon—

SB 1275—A bill to be entitled An act relating to community colleges; amending s. 240.363, F.S.; authorizing the transfer of private contributions to a community college's direct-support organization; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 1276—A bill to be entitled An act relating to the Adult Congregate Living Facilities Act; amending s. 400.407, F.S.; providing that it is unlawful for certain persons to knowingly refer a client to an unlicensed facility; providing a penalty; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 1277—A bill to be entitled An act relating to jurors; amending s. 40.01, F.S.; authorizing lists of licensed drivers and volunteers to be used for the selection of jurors in addition to registered electors; amending s. 322.20, F.S.; providing that the Department of Highway Safety and Motor Vehicles shall furnish to the courts, for jury selection purposes, lists of licensed drivers; amending s. 905.37, F.S.; providing that statewide grand jurors be selected from the same juror pool as countywide jurors; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Ros-Lehtinen—

SB 1278—A bill to be entitled An act relating to medical practice; amending s. 458.311, F.S., providing requirements for licensure by examination of physicians exiled from Nicaragua; providing an effective date.

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

By Senator Grizzle—

SB 1279—A bill to be entitled An act relating to pari-mutuel wagering; providing legislative intent; authorizing the Division of Pari-mutuel Wagering to allow certain quarter horse racing permitholders to conduct thoroughbred horse racing in counties where two or more quarter horse racing permits have been issued and no other pari-mutuel operations are presently authorized; authorizing the Florida Pari-mutuel Commission to conduct a public hearing on competing applications for such thoroughbred horse racing permits; providing factors for consideration by the commission; providing that such thoroughbred horse racing shall be governed by chapter 550, F.S., except as otherwise provided, including, but not limited to, exceptions pertaining to distance requirements, capital improvements, and new construction and capital improvement debt; determining that all facilities to be constructed by thoroughbred horse racing permitholders are developments of regional impact; requiring at least 20 percent of all live races to be restricted to quarter horse racing; providing severability; providing an effective date.

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

By Senator McPherson—

SB 1280—A bill to be entitled An act relating to pari-mutuel wagering; creating s. 550.155, F.S.; authorizing pari-mutuel permittees to take wagers at a certain number of locations; providing for agreements between permitholders; providing for the applicability of the chapter; providing an exemption from the operation of a provision of the chapter; providing an effective date.

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

By Senator Stuart—

SB 1281—A bill to be entitled An act relating to obscenity; creates the "Child Protection and Obscenity Enforcement Act of 1988"; creating s. 847.0145, F.S.; prohibiting the selling or buying of minors for engagement in certain sexually explicit activities; providing penalties; creating s. 847.0146, F.S.; providing recordkeeping requirements with respect to certain books, magazines, periodicals, film, videotapes, or other matters of an obscene nature; creating s. 847.0147, F.S.; prohibiting obscene telephone services; providing a penalty; amending s. 847.201, F.S.; prohibiting obscene programming on cable television; providing a penalty; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Stuart—

SB 1282—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.008, F.S.; authorizing counties to adopt ordinances to provide fines for violations of state uniform traffic control laws; providing a limitation on such fines; providing for disposition; providing an effective date.

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

By Senator Johnson—

SB 1283—A bill to be entitled An act relating to district school board financial accounts; amending s. 237.211, F.S.; providing for replenishment of accounts under self-insurance programs by specified means; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Grizzle—

SB 1284—A bill to be entitled An act relating to quarter horse racing; amending s. 550.33, F.S.; requiring all applications for quarter horse racing permits filed after the effective date of this act to be filed with the Florida Pari-mutuel Commission; authorizing the Florida Pari-mutuel Commission to recommend to the Legislature additional quarter horse racing permits based on relevant factors for consideration; providing procedures and requirements; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Kirkpatrick—

SB 1285—A bill to be entitled An act relating to education; creating s. 231.66, F.S.; providing fee exempt postsecondary credit hours for certain instructional personnel; providing for transfer, retention, and forfeiture of such hours; providing certification and notification requirements; providing for rulemaking; amending s. 240.235, F.S.; providing fee exempt status for university students enrolled through an instructional personnel fee exemption; amending s. 240.35, F.S.; providing fee exempt status for community college students enrolled through an instructional personnel fee exemption; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Langley—

SB 1286—A bill to be entitled An act relating to taxation; amending s. 166.231, F.S.; exempting purchases by a church for church school purposes from the municipal public service tax; amending s. 203.01, F.S.; exempting gross receipts derived from religious institutions, church schools, or church school buildings from the gross receipts tax; amending s. 203.012, F.S.; correcting a reference; amending s. 212.08, F.S.; including church schools and church school buildings within the meaning of "religious institutions" for purposes of exemption from tax on sales, use, and other transactions; providing an effective date.

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

By Senator Lehtinen—

SB 1287—A bill to be entitled An act relating to local government code enforcement; amending s. 162.06, F.S.; providing enforcement procedures for repeat violations; amending s. 162.09, F.S.; revising provisions which authorize imposition of fines for violations; increasing maximum fines; providing an effective date.

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

By Senator Deratany—

SB 1288—A bill to be entitled An act relating to elderly homeowners; directing the Department of Community Affairs to conduct a study of the impact of escalating tax assessments on homestead residences of elderly homeowners; directing the department to prepare a brochure explaining the Homestead Property Tax Deferral Act; providing an effective date.

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

By Senator Beard—

SB 1289—A bill to be entitled An act relating to all-terrain vehicles; providing legislative findings; providing definitions; requiring helmets and eye protection; prohibiting passengers; providing for reports; providing a penalty; providing an effective date.

—was referred to the Committee on Transportation.

SR 1290 was introduced out of order and adopted April 19.

By Senator Hollingsworth—

SR 1291—A resolution commending the Leon Lions Soccer Team for its perfect 1987-1988 soccer season.

—was referred to the Committee on Rules and Calendar.

By Senator Meek—

SB 1292—A bill to be entitled An act relating to teenage pregnancy; creating s. 154.0105, F.S.; providing for case management for pregnant and parenting teenagers; providing for contents and implementation of a plan for services; authorizing contracts through county health departments; providing duties of contracting entity; providing duties of the Department of Health and Rehabilitative Services; amending s. 230.2316, F.S.; redefining "teenage parent programs"; providing additional program criteria; providing for funding and interagency cooperation and recommendations for child care services for teenage parents; amending s. 232.01, F.S.; modifying an exception to compulsory school attendance requirements; providing for attendance at alternative or adult education programs; amending s. 232.06, F.S.; modifying the child care exemption from compulsory school attendance requirements; amending s. 409.029, F.S.; providing for case management for certain pregnant and parenting teenagers under the Florida Employment Opportunity Act; providing for program monitoring and reports; providing for a media campaign; providing an effective date.

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

By Senator Thurman—

SB 1293—A bill to be entitled An act relating to certificates of title; providing definitions; providing that an owner of certain equipment not designed or used for the transportation of persons or property may apply to the Department of Highway Safety and Motor Vehicles for a certificate of title to such equipment; providing that an interest in such equipment is not prejudiced if received without knowledge of a certificate of title; providing that such certificate of title does not bar perfection of a security interest or lien; providing an effective date.

—was referred to the Committees on Transportation and Agriculture.

By Senator Johnson—

SB 1294—A bill to be entitled An act relating to juvenile offenders; amending s. 39.03, F.S.; requiring notification of school board of arrest of juvenile who is a student under certain circumstances; providing an effective date.

—was referred to the Committee on Education.

By Senator Gordon—

SB 1295—A bill to be entitled An act relating to education; amending ss. 228.041 and 230.23, F.S., to include academically talented and talented students within the definition of "exceptional student"; providing certification, placement, evaluation, and prescription procedures for such students; amending s. 236.081, F.S., to provide for an academically talented and talented program in the Florida Education Finance Program; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Hollingsworth—

SB 1296—A bill to be entitled An act relating to home health services; amending s. 400.462, F.S., exempting home dialysis services, supplies, and equipment from the definition of "home health services"; providing an effective date.

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

By Senator Girardeau—

SB 1297—A bill to be entitled An act relating to advertising; creating s. 559.93, F.S.; requiring advertisements of foreign products to disclose the place of origin or production; providing definitions; providing civil and criminal penalties; providing rulemaking authority to the Department of Business Regulation; providing for injunctive relief; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Lehtinen—

SB 1298—A bill to be entitled An act relating to fire prevention and control; amending s. 633.175, F.S.; providing that law enforcement officers shall have the authority to obtain fire loss information without prior approval of the Division of State Fire Marshal; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Johnson—

SB 1299—A bill to be entitled An act relating to uniform traffic control; amending s. 316.193, F.S.; requiring impoundment of vehicles operated in violation of driving under the influence provisions; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator W. D. Childers—

SB 1300—A bill to be entitled An act relating to honey certification and honeybees; creating s. 372.745, F.S., and amending s. 586.14, F.S.; providing for compensation by the Game and Fresh Water Fish Commission to owners of honeybees or beekeeping equipment damaged or destroyed by black bears; providing limitations; providing an effective date.

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

By Senator Thurman—

SB 1301—A bill to be entitled An act relating to crimes against certain persons; amending s. 784.07, F.S.; providing enhanced penalties for assault or battery of employees and agents of the Department of Corrections; amending s. 843.01, F.S.; providing penalties for resisting state correctional officers with violence; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Hollingsworth—

SB 1302—A bill to be entitled An act relating to nursing; amending s. 464.022, F.S.; exempting technicians who assist in the furnishing of hemodialysis in a patient's home from the Nursing Practices Act; providing an effective date.

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

By Senator Jenne—

SB 1303—A bill to be entitled An act relating to the Evidence Code; creating s. 90.616, F.S.; providing for the exclusion of witnesses at trial during the taking of testimony of other witnesses with specified exceptions; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Grizzle—

SB 1304—A bill to be entitled An act relating to job training; providing legislative intent and findings; creating the Mini Cabinet Job Training Committee; providing purposes; providing membership; providing duties; providing for administration; requiring a report to the Governor and Legislature; providing for expiration of the committee; providing for state agency funding; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce; Education; Rules and Calendar; and Appropriations.

By Senator Ros-Lehtinen—

SB 1305—A bill to be entitled An act relating to Medicaid; amending s. 409.266, F.S.; providing that nursing home care provided pursuant to state medical assistance statutes shall include payment for laundry services; providing an effective date.

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

By Senator Girardeau—

SB 1306—A bill to be entitled An act relating to the Weatherization Assistance Program; providing an appropriation to the Department of Community Affairs to fund the program; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 1307—A bill to be entitled An act relating to the Adult Congregate Living Facilities Act; amending s. 400.426, F.S.; providing that the owner or administrator of a facility shall not admit certain persons to or permit certain persons to reside in the facility; providing an effective date.

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

By Senator Brown—

SB 1308—A bill to be entitled An act relating to coastal construction and excavation; amending s. 161.053, F.S.; requiring the Department of Natural Resources to disregard the potential impact upon the beach-dune system of alteration, excavation, or construction on certain coastal property in determining if it will issue a permit for such alteration, excavation, or construction; providing an effective date.

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

By Senator Deratany—

SB 1309—A bill to be entitled An act relating to taxation; amending s. 212.06, F.S.; prescribing the method of calculating the taxable cost of personal property manufactured by a person for his own use; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 1310—A bill to be entitled An act relating to jury service; amending s. 40.013, F.S.; expanding the category for excuse from jury service for any expectant mother and any parent who is not employed full time; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Girardeau—

SB 1311—A bill to be entitled An act relating to the procurement of commodities; creating s. 287.0825, F.S.; providing for preference by the state for goods manufactured in the United States in any competitive bid process; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Johnson—

SB 1312—A bill to be entitled An act relating to occupational licenses; creating s. 205.0531, F.S.; authorizing certain operators of coin-operated vending and amusement and game machines to obtain a statewide master license from the Department of Business Regulation in lieu of a local occupational license; providing for fees and for disposition thereof; creating a trust fund; providing for delinquency penalties; requiring identification stickers for such machines; restricting statewide master license transfers; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 1313—A bill to be entitled An act relating to utility services; amending s. 180.135, F.S.; prohibiting a municipality from taking legal action to recover utility charges under certain circumstances; prohibiting the waiver of rights under the section by contract; providing an effective date.

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

By Senator Margolis—

SB 1314—A bill to be entitled An act relating to education; amending s. 232.0225, F.S.; revising requirements for excused public school absences for religious instruction; providing for excused public school absences for observance of religious holidays; providing for district school board rules; creating s. 240.134, F.S.; requiring state university, community college, and vocational education school policies relating to religious observance by students; providing requirements; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Ros-Lehtinen—

SB 1315—A bill to be entitled An act relating to ad valorem taxation; amending ss. 192.001 and 196.181, F.S.; revising the definition of "household goods" with respect to the exemption applicable thereto; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 1316—A bill to be entitled An act relating to consumer protection; amending s. 501.012, F.S., revising language with respect to a provision for cancellation of a contract for future health studio services; providing criteria which every health studio which sells contracts for health studio services must comply with during any period before opening for business and continuously thereafter; providing an effective date.

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

By Senator Kiser—

SB 1317—A bill to be entitled An act relating to disbursement of state moneys; amending s. 216.331, F.S.; providing that State Treasury moneys may be payable to lawful assigns of ultimate beneficiaries; providing an effective date.

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

By Senator Stuart—

SB 1318—A bill to be entitled An act relating to banking; creating the International Banking and Trade Study Commission; providing for appointment of members; providing for reimbursement of expenses; providing for termination of the commission; providing for administrative support of the Department of Banking and Finance; providing duties of the commission; requiring reports to the Governor and Legislature; providing an effective date.

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

By Senators Margolis, Grant, Stuart, Johnson and Brown—

SB 1319—A bill to be entitled An act relating to ad valorem taxation; authorizing the governing body of each municipality to create special service taxing units within any part of its incorporated area; specifying the governing body of the municipality as the governing body of each special service taxing unit it creates; authorizing the governing body of a municipality to provide specified services and improvements within each taxing unit; authorizing each municipality to levy an ad valorem tax within each of its taxing units to fund services provided within the units; authorizing the governing body of each municipality to use revenue derived from the ad valorem tax levied within a taxing unit to secure loans, bonds, and revenue certificates to finance services and improvements within that taxing unit; specifying the authority of the governing body of an independent

district or a community development district within a municipality; providing a contingent effective date.

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

By Senator Jenne—

SB 1320—A bill to be entitled An act relating to witnesses, records, and documents; creating s. 92.60, F.S.; providing for admission into evidence of foreign records of regularly conducted business activity, or a copy thereof, and for foreign certification, as an exception to the hearsay rule in criminal proceedings; providing definitions; providing procedure; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Hollingsworth—

SB 1321—A bill to be entitled An act relating to district school board direct-support organizations; amending s. 237.40, F.S.; revising the qualifications for such organizations; providing an effective date.

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

By Senator Kiser—

SB 1322—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.021, F.S.; revising penalties with respect to administration rules governing saltwater fisheries; deleting language with respect to the admissibility of rules; amending s. 370.026, F.S.; providing that all persons employed by the Marine Fisheries Commission are exempt from the Career Service System; amending s. 370.027, F.S.; revising language with respect to the rulemaking authority of the commission; providing gear requirements; amending s. 370.25, F.S.; creating an artificial reef program within the Department of Natural Resources; creating the Marine Mining Act; creating the Florida Ocean and Coastal Law Policy Program; creating the Marine Resource Council; providing powers and duties; providing appropriations; providing for review and repeal; providing effective dates.

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

By Senator Girardeau—

SB 1323—A bill to be entitled An act relating to water and sewer systems; amending s. 367.171, F.S., exempting Duval County from the provisions of chapter 367, F.S.; directing the Consolidated Government of the City of Jacksonville to establish a board to regulate private water and sewer systems; providing effective dates.

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

By Senator W. D. Childers—

SB 1324—A bill to be entitled An act relating to fire prevention and control; amending s. 633.021, F.S.; defining the term "special firesafety inspector"; amending s. 633.081, F.S.; providing training requirements for special firesafety inspectors; providing for certification; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator D. Childers—

SB 1325—A bill to be entitled An act relating to beverage containers; providing legislative purpose; providing definitions; requiring a refund value on beverage containers; requiring certain persons to accept containers for refund; prescribing duties of vending machine operators and food vendors; providing for redemption centers and redemption services; prohibiting the use of certain containers; requiring certain marks to be placed on containers; providing rulemaking authority; providing for enforcement; providing penalties; providing severability; providing an effective date.

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

By Senator Jennings—

SB 1326—A bill to be entitled An act relating to the Beverage Law; amending s. 561.14, F.S.; defining the term exporter; providing for an exporter license classification; amending s. 561.19, F.S.; providing additional criteria with respect to license issuance; amending s. 561.29, F.S.; providing additional grounds for revocation or suspension of license; amending s. 561.351, F.S.; including reference to exporters with respect to general license requirements; amending ss. 561.50 and 561.55, F.S.; including reference to exporters with respect to tax payments and reports; amending s. 561.57, F.S.; revising language with respect to deliveries by licensees; amending s. 562.07, F.S.; providing exceptions to the prohibition in the transportation of alcoholic beverages; amending s. 565.03, F.S.; providing for exporter license fees; providing an effective date.

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

By Senator Deratany—

SB 1327—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.05, F.S.; exempting from such taxes certain transactions between members of affiliated groups of corporations; providing an effective date.

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

By Senator Meek—

SB 1328—A bill to be entitled An act relating to weapons and firearms; amending s. 790.06, F.S., relating to license to carry a concealed weapon or firearm; increasing the penalty for failure to possess or display said license; providing responsibility of certain law enforcement personnel who carry a concealed firearm or weapon while off duty and without official authorization; prohibiting carrying a concealed weapon or firearm into any airport; providing penalties for carrying a concealed weapon or firearm into described prohibited places; amending s. 790.25, F.S., to conform; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Hollingsworth—

SB 1329—A bill to be entitled An act relating to juvenile offenders; amending s. 39.04, F.S.; providing for stays of information regarding specified juvenile offenders placed in boot camp basic training programs; creating s. 39.113, F.S.; requiring the Department of Corrections to operate an intensive juvenile boot camp basic training program and providing program components, including aftercare; providing rulemaking authority; providing for recordkeeping and requiring an outcome evaluation study; providing for removal from the program; authorizing contracts with private companies; providing an effective date.

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

By Senator Gordon—

SB 1330—A bill to be entitled An act relating to motor vehicle license taxes; creating s. 320.0802, F.S.; imposing an additional license tax on certain motor vehicles; providing for the use of such revenues; amending s. 321.09, F.S.; creating the Florida Highway Patrol Trust Fund; providing for the funding of the Florida Highway Patrol out of such fund; providing an effective date.

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

By Senators Margolis, Grant, Stuart, Johnson and Brown—

SB 1331—A bill to be entitled An act relating to infrastructure funding and impact fees; amending s. 212.055, F.S.; authorizing a county governing body to enact the local government infrastructure sales surtax by specified methods; establishing the amount of the surtax; providing that local school boards must be a party to certain interlocal agreements; specifying uses of revenue; amending s. 218.65, F.S.; increasing the maximum population that a county may have in order to receive an emergency distribution from the Local Government Half-cent Sales Tax Clearing Trust Fund; increasing the per capita limitation on moneys distributed to counties; providing for the annual adjustment for inflation of the per capita limitation; creating s. 206.607, F.S.; providing for a statewide local gov-

ernment tax on motor fuel; specifying the amount of such tax; providing for the uses and the distribution of the tax; providing protection for bonds, or other instruments of indebtedness, backed by taxes levied under ss. 336.021 and 336.025, F.S.; amending s. 206.87, F.S.; providing for a statewide local government tax on special fuel; specifying the amount of, and the procedure for collecting, such tax; amending s. 206.47, F.S.; redefining the term "taxable gallons attributable to each county"; amending s. 206.875, F.S.; applying the administrative provisions of s. 206.607, F.S., to the statewide local government tax on special fuel levied under s. 206.87, F.S.; creating s. 336.027, F.S.; providing that a county may impose a local option public transit gas tax by specified procedures; specifying the amount of the tax; providing for the collection, administration, and distribution of the tax; providing for depositing the proceeds of such tax into the Local Option Public Transit Gas Tax Trust Fund; providing that bonds may be issued pursuant to the State Bond Act pledging the revenues from the tax; providing that eligible governmental entities may use the proceeds of the tax for public transit projects; prohibiting the Department of Transportation from reducing its program allocations in those counties or municipalities which have contributed revenues from the tax for state projects; amending s. 212.235, F.S.; specifying matching grants to local governments from the State Infrastructure Trust Fund to encourage participation in the Local Government Cooperative Assistance Program regarding local improvements to the State Highway System; amending s. 335.20, F.S.; modifying provisions of the Local Government Cooperative Assistance Program; providing that projects must be identified in the locally adopted capital improvements element; increasing the Department of Transportation's initial contribution, expressed as a percentage of the cost of a project; providing for reimbursement by the department of the remaining local contribution; providing an appropriation from the State Infrastructure Fund, including certain money appropriated to the Department of Transportation for the purpose of carrying out the Local Government Cooperative Assistance Program; creating part II of chapter 205, F.S.; creating the "Gap Tax Act"; providing for legislative intent, rate, taxable consideration, and definitions; providing for late payments and for penalties, distribution of proceeds, and expenditure of funds; requiring the Division of Statutory Revision and Indexing of the Florida Statutes pertaining to selective excise taxes; creating part IV of chapter 205, F.S.; creating the "Local Option Interim Proprietary and General Services Fee Act"; providing for legislative intent, authorization for levy and administration of the tax, and expenditure of tax proceeds; providing that the tax applies to governmental leaseholds; amending s. 218.21, F.S.; providing for recalculating certain local governments' guaranteed entitlement under municipal revenue sharing; amending ss. 199.292, 210.20, F.S.; providing for the disposition of intangible personal property taxes and the distribution of cigarette taxes; amending ss. 205.033, 205.043, F.S.; authorizing counties and municipalities to adjust occupational license tax rates and classifications to achieve a more equitable distribution of the tax burden, subject to specified terms and conditions; creating s. 320.0802, F.S.; authorizing a nonrefundable fee on certain motor vehicle registration transactions; specifying the amount of the fee; providing for exemptions, for deposit of the fees into the State Infrastructure Fund, and for use of the proceeds; creating s. 163.3203, F.S.; creating the "Florida Impact Fee Authorization Act"; providing definitions; providing the authority to impose impact fees; providing fee requirements; providing for methodology and ordinance disclosure; providing for the time of assessment and collection of impact fees; providing for compliance; amending s. 163.3202, F.S.; clarifying the application of the concurrency doctrine as specified by law; repealing ss. 336.021, 336.025, F.S., relating to the levy of a local option gas tax; providing for severability; providing an effective date.

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

By Senator Grizzle—

SB 1332—A bill to be entitled An act relating to drivers' licenses; amending s. 322.05, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from issuing an operator's license to a person under the age of 18; providing exceptions; providing an effective date.

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

By Senators Lehtinen and Myers—

SB 1333—A bill to be entitled An act relating to community colleges; amending s. 240.345, F.S.; authorizing community college boards of trust-

ees to levy an ad valorem tax for capital outlay purposes; requiring referendum approval; providing limitations; amending s. 240.3031, F.S.; specifying the counties served by state community colleges; providing an effective date.

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

By Senator Kiser—

SB 1334—A bill to be entitled An act relating to guardians; requiring a clerk of the circuit court, upon the request of the chief judge of the judicial circuit, to assess a fee against each individual who applies for appointment as a guardian in that county and against each individual who is then serving as guardian in that county, to be used for the purpose of conducting background checks on such individuals to determine their qualifications to serve as guardians; providing that the amount of the fee may not exceed the cost of completing felony criminal record checks; providing for deposit of the fees by the board of county commissioners in a special trust fund; providing for disbursement of moneys from the trust fund; providing for payment of the costs of administering the trust fund; providing an effective date.

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

By Senator Brown—

SB 1335—A bill to be entitled An act relating to the City of Ormond Beach and Flagler County; authorizing the city to extend and enlarge its corporate limits to include unincorporated real property in Flagler County; 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.

By Senator Langley—

SB 1336—A bill to be entitled An act relating to rural water and sewer services; creating the "Rural Water and Sewer District Act"; providing definitions; allowing counties to exercise certain powers with respect to rural water or sewer districts, including, but not limited to, fixing and collecting rates, fees, and other charges; providing for district governing boards; prescribing board membership, in general, and in specified counties; allowing reimbursement for specified expenses; providing powers of the governing board; providing standards for and prerequisites to the construction of water supply systems, water system improvements, sewage disposal systems, and sewer improvements; allowing the district governing board to issue water revenue bonds and sewer revenue bonds; specifying restrictions and limitations upon such bonds; prohibiting pledging the full faith and credit of the county to paying off such bonds; providing for a resolution which authorizes the issuance of the bonds and places additional restrictions and limitations upon the bond issue; providing for a referendum if constitutionally required; allowing bonds to be issued for combined water and sewer systems; providing bidding procedures; prescribing notice requirements, and requiring surety; providing for charging and collecting rates, fees, and charges, after notice is given and a public hearing is held; requiring the clerk of the circuit court to keep a rate schedule on file for public inspection; providing for the collection of rates, fees, and charges and for penalties for delinquent payment; providing guidelines for the application of revenues from such systems; requiring the district governing board to make an annual report, which must be open to public inspection; requiring certain moneys to be held as trust funds; providing bondholders' remedies; authorizing the district governing board to provide for refunding bonds; restricting the jurisdiction of district governing boards over private water supply or waste disposal systems; stating that this act is an alternative to, not a substitute for, existing methods of accomplishing like purposes; providing an effective date.

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

By Senator Thomas—

SB 1337—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515, F.S.; including state employees who provide care or treatment to patients in a forensic unit of a state hospital within the Special Risk Class of the system; providing an effective date.

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

By Senator Beard—

SB 1338—A bill to be entitled An act relating to bail bonds; amending s. 627.758, F.S.; increasing the maximum amount of a guaranteed traffic arrest bond certificate that an automobile club or association may issue or that a surety insurer may insure; amending s. 903.36, F.S.; increasing the maximum amount of such a guaranteed traffic arrest bond certificate that is accepted as bail for certain traffic violations; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Peterson—

SB 1339—A bill to be entitled An act relating to postsecondary education; amending ss. 121.40, 240.241, 240.505, 240.507, 240.511, 240.532, 373.4595, 388.43, 388.46, 487.041, 487.0615, 487.155, 570.23, 570.60, 576.091, 578.27, 586.161, 599.002, 604.006, 616.21, 616.252, F.S.; requiring the Board of Regents to establish a College of Agriculture at the University of Florida and redesignating the Institute of Food and Agricultural Sciences as such College of Agriculture; providing for funds allocated to the institute to be transferred to the budget of the College of Agriculture; providing for the administration of the College of Agriculture; authorizing each state land-grant university to establish a College of Agriculture; redesignating the Institute of Food and Agricultural Sciences Supplemental Retirement Trust Fund as the Agricultural Sciences Supplemental Retirement Trust Fund; providing for certain retirement benefits to apply to cooperative extension personnel of the College of Agriculture; providing for county extension offices and agricultural experiment stations to be grouped into regions; providing for the administration of county extension offices; providing conforming language; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Hollingsworth—

SB 1340—A bill to be entitled An act relating to establishment of a state home for veterans having wartime service; providing a short title; providing definitions, including a definition for the term "wartime service"; establishing the Veterans' Home of Florida and specifying its purpose; authorizing the Director of the Division of Veterans' Affairs of the Department of Administration to adopt rules governing the home; providing for the superintendent and the personnel of the home; providing for the administration of the home; providing for enforcement of rules, including dismissal of members from the home; prescribing bond requirements for the superintendent and certain employees; providing eligibility for admission to the home; requiring member contributions under certain circumstances; providing for compensation of members for assistance in caring for the home and its grounds; specifying persons who are ineligible for admission to or retention in the home; requiring a health record for each member of the home and a general register of the members of the home to be maintained; providing for disposition of moneys received by the home and of the proceeds of unclaimed checks drawn on trust funds kept by the home; providing for handling of moneys deposited by members of the home; providing for disposition of unclaimed moneys and of interest earned on moneys deposited; providing for disposition of moneys and other personal property of a member on the member's death or departure; authorizing monthly service charges for holding unclaimed personal property; authorizing the home to accept gifts, grants, and endowments and providing for the use thereof; providing for reports to the Governor and the Legislature; providing for audit and inspection of the home and its records; prescribing standards for operation of the home; providing an effective date.

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

By Senator Thomas—

SR 1341—A resolution commending the Graceville High School Basketball Team for its 1988 basketball season.

—was referred to the Committee on Rules and Calendar.

By Senator Deratany—

SB 1342—A bill to be entitled An act relating to educational finance; amending ss. 236.25 and 200.065, F.S.; authorizing district school boards to utilize proceeds from the discretionary capital outlay millage to comply with state and federal environmental statutes and regulations; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Hair—

SB 1343—A bill to be entitled An act relating to retirement; amending s. 112.363, F.S.; revising the effective date of contribution rate increases with respect to the retiree health insurance subsidy; amending s. 121.031, F.S.; repealing language requiring benefit increases to be amortized over a 15-year period; amending s. 121.052, F.S.; revising contribution rates applicable to members of the Elected State Officers' Class; providing a contribution rate for the Retiree Health Insurance Subsidy; amending s. 121.055, F.S.; revising the contribution rate applicable to members of the Senior Management Service Class; providing a contribution rate for the retiree health insurance subsidy; amending s. 121.071, F.S.; revising contribution rates applicable to members of the Regular Class, Special Risk Class, and Special Risk Administrative Support Class; providing a contribution rate for the retiree health insurance subsidy; amending s. 121.40, F.S.; revising the contribution rate applicable to Institute of Food and Agricultural Science Supplemental Retirement Act; specifying intent with respect to the contribution rates specified in this act; providing an effective date.

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

By Senator Grant—

SR 1344—A resolution in memory of Ralph A. Marsicano.

—was referred to the Committee on Rules and Calendar.

SB 1345 was introduced out of order and passed April 19.

By Senator Margolis—

SB 1346—A bill to be entitled An act relating to worksite safety around high-voltage overhead lines; providing definitions; providing requirements, restrictions, and prohibitions; requiring the posting of warning signs and other safety measures; providing safety restrictions with respect to activity near overhead lines; providing for clearance arrangements; providing a procedure; providing for payment for necessary arrangements with respect to lines; providing penalties for violation of the act; providing for damages; providing exemptions; providing an effective date.

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

By Senator Vogt—

SR 1347—A resolution designating May 1, 1988 as Sun Day.

—was referred to the Committee on Rules and Calendar.

By Senator Thurman—

SB 1348—A bill to be entitled An act relating to viticulture; creating s. 599.012, F.S.; establishing, for a limited period, the Viticulture Trust Fund within the Department of Agriculture and Consumer Services; specifying the uses of the moneys in the trust fund; providing a continuing appropriation of the moneys in the trust fund to the department for the specified uses; amending ss. 561.12, 564.06, F.S.; providing for deposit, into the Viticulture Trust Fund during a limited period, of a specified percentage of the revenues collected from the excise taxes imposed under s. 564.06, F.S., on wines produced by Florida manufacturers; providing an effective date.

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

By Senator Brown—

SB 1349—A bill to be entitled An act relating to public access to beaches; providing legislative intent; providing for interpretation; providing definitions; prohibiting local governments from excluding nonresidents or other classes of users from public beaches; prohibiting persons from interfering with the use of a public beach by the public; providing penalties; providing procedures for filing an action in court to prevent interference with public use of a beach; providing for attorney's fees and costs in such action; providing a rebuttable presumption in the establishment of a public easement to a beach; providing that record title is not prima facie evidence of a property owner's right to prevent public use of a beach; providing for declaratory judgements; requiring certain disclosures be made in any conveyance of certain beach property; requiring local governments to identify certain beach areas and beach access points

on land use and inventory maps; requiring local governments to identify such access points with signs; requiring local governments to give notice to the Department of Natural Resources prior to conveying or vacating a beach access area; requiring the Board of Trustees of the Internal Improvement Trust Fund to consider state acquisition of such lands; requiring local governments to provide the board of trustees with the location of certain beach access areas; amending s. 125.0104, F.S.; authorizing the use of tourist development tax revenues to finance the acquisition of public beach access sites and beach access facilities; requiring beach access areas for handicapped persons be established in specified areas; amending s. 161.101, F.S.; authorizing the use of funds from the Beach Management Trust Fund to construct beach access facilities for handicapped persons and acquire parking areas for beach access; prohibiting the allocation of trust fund moneys for certain projects in areas where a local government is acting to deny or restrict access to a public beach; amending s. 161.161, F.S.; providing additional criteria for the Division of Beaches and Shores of the department to consider in recommending beach restoration and renourishment projects; amending s. 193.501, F.S.; providing for the conveyance to the state and the assessment of certain beach access easements; amending s. 212.235, F.S.; authorizing the use of the State Infrastructure Fund to finance beach access projects; amending s. 259.035, F.S.; prohibiting state acquisition of parking areas or lands adjacent to a public beach in areas where a local government is acting to deny or restrict access to a public beach; amending s. 375.021, F.S.; requiring the department to address beach access for handicapped persons in the comprehensive multipurpose outdoor recreation and conservation plan for the state; amending s. 375.251, F.S.; providing a limitation on liability for persons who make certain beach access areas available to the public; providing an effective date.

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

By Senator Woodson—

SB 1350—A bill to be entitled An act relating to the family; creating the Task Force on the Future of the Florida Family; providing for composition of the task force; prescribing duties of the task force to include, among other things, conducting a study on the current and projected status of the Florida family and submitting a report on the findings of such study to the Legislature; authorizing the task force to appoint individuals to act in an advisory capacity to the task force on family-related issues; authorizing the task force to obtain clerical and staff assistance from the Office of the Governor, or an executive agency; authorizing the task force to accept gifts, grants, and funds; providing an appropriation from the General Revenue Fund; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Governmental Operations; Rules and Calendar; and Appropriations.

By Senator Dudley—

SB 1351—A bill to be entitled An act relating to local occupational license taxes; amending s. 205.033, F.S.; extending to all counties the authority to levy an additional occupational license tax for implementation of a comprehensive economic development strategy; providing an effective date.

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

By Senator Myers—

SB 1352—A bill to be entitled An act relating to provision of health care to indigent persons; amending s. 154.302, F.S.; revising the legislative intent concerning the payment of such health care costs; amending s. 154.304, F.S.; for purposes of part IV, ch. 154, F.S., providing a definition pertaining to the Hospital Cost Containment Board, revising the definition of the term "certified indigent patient," revising the definition of the term "regional referral hospital," and providing a definition of the term "charity care obligation"; specifying the amount a county must reimburse a hospital for such charity care, under certain circumstances; amending s. 154.306, F.S.; revising a limit on the number of days that a county must pay for the hospitalization of an indigent person; providing that a county is not required to pay for such hospitalization, under certain circumstances; specifying a limitation on the amount a county must pay for such hospitalization; amending s. 154.308, F.S.; revising the period of time by which a patient must be certified as indigent in order to have his health care costs paid by the county of which he is a resident; deleting a provi-

sion authorizing the director of a full-time health unit to make such certification; requiring the department to adopt rules governing part IV, ch. 159, F.S.; providing for the creation of a work group to develop revised rules; requiring the Department of Health and Rehabilitative Services to adopt revised rules by a specified date; amending s. 154.312, F.S.; providing that the Hospital Cost Containment Board and the department are subject to a provision requiring dispute resolution pursuant to ch. 120, F.S.; amending s. 154.314, F.S.; revising the period of time by which a county must pay the health care costs of certain indigent persons; providing an effective date.

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

By Senator Dudley—

SB 1353—A bill to be entitled An act relating to beach and shore preservation; amending s. 161.053, F.S.; authorizing the Department of Natural Resources to enter into certain agreements regulating development activities landward of a coastal construction control line; providing restrictions; providing an effective date.

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

By Senator Myers—

SB 1354—A bill to be entitled An act relating to radiologic technologists; amending s. 468.301, F.S.; providing a definition of "basic X-ray machine operator--podiatry"; amending s. 468.302, F.S.; providing for limited use of the title "basic X-ray machine operator--podiatry"; deleting obsolete language; limiting the practice of a basic X-ray machine operator--podiatry; amending s. 468.303, F.S.; providing additional rulemaking authority, relating to fees; amending s. 468.304, F.S.; increasing the fee for examination for certification; providing qualifications for examination of an applicant for a basic X-ray machine operator--podiatry certificate; making technical changes; amending s. 468.305, F.S.; providing fees for educational programs; amending s. 468.306, F.S.; increasing the fee for subsequent examinations; amending s. 468.307, F.S.; providing for the issuance of a temporary certificate; amending s. 468.309, F.S., increasing the fee for certificate renewal; amending s. 468.3101, F.S.; expanding a ground for disciplinary action; repealing s. 468.3035, F.S., relating to contracts between the Department of Health and Rehabilitative Services and the Department of Professional Regulation for certain services; repealing s. 468.308, F.S., relating to certification based on prior experience or training; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; and Economic, Community and Consumer Affairs.

By Senator Woodson—

SB 1355—A bill to be entitled An act relating to foster care; amending s. 39.41, F.S.; providing for court approval of independent living arrangements for certain foster children; providing conditions; amending s. 39.442, F.S.; correcting cross-reference; amending s. 39.452, F.S.; clarifying time frames for preparation and submission of permanent placement plans; delineating persons to receive a copy of the permanent placement plan; specifying possible outcome of plans; requiring court review of such plans; specifying elements of review; requiring appointment of guardian ad litem under certain circumstances; providing for amendment to the plan; providing for parental request for court review; amending s. 39.469, F.S.; providing conforming language; amending ss. 230.645, 240.235, and 240.35, F.S.; exempting students in certain foster care programs from student fees, under certain circumstances; 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. 409.165, F.S.; requiring the Department of Health and Rehabilitative Services to establish an independent living program to provide for the placement of a child in an independent living situation under certain conditions; authorizing use of state foster care funds for establishment of such independent living program; providing requirements for independent living arrangements; amending s. 409.175, F.S.; requiring training of foster parents as a condition of licensure; providing an effective date.

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

By Senator Hair—

SB 1356—A bill to be entitled An act relating to banking; amending s. 660.33, F.S.; prescribing procedures for an affiliated trust company or an affiliated bank's trust department to be substituted as fiduciary for a predecessor trust service office; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Stuart—

SB 1357—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.051, F.S.; establishing a procedure by which a person who is employed by a city as city manager may elect to not participate in, or to withdraw from participation in, the system; providing that a person who is so employed and who does not make such election is deemed to have elected to participate in, or to continue participation in, the system; providing that such election is irrevocable for so long as the person is employed as city manager of that city; providing an effective date.

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

By Senator Kirkpatrick—

SB 1358—A bill to be entitled An act relating to the practice of barbering; creating s. 476.205, F.S.; providing for establishment of a system for issuance of disciplinary citations to alleged violators of specified violations of ch. 476, F.S.; providing the Board of Barbers with authority to adopt rules designating additional violations that will be subject to the citation procedure and for the establishment of administrative fines applicable to violations subject to the citation procedure; prescribing a maximum fine; providing for the contents and form of the citation; providing for responses that may be taken by the alleged violator to the citation; providing for the procedures that may be taken by the Department of Professional Regulation with respect to a response or failure to respond; providing for issuance of final orders; requiring payment of an administrative fine so imposed within a specified time; providing for suspension of license if the fine is not timely paid; providing for institution of a civil suit to collect an unpaid fine; providing for attorney's fees, court costs, and costs of investigation; providing an effective date.

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

By Senators Frank and Margolis—

SB 1359—A bill to be entitled An act relating to real estate time-share plans; providing procedures under which the managing entity of a time-share plan may deny the use of accommodations and facilities to any purchaser or other party for a delinquency in the payment of time-share assessments or taxes; providing for notice of delinquency; providing for the assessment of certain additional costs; exempting an exchange program or company from liability under certain circumstances; specifying certain actions that are a breach of the fiduciary duty of the managing entity; providing a penalty; amending s. 617.028, F.S.; exempting a director appointed by the developer to the board of directors of a time-share managing entity from certain liability immunity; amending s. 721.15, F.S.; providing for liability of unpaid assessments subsequent to the transfer of a time-share interest; amending s. 721.16, F.S.; providing for the expiration of a lien for overdue assessments; providing an effective date.

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

By Senator Hill—

SB 1360—A bill to be entitled An act relating to collection of taxes; creating a Tax Evasion Study Commission; providing for appointment of members; providing duties; providing for abolition of the commission; providing an effective date.

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

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committees on Governmental Operations; and Health and Rehabilitative Services and Senator Myers—

CS for CS for SB 19—A bill to be entitled An act relating to public health; amending s. 20.19, F.S.; providing for a Deputy Secretary for Management Systems; providing for a Deputy Secretary for Health who is the State Health Officer; centralizing activities, programs, and functions of the department relating to public and environmental health matters, within the office of the Deputy Secretary for Health; providing qualifications and duties of the State Health Officer; providing for assistant health officers; creating a Health Advisory Council; providing for membership and duties of the council; providing for a Deputy Secretary for Programs and providing for responsibilities of the office; providing for assistant secretaries for programs; providing for deputy assistant secretaries for alcohol and drug abuse, and for mental health; providing for a Deputy Secretary for Administration and providing for responsibilities of the office; providing for deputy district administrators for health and providing for their responsibilities; clarifying the responsibilities of the Statewide Human Rights Advocacy Committee and the committee's authority for access to records; clarifying the responsibilities of the District Human Rights Advocacy Committees and the authority of the committees for access to records; creating two additional distinct budget entities within the departmental summary budget document; providing for the appointment of an additional management fellow; making conforming changes to comply with changes resulting from the creation of additional deputy secretaries; repealing ss. 387.01-387.10, F.S., relating to water pollution; amending s. 403.101, F.S.; removing authority to regulate operators of water purification plants and wastewater treatment plants from the Department of Environmental Regulation; transferring, renumbering, and amending s. 403.0625, F.S.; transferring and renumbering s. 403.1815, F.S.; transferring, renumbering, and amending ss. 403.850, 403.851, 403.852, 403.853, 403.8535, 403.854, 403.855, 403.856, 403.857, 403.858, 403.859, 403.860, 403.861, 403.862, 403.863, 403.8635, 403.864, F.S.; creating s. 387.231, F.S.; transferring responsibility for the operation and implementation of environmental laboratory certification to the Department of Health and Rehabilitative Services; providing for the local regulation of the construction of water distribution mains and sewage collection laterals; transferring the administration of the Florida Safe Drinking Water Act and related provisions to the Department of Health and Rehabilitative Services and making conforming changes and other revisions; providing additional definitions; revising cross-references; providing that the use of lead in water systems is a violation; providing for administrative fines; providing for funding activities of county public health units; repealing s. 403.101(3)-(7), F.S.; creating s. 387.271, F.S.; transferring authority to the Department of Health and Rehabilitative Services to, by rule, classify and require reporting for water contaminant sources and to regulate operators of water purification and wastewater treatment plants; creating s. 387.281, F.S.; authorizing the Department of Health and Rehabilitative Services to grant variances; creating s. 387.291, F.S.; empowering the Department of Health and Rehabilitative Services to adopt federal standards; creating s. 403.0851, F.S.; authorizing the Department of Environmental Regulation and the Department of Health and Rehabilitative Services to jointly establish effluent standards for aquifer injection; amending s. 381.261, F.S.; authorizing the Department of Health and Rehabilitative Services to supervise private and public water systems and individual sewage disposal systems; transferring, by type four transfer, the administration of the Florida Safe Drinking Water Act to the Department of Health and Rehabilitative Services; establishing programs in epilepsy control; amending s. 393.063, F.S.; removing epilepsy from the definition of developmental disability; amending s. 393.066, F.S.; removing epilepsy from the list of conditions included in community services and treatment for developmentally disabled persons; providing for the establishment, membership, duties, and duration of the Epilepsy Services Task Force; providing for the establishment and duties of a Department of Health and Rehabilitative Services and Department of Environmental Regulation work group; providing for transfer of rules; providing for substitution of parties in judicial or administrative proceedings; providing severability; providing effective dates.

By the Committee on Finance, Taxation and Claims and Senators Grant, Woodson, Frank, Dudley, Thurman, Brown, Jenne, Peterson, Kirkpatrick, W. D. Childers, Girardeau, Plummer and Malchon—

CS for SB's 33, 197 and 241—A bill to be entitled An act relating to ad valorem taxation; amending s. 196.011, F.S.; authorizing counties to waive the annual application requirement for specified tax exemptions;

specifying circumstances when reapplication is required; requiring owners of property exempt as a result of such waiver to notify the property appraiser of changes affecting the exempt status of property; providing for imposition of taxes and interest if the owner fails to provide such notice; requiring the property appraiser to provide notice under certain circumstances; extending certain deadlines; limiting the effect of existing waivers under s. 196.131(3), F.S.; repealing s. 196.131(3), F.S., which provides for waiver of annual application requirement for homestead tax exemptions; providing applicability of act; providing an effective date.

By the Committee on Governmental Operations and Senator Meek—

CS for SB 61—A bill to be entitled An act relating to paid holidays; amending s. 110.117, F.S.; providing that the birthday of Martin Luther King, Jr., shall be a paid state holiday; removing the discretionary paid holiday; providing an effective date.

By the Committee on Transportation and Senators McPherson and Gordon—

CS for SB's 69 and 734—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.545, F.S.; providing that a vehicle owner assessed penalties for exceeding maximum weight limitations may recover 50 percent of said penalties from the person who caused the vehicle to be loaded in excess of its maximum allowable weight; providing exceptions; providing an effective date.

By the Committee on Economic, Community and Consumer Affairs and Senators Grant, Brown, Grizzle, Beard, McPherson, Weinstock, Woodson, Malchon, Thurman and W. D. Childers—

CS for SB 93—A bill to be entitled An act relating to professional regulation; creating the "Dietetics and Nutrition Practice Act"; providing legislative purpose; providing definitions; requiring licensure of practitioners of dietetics and nutrition; providing exemptions; providing for the creation, powers, duties, and membership of the Dietetics and Nutrition Practice Council; providing powers and duties of the Board of Medicine in regulating the practice of dietetics and nutrition; providing for the adoption of fees and providing fee caps; specifying requirements for licensure as a dietitian/nutritionist or nutrition counselor; providing for waiver of certain requirements; providing for temporary permits; providing for the display of licenses; providing for licensure by endorsement; providing for biennial license renewal; providing for inactive status of licenses; providing practice requirements; providing prohibitions and penalties; providing grounds for disciplinary actions; providing for future review and repeal; providing an effective date.

By the Committee on Transportation and Senators Langley, Grant, Johnson, Peterson, Dudley, Girardeau, Lehtinen, Stuart and Woodson—

CS for SB 269—A bill to be entitled An act relating to drivers' licenses; creating s. 322.2615, F.S.; providing for law enforcement officers to immediately suspend the driving privilege of a person arrested for a violation of s. 316.193, F.S., or refusal to submit to certain tests; providing for a temporary driving permit; providing for the period of the suspension; providing for review of the suspension by the department; providing procedures for conducting the review and notice of the department's decision; authorizing the department to issue notice of suspension and temporary driving permits in certain circumstances; providing for 30 day ineligibility for any license; providing for appellate review; providing exemption from ch. 120, F.S.; prohibiting the consideration of a suspension at a trial for a violation of s. 316.193, F.S.; amending s. 322.271, F.S.; expanding circumstances under which certain persons may not receive a driving permit for business or employment use; amending s. 322.12, F.S.; providing for a reinstatement fee; repealing s. 322.261, F.S., relating to driver's license suspension; providing effective dates.

By the Committee on Judiciary-Criminal and Senator Lehtinen—

CS for SB 299—A bill to be entitled An act relating to defacement of property; creating s. 877.19, F.S.; prohibiting certain defacement of property and possession of aerosol spray paint cans and broad-tipped markers; providing penalties; providing an effective date.

By the Committee on Judiciary-Criminal and Senator McPherson—

CS for SB 341—A bill to be entitled An act relating to the operation of vessels; amending s. 327.02, F.S.; defining the terms "boating accident" and "navigation rules"; amending s. 327.33, F.S.; prescribing penalties for violations of navigation rules; amending s. 327.352, F.S.; requiring vessel operators to be told that failure to take a breath test or urine test when

required will result in a civil penalty; creating s. 327.3521, F.S.; providing a civil penalty for failure to take a breath test or urine test when required; providing for hearings; providing criminal penalties for certain offenses relating to failure to pay a civil penalty or request a hearing; amending s. 327.50, F.S.; prescribing duties of vessel operators with respect to safety equipment and lighting requirements; amending s. 327.73, F.S.; providing for a noncriminal infraction; creating s. 327.731, F.S.; requiring certain persons convicted of offenses related to vessel operation to complete a boating safety course approved by the Department of Natural Resources; providing penalties; providing an effective date.

By the Committee on Finance, Taxation and Claims—

CS for SB 375—A bill to be entitled An act relating to ad valorem tax exemptions; amending s. 196.012, F.S.; revising and providing applicable definitions; conforming a cross-reference; requiring ownership of property by an exempt entity for grant of an exemption; amending s. 196.192, F.S.; specifying criteria to be used in granting exemptions for certain purposes; amending s. 196.196, F.S.; including religious organizations in a list of exempt entities; providing an effective date.

By the Committee on Health and Rehabilitative Services and Senators Hair and Lehtinen—

CS for SB's 381 and 532—A bill to be entitled An act relating to juvenile offenders; amending s. 39.01, F.S.; defining "serious habitual juvenile offender"; amending ss. 39.015, 39.423, F.S.; correcting references; amending s. 39.09, F.S.; providing for determination whether serious habitual juvenile offender placement is required; creating s. 39.115, F.S.; providing for a program to rehabilitate serious habitual juvenile offenders; authorizing the Department of Health and Rehabilitative Services to conduct such program and to place such offenders in the program; creating s. 39.117, F.S.; providing that sheriffs are encouraged to maintain central identification files on such offenders and those at risk of becoming such offenders; providing for contents of such files and authorizing certain persons and agencies to provide such information; providing for multiagency information sheets; providing application of confidentiality requirements; providing for multiagency task forces; providing appropriations; providing an effective date.

By the Committees on Economic, Community and Consumer Affairs; and Transportation and Senators Brown, McPherson, Dudley, Stuart, Kiser and Beard—

CS for CS for SB 392—A bill to be entitled An act relating to transportation; amending s. 127.01, F.S.; authorizing counties to exercise certain powers granted in ss. 337.27, 337.273, F.S.; amending s. 163.3164, F.S.; defining the term "transportation corridor"; amending s. 163.3177, F.S.; requiring the inclusion of designated transportation corridors in the transportation and mass transit elements of the local comprehensive plans by a specified date; requiring the development of specified policies; amending s. 163.3202, F.S.; requiring land development regulations to protect transportation rights-of-way and designated transportation corridors; amending s. 166.401, F.S.; authorizing municipalities to exercise certain powers granted in ss. 337.27, 337.273, F.S.; allowing municipalities to file maps of reservation for transportation corridors and transportation facilities; requiring notice and a public hearing; providing for building setback lines; providing for ordinances that define restrictions on certain construction; providing for challenges to the map by property owners; providing for a hearing and for appellate review; amending ss. 253.025, 253.03, F.S.; removing property for transportation facilities and transportation corridors from those state lands managed by the Board of Trustees of the Internal Improvement Trust Fund; amending s. 334.03, F.S.; amending the definition of the term "right-of-way" to include transportation facilities; defining the term "transportation corridor"; amending s. 335.02, F.S.; authorizing the Department of Transportation to locate and designate certain transportation facilities and to survey and locate lines for transportation corridors; requiring the department to consider the location of state-owned lands; amending s. 336.02, F.S.; making county maps of reservation applicable to transportation facilities or transportation corridors; providing for building setback lines; providing for ordinances that define restrictions on certain construction; authorizing the amendment or withdrawal of a map; amending s. 337.241, F.S.; making maps of reservation filed by the department applicable to transportation facilities or transportation corridors; authorizing the amendment or withdrawal of a map; amending s. 337.25, F.S.; providing for acquisition of property for securing or utilizing transportation rights-of-way for certain transportation facilities; providing for acceptance of donations of property; requiring evaluation of the department's inventory of real property;

increasing the maximum value of property which may be disposed of by negotiated sale; authorizing the department to convey a leasehold interest; amending s. 337.27, F.S.; allowing the department to condemn property for certain transportation facilities, including land necessary for management of access; deleting provisions that authorize the acquisition of certain property in anticipation of future transportation needs; amending s. 337.271, F.S.; making certain provisions pertaining to negotiations for acquisitions applicable to transportation facilities or transportation corridors; allowing a fee owner to waive certain rights; creating s. 337.273, F.S.; providing legislative intent as to the need to designate, plan, protect, and acquire property in transportation corridors; providing for demonstrating public purpose and necessity; providing for designation of transportation corridors; providing for transportation corridor protection and acquisition agreements; requiring periodic review of all designated corridors; amending s. 339.155, F.S.; deleting the definition of "transportation corridor"; requiring the department to designate corridors only for state facilities; requiring coordination of transportation corridor designation with certain state and local agencies; amending s. 341.303, F.S.; removing the limit on state funding participation for certain nonfederally funded projects; authorizing the department to evaluate rail corridors for transportation uses; authorizing the acquisition of rail corridors; regulating ingress to and egress from rail corridors; requiring a map of the rail system; requiring notice to the Department of Natural Resources; amending s. 337.406, F.S.; allowing the leasing of rights-of-way; repealing s. 337.272, F.S., relating to the resale of property acquired by eminent domain upon failure to devote it to the use for which it was condemned; providing an effective date.

By the Committee on Judiciary-Civil and Senator Langley—

CS for SB 398—A bill to be entitled An act relating to discovery in criminal proceedings; creating s. 925.055, F.S.; providing for an award of costs and attorney's fees against an attorney or a party who engages in certain discovery tactics in a criminal proceeding; providing for enforcement by the court; providing an effective date.

By the Committee on Judiciary-Civil—

CS for SB 403—A bill to be entitled An act relating to arbitration and mediation of civil actions; amending s. 44.303, F.S.; encouraging the use of volunteer arbitrators in court-ordered nonbinding arbitration; deleting requirements for, and the limitations on, fees to be paid to an arbitrator in court-ordered nonbinding arbitration; providing that a court may assess costs and attorney's fees against a party who filed for trial de novo when the judgment is not more favorable than the arbitration decision; providing that a court may consider economic hardship and the interest of justice in deciding whether to assess costs; creating s. 44.307, F.S.; providing immunity from civil liability to mediators and arbitrators; providing an effective date.

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

CS for SB 478—A bill to be entitled An act relating to onsite sewage disposal systems; amending s. 381.272, F.S.; providing requirements pertaining to construction permits and operating permits for such systems; providing prerequisites to the issuance of certain building permits and certificates of occupancy; requiring annual system operating permits; requiring certain owners or tenants to disclose specified information to the Department of Health and Rehabilitative Services; providing penalties for the disposal of toxic or hazardous chemicals through such systems; amending s. 381.273, F.S.; setting fees related to such systems and provides for the deposit and use of the collected funds; amending s. 381.112, F.S.; providing for administrative fines; providing an effective date.

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

CS for SB 483—A bill to be entitled An act relating to nursing; amending s. 464.003, F.S.; providing conforming language; authorizing the department to require the filing of certain protocols with the Department of Professional Regulation; amending s. 464.018, F.S.; providing for the restriction of certain nurses' practices; providing an effective date.

By the Committee on Judiciary-Civil—

CS for SB 484—A bill to be entitled An act relating to service of process; amending s. 48.021, F.S.; providing an alternative procedure for serving nonenforceable civil process; creating s. 48.25, F.S.; providing a

short title; creating s. 48.27, F.S.; authorizing the chief judge in each judicial circuit to establish a list of certified process servers; providing for selection of a person from the list to serve process; creating s. 48.29, F.S.; providing for an application process and fee for certification as a process server; providing requirements for a certified process server applicant; providing additional rules and requirements may be ordered by the chief judge of the circuit; providing for entry of a person's name on the list of certified process servers; providing a penalty for resisting a certified process server in the execution of process; providing that certain identifying information appear on the face of the process served; providing the judicial circuit in which a certified process server may serve process; providing a procedure for certification in other circuits; providing for service of foreign process; authorizing the charging of fees by a certified process server; creating s. 48.31, F.S.; providing a procedure for removal and reinstatement of a certified process server's name from a list of certified process servers; providing a penalty; providing an exemption from application requirements for certification for specified process servers; providing an effective date.

By the Committee on Transportation and Senator Dudley—

CS for SB 526—A bill to be entitled An act relating to transportation corporations; creating the Florida Transportation Corporation Act; providing definitions; providing legislative findings and purpose; providing for applicability of other laws; providing for creation of transportation corporations upon approval of the Department of Transportation; prescribing the form of a corporation; providing for articles of incorporation; providing for a board of directors; providing for advisory directors; providing for bylaws; providing for notice of meetings and for open meetings; providing for amendment of articles of incorporation; prescribing powers of a corporation; prescribing authority of a corporation to construct transportation projects; providing powers to contract with the Department of Transportation and with local governmental entities; authorizing local governmental entities to use bond proceeds in transportation projects; prescribing powers of corporations to issue bonds; providing for audit of the corporations; exempting property of corporations from taxation; prescribing authority to dissolve a corporation; providing for disposition of assets upon dissolution; providing for liberal construction; providing an effective date.

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

CS for SB 534—A bill to be entitled An act relating to public health; amending s. 154.01, F.S.; restating the purposes for the operation of county public health units; defining three levels of county public health unit services as environmental, communicable disease control, and primary care services; providing contracting provisions and requirements between the Department of Health and Rehabilitative Services and the counties; amending s. 154.011, F.S.; requiring counties to coordinate certain health care services with existing federal programs; amending s. 154.02, F.S.; modifying the provisions governing the Public Health Unit Trust Fund; specifying expenditure report requirements and providing timeframes for reporting; amending s. 154.04, F.S.; modifying provisions regarding public health unit personnel; requiring the employment of an environmental specialist; providing that public health unit personnel be employed by the Department of Health and Rehabilitative Services; amending s. 154.331, F.S.; providing for the creation of independent health care special districts upon voter approval; redesignating county indigent health care districts as county health care special districts; providing for assessment of certain ad valorem taxes within such district; providing for a governing board for a health care special district; providing board membership, duties, and terms of office; requiring the board to prepare and adopt a budget; providing a means to dissolve the district subject to certain limitations; requiring the board to comply with certain reporting and filing requirements; amending s. 409.266, F.S.; increasing the expenditure from the Public Medical Assistance Trust Fund to expand primary care programs; increasing the income level under which elderly and disabled persons may qualify for Medicaid services, in accordance with federal law; increasing the age level under which children may qualify for Medicaid benefits, in accordance with federal law; requiring a report by the Department of Health and Rehabilitative Services to the President of the Senate and the Speaker of the House of Representatives; increasing the reimbursement paid by the department for certain specified services; providing disproportionate share reimbursement to certain hospitals; creating s. 409.2673, F.S.; establishing a shared county and state health care program for specified low-income persons; providing for eligibility for the program; providing for funding the pro-

gram; delineating state and county responsibility should the funds of either be depleted; requiring participating counties to maintain current health care efforts; providing for eligibility determination; specifying conditions for reimbursement to hospitals; providing for development and adoption of rules governing the program; creating the Shared County and State Program Trust Fund; creating shared county and state program trust funds in each county; providing an annual appropriation into the trust fund; reviving and readopting s. 409.266(7)(k), F.S., relating to the Medicaid medically needy program; providing an effective date.

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

CS for SB 557—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 exceptions; providing for license fees; 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 an effective date.

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

CS for SB 686—A bill to be entitled An act relating to talent agencies; amending s. 468.401, F.S., exempting the procurement of engagements for certain organizations; providing an effective date.

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

CS for SB 757—A bill to be entitled An act relating to contracts for health studio services; amending s. 501.012, F.S.; revising language with respect to a provision for cancellation of a contract for future health studio services; requiring registration and annual revision of registration information; requiring notification to the Division of Consumer Services of the Department of Agriculture and Consumer Services when ownership of the studio changes or the studio is moved or closed; authorizing the division to take certain action when a violation of the law may have occurred; providing an effective date.

By the Committee on Governmental Operations and Senator Kiser—

CS for SB 764—A bill to be entitled An act relating to state purchasing; amending s. 119.07, F.S.; providing that certain agency documents related to bids are exempt from the public records law; amending s. 120.53, F.S.; providing for notice by the Division of Purchasing of the Department of General Services relating to certain exceptional purchases; amending s. 216.345, F.S.; exempting payments for certain membership dues from the procurement of personal property and services requirements of chapter 287, F.S.; amending s. 287.012, F.S.; defining the term "commodity" to include certain portable structures and excluding certain medical drugs and supplies from the definition of such term; defining the term "exceptional purchase"; amending s. 287.042, F.S.; providing for expedited bid solicitation for term contracts under certain circumstances; providing a protest procedure relating to such contracts; requiring a bond and providing for the award of costs and charges; requiring the maintenance of records of the use of certified minority business enterprises in state contracting; amending s. 287.052, F.S.; providing that certain contracts in which commodities are purchased are deemed contracts for the acquisition or purchase of services; amending s. 287.057, F.S.; requiring the selection of certified minority-owned firms in certain situations; providing for renewal of contracts for contractual services; amending s. 287.058, F.S.; increasing the threshold amount which requires a written contract in the state procurement of contractual services; providing for the incorporation of certain statutory contract requirements by reference into contracts; requiring certification relating to certain oral contracts entered into because of valid emergencies; amending s. 287.062, F.S.; providing an exception for emergency purchase of personal clothing, shelter, or supplies to the requirement for competitive bidding for purchase of commodities; amending s. 287.073, F.S.; redefining the term "information technology resource"; amending s. 946.515, F.S.; requiring state agency purchases of goods and services produced in correctional work programs; requiring commodities produced in such programs to meet certain standards; amending s. 946.519, F.S.; requiring state agency purchases of goods and services produced through the Department of Corrections; providing an effective date.

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

CS for SB 773—A bill to be entitled An act relating to domestic animals; requiring the governing body of each county and municipality to enact a rabies control ordinance requiring certain dogs and cats to be vaccinated against rabies; requiring local governments to implement and enforce such ordinance; providing ordinance requirements; authorizing the State Health Officer to establish requirements for certification as a rabies vaccination administrator; providing requirements for a rabies vaccination certificate; providing that certain animals may be exempt from the vaccination requirement; providing a penalty; authorizing counties and municipalities to enact additional ordinance provisions; providing an effective date.

By the Committee on Health and Rehabilitative Services and Senators Gordon and Myers—

CS for SB 789—A bill to be entitled An act relating to adolescent pregnancy; providing legislative intent; authorizing establishment of Florida's Ounce of Prevention Fund Corporation; providing powers and duties with respect to programs to address problems associated with adolescent pregnancy; providing for a board of directors and staff; providing for a report to the Legislature; providing an effective date.

By the Committee on Corrections, Probation and Parole and Senator D. Childers—

CS for SB 803—A bill to be entitled An act relating to probation; amending s. 316.193, F.S.; extending the period of probation for persons found guilty of driving under the influence of alcoholic beverages or controlled substances; providing an effective date.

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

CS for SB 854—A bill to be entitled An act relating to sales tax; amending s. 212.08, F.S.; exempting certain foods or drinks sold by non-profit or charitable organizations; providing an effective date.

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

CS for SB 901—A bill to be entitled An act relating to massage therapy; amending s. 480.046, F.S.; making the practice of massage at other than specified locations grounds for disciplinary actions; amending s. 480.0465, F.S.; providing for the use of license numbers in advertisements of massage services; providing an effective date.

By the Committee on Economic, Community and Consumer Affairs and Senators Weinstein, Scott and Crawford—

CS for SB 990—A bill to be entitled An act relating to municipal annexation; amending s. 171.062, F.S.; providing that contracts in effect prior to annexation are not affected by annexation; providing an effective date.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Scott, by two-thirds vote Senate Bills 308 and 488, CS for SB 259, CS for SB 314 and CS for SB 598 were withdrawn from the Committee on Appropriations.

On motion by Senator Scott, by two-thirds vote SB 823 was removed from the calendar and referred to the Committee on Appropriations.

On motion by Senator Myers, by two-thirds vote CS for SB 606 was withdrawn from the Committee on Health and Rehabilitative Services.

On motions by Senator Lehtinen, by two-thirds vote Senate Bills 1131 and 226 were withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Myers, by two-thirds vote CS for SB 245 was removed from the calendar and referred to the Committee on Health and Rehabilitative Services.

On motions by Senator Thurman, by two-thirds vote Senate Bills 883 and 1087 were withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Plummer, by two-thirds vote SB 1026 was withdrawn from the committee of reference and indefinitely postponed.

On motions by Senator Kirkpatrick, by two-thirds vote Senate Bills 604 and 1071 were withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator McPherson, by two-thirds vote SB 1005 was withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Ros-Lehtinen, by two-thirds vote Senate Bills 1310 and 72 were withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Barron, by two-thirds vote SB 59 was withdrawn from the Committee on Rules and Calendar.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

Appointments Subject to Confirmation by the Senate:

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Greater Orlando Aviation Authority Appointees: Heller, Harvey R. Holler, Jr., Roger W.	04/16/92 04/16/92
Board of Building Codes and Standards Appointees: Marshall, Mary A. Peter, Jr., William G. Sanders, Jack O.	01/09/89 02/03/91 08/11/91
Florida Citrus Commission Appointees: Becker, R. William Rice, Talmadge G.	05/31/91 05/31/91
Board of Trustees of Edison Community College Appointees: Edenfield, Paula M. Stephens, James Wilson, E. Frances	05/31/89 05/31/90 05/31/91
Hospital Cost Containment Board Appointee: Pajot, Richard J.	01/01/91
Board of Trustees of South Lake County Hospital District Appointee: McLean, Susan R.	07/05/91
Florida High Technology Innovation Research and Development Board Appointee: Grimm, William A.	03/01/92

Referred to the Committee on Executive Business.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

First Reading

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 14, House Bills 179, 180, 181, 349, 350, 351, 352, 597, 657, 702; has passed as amended CS for HB 74, House Bills 115, 881 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Regulatory Reform and Representative Sansom—

CS for HB 14—A bill to be entitled An act relating to public meetings and records; amending s. 455.217, F.S.; creating an exemption from chapter 119 and s. 286.011, F.S., for certain records and meetings of personnel, boards, and commissions within the Department of Professional Regulation related to licensure examinations; providing an effective date.

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

By the Committee on Governmental Operations and Representative Hodges—

HB 179—A bill to be entitled An act relating to the Department of Education industry services training program; amending s. 230.66, F.S., which provides an exemption from public records requirements for certain materials generated during the course of the development or implementation of the training program; saving such exemption from repeal; providing an effective date.

—was referred to the Committee on Education.

By the Committee on Governmental Operations and Representative Hodges—

HB 180—A bill to be entitled An act relating to divisions of sponsored research at state universities; amending s. 240.241, F.S., which provides an exemption from public records requirements for certain materials generated during the course of research conducted within the state universities; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Education.

By the Committee on Governmental Operations and Representative Hodges—

HB 181—A bill to be entitled An act relating to technology transfer centers at community colleges; amending s. 240.334, F.S., which provides an exemption from public records requirements for certain materials generated during the course of activities conducted within the community colleges; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Education.

By the Committee on Governmental Operations and Representative Hodges—

HB 349—A bill to be entitled An act relating to municipal tax on telecommunications services; amending s. 166.231, F.S., which provides an exemption from public records requirements for information received by a municipality in connection with an audit of the records of a provider of such services; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

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

By the Committee on Governmental Operations and Representative Hodges—

HB 350—A bill to be entitled An act relating to tax records; amending s. 192.105, F.S., which provides an exemption from public records requirements for certain federal tax information; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

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

By the Committee on Governmental Operations and Representative Hodges—

HB 351—A bill to be entitled An act relating to teacher certification assessment tests; amending s. 231.17, F.S., which provides an exemption from public records requirements for examinations, developmental materials, and work papers; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Education.

By the Committee on Governmental Operations and Representative Hodges—

HB 352—A bill to be entitled An act relating to teacher certification and educational manager assessment tests; amending s. 231.1715, F.S., which provides an exemption from public records requirements for certain tests and related materials; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Education.

By the Committee on Regulatory Reform and Representatives Gordon and Lippman—

HB 597—A bill to be entitled An act relating to the Florida High Technology and Industry Council; amending s. 229.8053, F.S., relating to the council, to provide for administrative attachment to the Executive Office of the Governor; revising terms of membership; deleting obsolete language; providing for the appointment and duties of advisory committees; deleting reference to the Advanced Technology Fund; amending s. 240.539, F.S., deleting provisions for the Advanced Technology Fund; clarifying duties of the Florida High Technology Industry Council and the Board of Regents regarding advanced technology research funds; saving s. 229.8053, F.S., from Sunset repeal; providing for future Sundown review and repeal of ss. 229.8053 and 240.539, F.S.; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committee on Regulatory Reform and Representative Harris—

HB 657—A bill to be entitled An act relating to the Florida Citrus Code; amending s. 601.154, F.S., relating to citrus marketing order advisory councils; specifying the appointing authority of such councils; providing for staggered terms of members; providing for election of officers; providing for recordkeeping of the council; clarifying provisions relative to reimbursement for travel and per diem; revising council duties; deleting obsolete language; saving s. 601.154(4), F.S., from Sundown repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Agriculture.

By the Committee on Natural Resources and Representative Martin—

HB 702—A bill to be entitled An act relating to the Environmental Regulation Commission of the Department of Environmental Regulation; amending s. 403.804, F.S., relating to the powers and duties of the commission; deleting obsolete provisions; clarifying provisions relative to specified studies of the economic and environmental impact of certain proposed standards; saving s. 20.261(3), F.S., relating to the creation of the Environmental Regulation Commission, from scheduled Sundown repeal; providing for future review and repeal; providing an effective date.

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

By the Committee on Regulated Industries & Licensing and Representative Holland and others—

CS for HB 74—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.20, F.S.; providing an exemption to the limitation upon special alcoholic beverage licenses to permit the issuance of a license to certain chartered or incorporated clubs; amending s. 561.25, F.S., authorizing certain certified law enforcement officers to be employed at certain business establishments licensed under the Beverage Law under certain circumstances; providing an effective date.

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

By Representative Bell and others—

HB 115—A bill to be entitled An act relating to motorcycle riders; amending s. 316.211, F.S.; exempting persons of a specified age from certain safety equipment requirements; amending s. 316.304, F.S.; providing for consideration of evidence of failure to wear protective headgear; removing certain requirements for persons wearing headsets while operating motorcycles; providing an effective date.

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

By Representatives Davis and Metcalf—

HB 881—A bill to be entitled An act relating to children; creating s. 683.17, F.S., designating a day of recognition for children; encouraging certain acknowledgement and reaffirmation by the public; providing an effective date.

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

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has passed with amendments SB 171 and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 171—A bill to be entitled An act relating to the Motion Picture, Television, and Recording Industry Advisory Council; amending s. 20.17, F.S.; providing for appointment of members by the Secretary of Commerce; providing for meetings; requiring minutes of meetings; providing for a chairman; providing for reimbursement for per diem and travel; reviving and readopting s. 20.17(3), F.S., notwithstanding repeal scheduled under the Sundown Act; providing for future review and repeal of said subsection; providing an effective date.

Amendment 1—On page 1, line 17, strike everything after the enacting clause and insert:

Section 1. Subsection (3) of section 20.17, Florida Statutes, is amended to read:

20.17 Department of Commerce.—There is created a Department of Commerce.

(3)(a) There is created within the Division of Economic Development the Motion Picture, Television, and Recording Industry Advisory Council, hereinafter referred to as the "council."

1. The council shall consist of 24 persons, *all but one each* of whom is, or has been, actively engaged in the motion picture, television, or recording industry or a related area. *One member shall be a lay person with no present or prior connection to the media industry.*

2. The members of the council shall ~~possess the qualifications provided herein and shall, with the consent of the Secretary of Commerce,~~ be appointed by the *Secretary of Commerce* ~~director of the Division of Economic Development~~ for 4-year staggered terms.

3. *In making these appointments, the secretary shall ensure that all levels of the industry are represented on the council. Each council member serving on the Motion Picture and Television Advisory Council on July 1, 1984, shall be permitted to remain in office as a member of the Motion Picture, Television, and Recording Industry Advisory Council until the completion of his current term. Upon the expiration date of each such term, a successor shall be appointed, in the manner prescribed in this paragraph, to serve for a 4-year term. The five additional members shall be appointed, in the manner prescribed in this paragraph, for 4-year terms, initially commencing on September 20, 1984.*

4. The council shall function as a body from which the secretary may obtain differing and varying views as to what actions or proposals are needed throughout the state regarding economic development.

5. The council shall meet no less than quarterly, in conjunction with the secretary, to offer its views on the state of motion picture, television, and recording industry development and to recommend proposed action.

(b) The council shall also:

1. Promote the use of ~~locations in~~ Florida for the *production and* filming of motion pictures or television films by the motion picture industry, the television industry, and independent film producers and promote the use of Florida facilities and locations by the recording industry.

2. Develop graphic presentations to the motion picture, television, and recording industries concerning the many possible sites in Florida which are suitable for filming and taping, *and the facilities available for production.*

(c) A majority of the members of the council shall constitute a quorum for the transaction of all business and the carrying out of the duties of the council.

(d) For the accomplishment of its purposes, the council shall have the power and authority to perform such duties and functions as are authorized by the Secretary of Commerce.

(e) Members of the council shall be compensated for per diem and traveling expenses as provided in s. 112.061.

Section 2. *Notwithstanding the provisions of the Sundown Act or of any other provision of law which provides for review and repeal in accordance with s. 11.611, Florida Statutes, and except as otherwise specifically provided herein, subsection (3) of section 20.17, Florida Statutes, shall not stand repealed on October 1, 1988, and shall continue in full force and effect as amended herein.*

Section 3. *Subsection (3) of section 20.17, Florida Statutes, is repealed on October 1, 1993, and shall be reviewed by the Legislature pursuant to s. 11.611, Florida Statutes, the Sundown Act.*

Section 4. This act shall take effect October 1, 1988.

Amendment 2—On page 1, lines 2-13, strike all of said lines and insert: An act relating to the Motion Picture, Television, and Recording Industry Advisory Council of the Division of Economic Development of the Department of Commerce; amending s. 20.17, F.S.; providing for appointment of a lay person to the council; providing that the Secretary of Commerce shall make appointments to the council; providing for staggered terms for council members; providing that the council shall be representative of the industry; providing that the council shall promote the use of Florida for motion picture production as well as for location shooting; deleting obsolete language; saving s. 20.17(3) from Sundown repeal; providing for future review and repeal; providing an effective date.

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

SB 171 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—35

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

Nays—None

Vote after roll call:

Yea—D. Childers, Kiser, Stuart

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has passed Senate Bills 84, 258, 383 and 1345.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

SPECIAL ORDER

SB 25—A bill to be entitled An act relating to liens; creating s. 713.595, F.S.; providing for a lien in favor of cotton ginners and cotton classifiers; providing for priority of such liens; providing remedies; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote SB 25 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

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

Nays—None

Vote after roll call:

Yea—Kiser, Stuart

SB 384—A bill to be entitled An act relating to county officials; amending s. 145.19, F.S.; amending the definition of the term "annual factor" for purposes of calculating annual salary increases for county officers; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote SB 384 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Kiser, Stuart

CS for SB 458—A bill to be entitled An act relating to metropolitan planning organizations; amending s. 339.175, F.S.; providing that the Governor shall prescribe a method for appointing alternate members who may vote in specified circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote CS for SB 458 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Kiser, Stuart

SB 373—A bill to be entitled An act relating to purchase of real property by a county or municipality; amending s. 125.355, F.S., relating to proposed purchases of real property by a county; clarifying the application of that section; providing that the purchase procedure specified therein is alternative to certain other purchase procedures; amending s. 166.045, F.S., relating to proposed purchases of real property by a municipality; providing that the purchase procedure specified therein is alternative to certain other purchase procedures; continuing the exemptions from public records requirements for written appraisals, offers, and counteroffers with respect to a proposed purchase; deleting the provision providing for termination of the section; providing for future legislative review of these exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Senator Margolis moved the following amendment which was adopted:

Amendment 1—On page 3, line 23, strike "chapter" and insert: *section chapter*

On motion by Senator Margolis, by two-thirds vote SB 373 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	Girardeau	Kirkpatrick	Plummer
Beard	Grant	Langley	Ros-Lehtinen
Brown	Grizzle	Lehtinen	Scott
Childers, D.	Hair	Malchon	Thomas
Childers, W. D.	Hill	Margolis	Thurman
Crenshaw	Hollingsworth	McPherson	Weinstein
Deratany	Jenne	Meek	Weinstock
Dudley	Jennings	Myers	Woodson
Frank	Johnson	Peterson	

Nays—None

Vote after roll call:

Yea—Crawford, Kiser, Stuart

CS for SB 334—A bill to be entitled An act relating to homestead tax exemption; amending s. 196.011, F.S.; authorizing persons who fail to timely apply for a homestead tax exemption to petition the property appraisal adjustment board; providing a filing fee; authorizing the granting of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Margolis, by two-thirds vote CS for SB 334 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Crawford, Kiser, Stuart

CS for SB 400—A bill to be entitled An act relating to elections; amending s. 100.041, F.S.; changing the date for commencement of the term of office for the clerk of the circuit court, county comptroller, and property appraiser; providing an effective date.

—was read the second time by title.

Senator Hair moved the following amendments which were adopted:

Amendment 1—On page 1, line 10, strike everything after the enacting clause and insert:

Section 1. Subsection (4) of section 100.041, Florida Statutes, is amended to read:

100.041 Officers chosen at general election.—

(4) The term of office of each county and each district officer not otherwise provided by law shall commence on the second Tuesday following his election, except that the term of office for tax collector shall commence on the first Tuesday after the first Monday in January following his election.

Section 2. Present paragraphs (b), (c), (d), and (e) of subsection (2) of section 129.06, Florida Statutes, are redesignated as paragraphs (c), (d), (e), and (f), respectively, and a new paragraph (b) is added to said subsection to read:

129.06 Execution and amendment of budget.—

(2)

(b) Any county constitutional officer who is not a fee officer, who has not been reelected to office or is not seeking reelection, shall be prohibited from making any budget amendments or transferring funds

between itemized appropriations, following the date he is eliminated as a candidate or October 1, whichever comes later, without approval of the board of county commissioners.

Section 3. This act shall take effect October 1, 1988.

Amendment 2—In title, on page 1, lines 1-6, strike everything before the enacting clause and insert: A bill to be entitled An act relating to elections; amending s. 100.041, F.S.; providing that the term of office for county officers shall commence on a certain date; amending s. 129.06, F.S.; limiting certain county officers from amending their budget without approval; providing an effective date.

On motion by Senator Hair, by two-thirds vote CS for SB 400 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Crawford, Kiser

SB 261—A bill to be entitled An act relating to public school students; amending s. 230.23, F.S.; continuing the exemption from the public meeting and record requirements of s. 286.011, F.S., for hearings pertaining to evaluation and placement of exceptional students; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Senator Lehtinen moved the following amendments which were adopted:

Amendment 1—On page 2, line 27, after “to” insert: *bring a civil action in the circuit court. In such an action, the court shall receive the records of the administrative hearing and shall hear additional evidence at the request of either party. In the alternative, any party aggrieved by the finding and decision rendered by the hearing officer shall have the right to*

Amendment 2—On page 2, line 18, after “286.011” insert: *, and any records created as a result of such hearings shall be exempt from the provisions of s. 119.07(1),*

Amendment 3—In title, on page 1, line 9, after the semicolon (;) insert: *providing for actions in the circuit court;*

Amendment 4—In title, on page 1, lines 4 and 5, strike “and record requirements” and insert: *requirement*

Amendment 5—In title, on page 1, line 7, after the semicolon (;) insert: *providing an exemption from public records requirements for records created as a result of such hearings;*

Further consideration of SB 261 was deferred.

SB 265—A bill to be entitled An act relating to public school personnel; amending s. 231.17, F.S.; continuing the public records exemption for examinations and related materials pertaining to certification of instructional personnel; amending s. 231.1715, F.S.; continuing the exemption from the public records requirements of s. 119.07(1), F.S., for examination instruments and related materials pertaining to certification of school managers and instructional personnel; providing for future legislative review of these exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motion by Senator D. Childers, by two-thirds vote SB 265 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Frank	Johnson	Ros-Lehtinen
Barron	Girardeau	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	Hollingsworth	Myers	Woodson
Deratany	Jenne	Peterson	
Dudley	Jennings	Plummer	

Nays—1

Langley

Vote after roll call:

Yea—Kiser

SB 267—A bill to be entitled An act relating to student records and reports; amending s. 228.093, F.S.; continuing the exemption from the public meetings requirements of s. 286.011, F.S., for hearings challenging the content of student records and reports; exempting certain student records, reports, and information from the public records requirements of ch. 119, F.S.; amending s. 230.2316, F.S.; exempting student records and juvenile justice records exchanged by agencies participating in dropout prevention programs from the public records requirements of ch. 119, F.S.; amending s. 232.23, F.S.; exempting the permanent cumulative record of a student from the public records requirements of ch. 119, F.S.; amending s. 232.145, F.S.; exempting information relating to the identity of exceptional students from the public records requirements of ch. 119, F.S.; providing for future legislative review of these exemptions under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motion by Senator D. Childers, by two-thirds vote SB 267 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Kiser

CS for SB 134—A bill to be entitled An act relating to dog guides for deaf, blind, or visually handicapped persons; amending s. 413.069, F.S.; exempting the Southeastern Guide Dogs school from the requirement that a permit be secured from the Division of Blind Services prior to soliciting funds for the benefit of the blind, subject to certain conditions; amending s. 413.08, F.S.; permitting a person, firm, or corporation to refuse to allow the accompaniment of a dog guide in certain places if a human guide is provided in lieu of the dog guide; providing an effective date.

—was read the second time by title. On motion by Senator Woodson, by two-thirds vote CS for SB 134 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Childers, D.	Deratany	Grant
Barron	Childers, W. D.	Dudley	Grizzle
Beard	Crawford	Frank	Hill
Brown	Crenshaw	Gordon	Hollingsworth

Jenne	Lehtinen	Myers	Thomas
Jennings	Malchon	Peterson	Thurman
Johnson	Margolis	Ros-Lehtinen	Weinstein
Kirkpatrick	McPherson	Scott	Weinstock
Langley	Meek	Stuart	Woodson

Nays—None

Vote after roll call:

Yea—Girardeau, Kiser

SB 182—A bill to be entitled An act relating to motorcycle riders; amending s. 316.211, F.S.; exempting persons of a specified age from certain safety equipment requirements; providing an effective date.

—was read the second time by title.

Further consideration of **SB 182** was deferred.

SB 173—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 715.05, F.S.; requiring the department to provide certain information regarding towed or removed vehicles to a law enforcement agency upon request; providing an effective date.

—was read the second time by title. On motion by Senator Hair, by two-thirds vote SB 173 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Kiser, Langley

CS for SB 455—A bill to be entitled An act relating to motor vehicle license plates; amending s. 320.0805, F.S.; deleting the provisions relating to press license plates; providing for the design and issuance of press license plates; providing an effective date.

—was read the second time by title. On motion by Senator Gordon, by two-thirds vote CS for SB 455 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Kiser

The Senate resumed consideration of—

SB 261—A bill to be entitled An act relating to public school students; amending s. 230.23, F.S.; continuing the exemption from the public meeting and record requirements of s. 286.011, F.S., for hearings pertaining to evaluation and placement of exceptional students; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; providing an effective date.

On motion by Senator D. Childers, by two-thirds vote SB 261 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Kiser

The Senate resumed consideration of SB 182 and on motions by Senator Hill, by two-thirds vote HB 115 was withdrawn from the Committees on Transportation and Judiciary-Civil.

On motions by Senator Hill—

HB 115—A bill to be entitled An act relating to motorcycle riders; amending s. 316.211, F.S.; exempting persons of a specified age from certain safety equipment requirements; amending s. 316.304, F.S.; providing for consideration of evidence of failure to wear protective headgear; removing certain requirements for persons wearing headsets while operating motorcycles; providing an effective date.

—a companion measure, was substituted for SB 182 and by two-thirds vote read the second time by title.

Senator D. Childers moved the following amendment which was adopted:

Amendment 1—On page 2, between lines 25 and 26, insert:

Section 3. Any person operating or riding upon a motorcycle without protective headgear must maintain personal injury security as required under s. 627.733.

(Renumber subsequent section.)

Senator Weinstein moved the following amendment:

Amendment 2—On page 1, insert:

(7) Failure of a deceased motorcycle operator to wear protective headgear may be considered by the Court or Jury in any prosecution for manslaughter or criminally negligent homicide.

Further consideration of **HB 115** was deferred.

SB 329—A bill to be entitled An act relating to motor vehicle service agreement companies; amending s. 634.011, F.S.; specifying who is a salesman for a motor vehicle service agreement company that operates from five or more locations; providing an effective date.

—was read the second time by title. On motion by Senator Grant, by two-thirds vote SB 329 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Peterson	Scott	Weinstein
Plummer	Thomas	Weinstock
Ros-Lehtinen	Thurman	Woodson

Nays—None

Vote after roll call:

Yea—Kiser, Stuart

SB 138—A bill to be entitled An act relating to state-owned parking; amending s. 272.161, F.S.; providing for the issuance of loading zone and scramble parking permits for a fee; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote SB 138 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Stuart, Woodson

CS for SB 70—A bill to be entitled An act relating to municipal speed zones; amending ss. 316.183, 316.189, F.S.; authorizing municipalities to set certain maximum speed limits in residence districts; 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, between lines 26 and 27, insert:

(2) **SPEED ON COUNTY ROADS**.—The maximum speed on any county-maintained road is:

(a) In any business or residence district, 30 miles per hour in the daytime or nighttime; *provided that with respect to residence districts a county may set a maximum speed limit of 25 miles per hour after investigation determines that such a limit is reasonable;*

(b) On any other part of a county road not a business or residence district, as set forth in s. 316.183.

However, the board of county commissioners may set speed zones altering such speeds, both as to maximum and minimum, after investigation determines such a change is reasonable and in conformity to criteria promulgated by the Department of Transportation, except that no such speed zone shall permit a speed of more than 55 miles per hour.

Amendment 2—On page 2, line 3, between “a” and “municipality” insert: *county* or

Amendment 3—On page 1, line 10, strike “Subsection (1)” and insert: Subsections (1) and (2)

Amendment 4—In title, on page 1, strike all of lines 2-4 and insert: An act relating to county and municipal speed zones; amending ss. 316.183, 316.189, F.S.; authorizing counties and municipalities to set certain

On motion by Senator McPherson, by two-thirds vote CS for SB 70 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Beard	Childers, D.	Crawford
Barron	Brown	Childers, W. D.	Crenshaw

Dudley	Hill	Langley	Ros-Lehtinen
Frank	Hollingsworth	Lehtinen	Scott
Girardeau	Jenne	Malchon	Thomas
Gordon	Jennings	McPherson	Thurman
Grant	Johnson	Myers	Weinstein
Grizzle	Kirkpatrick	Peterson	Weinstock
Hair	Kiser	Plummer	Woodson

Nays—None

Vote after roll call:

Yea—Deratany, Stuart

CS for SB's 14 and 53—A bill to be entitled An act relating to family attendance at horseraces; creating s. 550.042, F.S.; permitting minors to attend horseraces under certain circumstances; prohibiting minors from placing wagers; amending s. 550.41, F.S., conforming language; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote CS for SB's 14 and 53 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Deratany	Kirkpatrick	Plummer
Barron	Girardeau	Kiser	Ros-Lehtinen
Beard	Gordon	Lehtinen	Scott
Childers, D.	Grizzle	Malchon	Thomas
Childers, W. D.	Hair	Margolis	Thurman
Crawford	Jenne	McPherson	Weinstein
Crenshaw	Jennings	Myers	

Nays—9

Brown	Grant	Peterson
Dudley	Hollingsworth	Weinstock
Frank	Johnson	Woodson

Vote after roll call:

Yea—Hill, Langley, Stuart

Yea to Nay—D. Childers, Crawford

On motion by Senator McPherson, the rules were waived and CS for SB's 14 and 53 was ordered immediately certified to the House.

Consideration of **SB 147** was deferred.

SB 160—A bill to be entitled An act relating to unemployment compensation; amending sections 1, 2, and 3 of chapter 82-23, Laws of Florida, as amended; extending the period during which general payment of benefits by mail and reporting by mail to certify for the payment of benefits are authorized; amending s. 443.036, F.S.; defining the term "earned income" and redefining the term "unemployment" for purposes of the Unemployment Compensation Law; amending s. 443.091, F.S.; to revise references relating to benefit eligibility conditions; amending s. 443.101, F.S.; revising provisions relating to disqualification for benefits; amending s. 443.111, F.S.; requiring the deduction of income derived from self-employment from unemployment compensation benefits; restricting conditions under which extended benefits are payable; amending ss. 443.121, 443.131, and 443.141, F.S.; relating to employing units, contributions, and collection of contributions, to revise references and terminology; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 26, lines 16 and 17, strike "under the age of 22" and insert: under the age of 23

Amendment 2—In title, on page 1, line 11, after "Law," insert: excluding services performed by certain persons enrolled at certain public or nonprofit educational institutions;

On motion by Senator W. D. Childers, by two-thirds vote SB 160 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Crawford, Hill, Stuart

SB 328—A bill to be entitled An act relating to insurance; amending s. 626.729, F.S.; increasing the limits of coverage for industrial fire insurance policies; providing an effective date.

—was read the second time by title. On motion by Senator Grant, by two-thirds vote SB 328 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

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

Nays—None

Vote after roll call:

Yea—Crawford, Hill, Hollingsworth, Peterson, Stuart

CS for SB 618—A bill to be entitled An act relating to securities; amending s. 517.051, F.S.; providing limitations and conditions for the sale of certain securities; amending s. 517.12, F.S.; providing revisions governing registration of security industry professionals; providing rules of construction for ch. 517, F.S.; providing an effective date.

—was read the second time by title. On motion by Senator Hair, by two-thirds vote CS for SB 618 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Hill, Hollingsworth, Peterson, Stuart

SB 595—A bill to be entitled An act relating to liability insurance for sheriffs and their deputies and employees; creating s. 30.555, F.S.; authorizing sheriffs to secure and obtain such liability insurance; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote SB 595 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Hill, Stuart

Consideration of CS for SB 421 was deferred.

LOCAL CALENDAR

SB 491—A bill to be entitled An act relating to the City of Plant City, Hillsborough County; providing that certain vendors holding malt beverage off-premises sales licenses under state beverage laws are subject to alcoholic beverage zoning ordinances of the City of Plant City; providing an effective date.

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

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 492—A bill to be entitled An act relating to the City of Temple Terrace, Hillsborough County; providing that vendors holding malt beverage off-premises sales licenses under state beverage laws are subject to alcoholic beverage zoning ordinances of the City of Temple Terrace; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote SB 492 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 493—A bill to be entitled An act relating to the City of Quincy and Gadsden County; creating a dependent special district in the county to be governed by the Quincy-Gadsden Airport Authority; providing definitions; providing for the membership of the authority; granting the authority the power to acquire, finance, and operate an airport and other projects within the district; providing for the authority to issue revenue bonds or other obligations to finance various projects; providing for the payment of the expenses of the authority from funds of the City of Quincy and the County of Gadsden; authorizing the authority to enter into contracts, leases, mortgages, and other agreements and exercise all incidental powers necessary to carry out the purposes of this act; providing for financial reports and budget procedure; requiring the authority to carry insurance and providing for indemnification of the city and county; requiring notice of meetings of the authority; prohibiting the creation of certain debts; providing for airport zoning regulations; providing for construction of the act; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote SB 493 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 514—A bill to be entitled An act relating to Charlotte County; amending section 4 of chapter 69-931, Laws of Florida, as amended, relating to the Harbour Heights Fire Control District; changing the maximum rate of assessments on property within the district; providing for retroactive application of such assessments; providing for severability; providing for a referendum.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote SB 514 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 541—A bill to be entitled An act relating to the boundary between the Cities of Rockledge and Cocoa in Brevard County; redefining that boundary by transferring a portion of the City of Rockledge to the City of Cocoa; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote SB 541 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 630—A bill to be entitled An act relating to Polk County; authorizing a personnel system for deputies, employees, and members of the Sheriff's Office of Polk County; authorizing a personnel board; providing for said board's powers and duties and qualifications and compensation of board members; authorizing expenditures of and for the board; providing for a Members Advisory Council; providing for a classified service and for the classification of members of the classified service; providing for the creation of new positions and the filling of vacancies; providing for probationary periods; providing for hearings; providing for appointments, rules, policies, pay plans, rights and benefits; providing an effective date.

—was read the second time by title.

Senator Crawford moved the following amendment which was adopted:

Amendment 1—On page 7, strike all of lines 16-28 and insert: probationary service. During the initial probationary period, the Sheriff may terminate or otherwise discipline the appointee and the appointee shall not be eligible for a hearing before the board. Appointments may be regarded as taking effect upon the date the person appointed reports for duty. Whenever a position in the classified service is filled by promotion, the person may be returned to duty in a position at the level formerly held by him in the classified service without a hearing during his probationary period but may have the opportunity for a hearing if terminated from the service or suspended for greater than 5 days if he has completed an initial 1-year probationary period.

On motion by Senator Crawford, by two-thirds vote SB 630 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 631—A bill to be entitled An act relating to the City of Sebring, Highlands County; amending section 4 of chapter 23535, Laws of Florida, 1945, relating to the Sebring Utilities Commission; providing that one member of the commission may reside outside the city limits if he possesses specified qualifications; providing for a referendum; providing an effective date.

—was read the second time by title. On motion by Senator Crawford, by two-thirds vote SB 631 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 651—A bill to be entitled An act relating to the Greater Seminole Area Special Recreation District, Pinellas County; amending chapter 80-584, Laws of Florida; authorizing the district board of commissioners to construct a multipurpose community recreation center; prescribing authority to levy ad valorem taxes for the center and for other expenses and prescribing a time limit on the power to levy ad valorem taxes; deleting reference to specific parties with which the district is authorized to contract; prescribing powers with respect to acquisition and divestiture of real and personal property; expanding the authority of the district board of commissioners with respect to borrowing; providing for a referendum; providing an effective date.

—was read the second time by title. On motion by Senator Grizzle, by two-thirds vote SB 651 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 652—A bill to be entitled An act relating to Indian Rocks Special Fire Control District, Pinellas County; amending s. 3, chapter 29438, Laws of Florida, 1953; providing that commissioners of the district be elected by a majority vote of the electors of the district; deleting requirement that commissioners be freeholders; revising provisions relating to qualifying for such office; providing an effective date.

—was read the second time by title. On motion by Senator Grizzle, by two-thirds vote SB 652 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 670—A bill to be entitled An act relating to specified sovereignty lands in Brevard County; directing the Board of Trustees of the Internal Improvement Trust Fund to convey fee simple title to certain sovereignty lands in Brevard County to the Canaveral Port Authority for inclusion in the foreign trade zone established by the authority and to convey fee simple title to certain sovereignty lands in Brevard County to the City of Cape Canaveral for the use and enjoyment of the public; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote SB 670 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Table with 4 columns: Name, Frank, Kirkpatrick, Ros-Lehtinen. Lists names of senators and their corresponding votes for SB 670.

Nays—None

Vote after roll call:

Yea—Stuart

SB 671—A bill to be entitled An act relating to the Seminole County Port Authority; amending s. 1, ch. 65-2270, Laws of Florida, as amended by chapter 76-487, Laws of Florida; increasing the membership of the governing body of the port authority; providing for appointment of the additional members; increasing the number of members required for approval of an action; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote SB 671 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Table with 4 columns: Name, Frank, Kirkpatrick, Ros-Lehtinen. Lists names of senators and their corresponding votes for SB 671.

Nays—None

Vote after roll call:

Yea—Stuart

SB 672—A bill to be entitled An act relating to Brevard County; amending sections 2, 3, 4, and 5 of chapter 86-356, Laws of Florida; providing for the enforcement by code enforcement officers of section 11-17.1 of the Code of Brevard County, relating to turtle protection, chapter 19 of the Code of Brevard County, relating to pollution control, and appendix C of the Code of Brevard County, relating to zoning; providing penalties for violating such provisions of the Code of Brevard County; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote SB 672 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Table with 4 columns: Name, Brown, Crawford, Dudley. Lists names of senators and their corresponding votes for SB 672.

Table with 4 columns: Name, Johnson, McPherson, Thurman. Lists names of senators and their corresponding votes for SB 670.

Nays—None

Vote after roll call:

Yea—Stuart

SB 867—A bill to be entitled An act relating to Brevard County; defining the term "public health services"; authorizing the Board of County Commissioners of Brevard County to provide public health services, including septic tank regulations, enforce state and local laws relating to such services, and finance such services; prohibiting the duplication of county public health services by the state; providing for a liberal and controlling construction; repealing chapter 67-1143, Laws of Florida, which provides for septic tank regulation; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote SB 867 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Table with 4 columns: Name, Frank, Kirkpatrick, Ros-Lehtinen. Lists names of senators and their corresponding votes for SB 867.

Nays—None

Vote after roll call:

Yea—Stuart

SB 877—A bill to be entitled An act relating to the Captiva Erosion Prevention District, Lee County; amending s. 10, chapter 81-413, Laws of Florida; providing for payment of special assessments in installments; providing for interest rates on special assessments; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 877 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Table with 4 columns: Name, Frank, Kirkpatrick, Ros-Lehtinen. Lists names of senators and their corresponding votes for SB 877.

Nays—None

Vote after roll call:

Yea—Stuart

SB 878—A bill to be entitled An act relating to the Sarasota County School District; increasing the membership of the school board of the district to seven members; providing that such members must reside one in each of seven residence areas as nearly equal in population as practicable; providing for the division of the district into seven residence areas; providing for the nomination and election of such members; providing that incumbent members are not disqualified during their present terms; providing for appointment of members by the Governor to fill the initial vacancies; providing for a referendum; providing an effective date.

—was read the second time by title.

Senator Johnson moved the following amendments which were adopted:

Amendment 1—On page 1, strike all of lines 22-29 and insert:

Section 2. The determination of district school board member residence areas and the boundaries thereof shall be made by resolution passed by a majority vote of the district school board pursuant to section 230.061, Florida Statutes.

Amendment 2—In title, on page 1, strike all of lines 5-10 and insert: providing for determination of member residence areas and the boundaries thereof; providing that

On motion by Senator Johnson, by two-thirds vote SB 878 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 1148—A bill to be entitled An act relating to Citrus County, Homosassa Special Water District; amending section 1 of chapter 59-1177, Laws of Florida, as amended, increasing the territorial limits of the district; providing for a referendum.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote SB 1148 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 1177—A bill to be entitled An act relating to Seminole County; amending sections 1, 2, 3, 9, 12, and 13, of chapter 70-942, Laws of Florida, as amended; increasing membership of the Civil Service Board; deleting requirement that board members reside in the county for 1 year prior to appointment; removing certain positions from unclassified service; removing certain age requirements for employment as deputy sheriff; increasing number of board members required for approval of payment for certain expenses; deleting prohibition of soliciting; repealing section 19 of chapter 70-942, Laws of Florida, relating to prohibition of participation by employees in political activities; providing an effective date.

—was read the second time by title. On motion by Senator Langley, by two-thirds vote SB 1177 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 1189—A bill to be entitled An act relating to Citrus County; amending s. 3 of ch. 84-407, Laws of Florida, as amended; authorizing the Board of County Commissioners of Citrus County to levy special assessments against certain taxable real property in a portion of an unrecorded subdivision for the purpose of making road and drainage improvements; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote SB 1189 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 1206—A bill to be entitled An act relating to the North Brevard County Hospital District; providing for the disposal of surplus real property owned by the North Brevard County Hospital District; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote SB 1206 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 1220—A bill to be entitled An act relating to Osceola County; repealing chapter 67-1847, Laws of Florida, relating to the creation of the Osceola County Law Library; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote SB 1220 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

SB 1231—A bill to be entitled An act relating to the Highlands County Hospital District; amending section 33 of chapter 61-2232, Laws of Florida, and adding a new section; authorizing the board of commissioners to purchase liability insurance from companies not authorized to do business in the state, if equivalent insurance from companies authorized to do business in the state is not available; providing for the transfer of surplus funds to the county commission; providing an effective date.

—was read the second time by title. On motion by Senator Crawford, by two-thirds vote SB 1231 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Stuart

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Margolis, by two-thirds vote CS for SB 534 was withdrawn from the Committee on Economic, Community and Consumer Affairs.

On motions by Senator Grant, by two-thirds vote Senate Bills 390 and 28 were withdrawn from the committees of reference and indefinitely postponed.

ENROLLING REPORTS

Senate Bills 115, 119, 163, 165 and 230 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on April 22, 1988.

Joe Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 21 and 19 were corrected and approved.

CO-INTRODUCERS

Senator Thomas—SB 25; Senator Weinstein—SJR 30, SB 94, SB 685, SB 915, SB 1093; Senators Dudley, Girardeau, Lehtinen, Stuart and Woodson—CS for SB 269; Senators Hollingsworth and Margolis—SM 302; Senator Myers—CS for SB 789; Senator Weinstock—SB 988, SB 1202; Senator Hair—SB 1093; Senator Peterson—SB 1109; Senator Crenshaw—SB 1122; Senator Brown—SJR 1172

Senator Plummer withdrew his name as a co-introducer of SB 303.

RECESS

Senator Barron moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Thursday, April 28 at 10:00 a.m. The motion was adopted.

Pursuant to the motion by Senator Barron, the Senate recessed at 12:03 p.m. to reconvene at 10:00 a.m., Thursday, April 28.

SENATE PAGES

April 25-29

David Lee Barnhart, Merritt Island; Sheila L. Barton, Vero Beach; Jordan Charles Bressler, Coral Springs; Juana Burgohy, St. Petersburg; Nada Guirgis, Daytona Beach Shores; Charles Lindley Holt, Jacksonville; Jennifer Lynn Kiser, Palm Harbor; Gael Levin, Tampa; Stacie Levine, Sunrise; Catherine McCabe, Dunnellon; Grant Munroe, Tallahassee; Stephen Brooks O'Kelley, Tallahassee; Eric Romano, West Palm Beach; Rebecca Slick, Jacksonville; Kimberly A. Taylor, Chiefland; David Morris Williams, Lake City; Justin Woodrup, Marco Island