Journal of the Senate

Number 1 **Tuesday, April 4, 1989**

Beginning the Twenty-First Regular Session of the Legislature of Florida convened under the Florida Constitution of 1968, at the Capitol, in the City of Tallahassee, Florida, on Tuesday, the Fourth day of April, A.D., 1989, being the day fixed by the Constitution of the State of Florida for convening the Legislature.

CALL TO ORDER

The Senate was called to order by the President at 10:00 a.m. A quorum present—40:

Mr. President	Deratany	Kirkpatrick	Ros-Lehtinen
Bankhead	Dudley	Kiser	Scott
Beard	Forman	Langley	Souto
Brown	Gardner	Malchon	Stuart
Bruner	Girardeau	Margolis	Thomas
Casas	Gordon	McPherson	Thurman
Childers, D.	Grant	Meek	Walker
Childers, W. D.	Grizzle	Myers	Weinstein
Crenshaw	Jennings	Peterson	Weinstock
Davis	Johnson	Plummer	Woodson-Howard

PRAYER

The following prayer was offered by Father Patrick O'Neill, former President of St. Thomas University, Miami:

As we begin this historic legislative day for 1989, let us pause and thank God for the privilege of serving him and his people of this great State of Florida.

Let us ask the Heavenly Father to journey with us each day and to strengthen our commitment to build better communities, always listening to the voices of his poor: the sick, the less fortunate, the hungry, the homeless and the suffering. Let us walk together with resolve that we will stir new energies and grace in our hearts to mark every day of this legislative session with purpose and growth.

I ask the Lord to bless each of you—his Senators—this day with health, laughter and peace for your challenging work. Amen.

PLEDGE

Senator Thomas led the Senate in the pledge of allegiance to the flag of the United States of America.

Special Guests

The President introduced the following members of his family and guest: wife Nancy Crawford, mother Lucy Crawford; father-in-law and mother-in-law, Tom and Marilyn Caswall; sister Candy Crawford, and friend, Analda Coleman.

The President recognized former Senate President Randolph Hodges and his wife Mildred; and former Presidents Mallory Horne, Philip Lewis, and John Vogt who was accompanied by his daughter Lisa.

The President's Address

Senators, family members, friends and distinguished guests, welcome to the 151st Florida Senate. Once a year, we come together in this body to change what is troublesome, to preserve what is good, to represent the needs and wants of the people who gave us this responsibility, and—when possible—to show the people of Florida the way to a better life.

I believe the new Senate is better suited than ever before to meet the challenges of our future. We have a new committee structure that is specifically focused to address the pressing issues of the 1990s and beyond. Our Appropriations members have been working for several months to identify dollars in low-priority areas that can be shifted to areas of critical need.

And we are poised to conduct our first session in the history of this body under a self-imposed open meetings rule. To those of you who are still concerned that this change will stifle the legislative process, I say "Fear not." This rule was designed for a legislative body. It's workable and worthwhile. Some skeptics have predicted that we wouldn't take this step until a citizen's initiative forced us into the open. Tomorrow, we will prove them wrong.

The Florida Legislature's most shining moments have come when we acted boldly for the public good, as in passing a nationally acclaimed law to preserve Florida's quality of life—the Growth Management Act of 1985.

Our choice today is to lead or to lose Florida to indecision and inaction. We must decide what actions are necessary to save the things we care about in this state. We must look into the future and ask ourselves if we can live with the Florida we see there.

What is a tolerable level of crime? How many prisons? How crowded and strained can we stand our children's schools? How many dead lakes? How congested and dangerous our roads? How many drug busts? How many abused kids can die on the state watch. . . . before we decide that we don't want to live under these conditions anymore?

The need is enormous. It's expensive. And it's not going away. This year we will construct one of the tightest budgets in recent times. The need for new revenue is painfully obvious. But the public's confidence in our ability to spend tax dollars responsibly is low.

This stand-off cannot continue. The time is fast approaching when we will have to ask the people of Florida for more revenues. But first, the Legislature must act decisively to restore the public's faith in state government. For this session, that means:

Constructing a bare bones budget that matches dollars to priorities, a budget that shows we spend tax dollars as cautiously as if they were our own.

Straightening out agencies of government that have sorely tested the public's confidence by wasting or mismanaging taxpayers' money, and finally,

Doing the public's business in a public forum, leaving no room for doubt about what the people's investment in government has bought them.

Consider the challenges before us:

TRANSPORTATION

In a year when our commitment to growth management is on the line, we find ourselves in the awkward position of having no true transportation budget, no clear transportation plan, and explosive transportation needs.

The Governor has pointed out that he is not the first Florida governor to have trouble managing the Department of Transportation, and he's right. In fact, after 13 years of legislative service, I'm beginning to think that the DOT somehow defies gubernatorial control. But whatever the cause, we can no longer tolerate the effect.

The bungled state of affairs at the Department of Transportation threatens to unravel our growth management goals, and we cannot permit that to happen. The problems are so serious and have become so expensive that I believe the Legislature must take drastic steps to correct them.

In the next 60 days, I propose that we set out to overhaul the DOT's operation, re-evaluate its mission and narrow its focus. Let's give the DOT a job it can handle, and let's turn over responsibility for roads that are primarily local in nature to local governments and local citizens, who are in the best position to decide what to do with them. The millions of dollars that we currently allocate to DOT could be distributed directly to local governments, according to a funding formula that we develop.

If we are not able to complete this critical work in the next 60 days, I am prepared, if the Speaker agrees, to call the Legislature back into session later this year to ensure that we have the state's road building operation back on track by the year's end.

In the meantime, we should not permit the DOT to further jeopardize the public trust by using bond money earmarked for right-of-way acquisition to build its way out of its financial hole.

GROWTH MANAGEMENT

In 1985, if someone had told us that passing the Growth Management Act was the easy part, we would have laughed him out of the Capitol. In 1989, we realize that it's true. This is the year that we prove our commitment to Florida's quality of life by refusing to back off the goals we set four years ago.

In many ways, growth has been a friend to Florida, providing a strong economy, low unemployment—a list of benefits capable of turning a rust belt state green with envy. But as any Floridian can tell you, we've paid a price for those benefits, and that price is becoming more dear every day.

According to a poll taken by the Orlando Sentinel last year, 74 percent of all Floridians wish growth would slow or stop. The lesson for lawmakers is clear: As we get down to the business of implementing growth management this year, our guiding purpose should be to retain or restore Florida's quality of life—not to fuel further growth.

Inevitably, most of the cost of growth will fall to local government. But it is our responsibility this session to provide local governments with more and better funding options to pay for local growth needs. No municipality should be forced into higher property taxes because the state failed to provide less painful options.

CRIMINAL JUSTICE

Of all the visages of Florida's future, the most threatening is the spiralling growth of criminal activity and the incredible demands that will place on our criminal justice system and our state budget.

Florida leads the 50 states in the number of violent crimes and property crimes per capita. Let me put that fact in perspective. At this moment, each of us is four times more likely to become a victim of crime than to win $5 on an instant lottery ticket.

Today, more than 400,000 Floridians are somewhere in our criminal justice system—somewhere between arrest, incarceration and absolute freedom. By 1993, that number will swell to more than 700,000—with no end in sight.

And, despite our best efforts to get tough on crime, criminals are spending less time behind bars than ever before, with felons serving, on an average, about a third of their sentences.

By 1994, nearly 20 percent of our young men between the ages of 18 and 34 will be in prison or under some other form of state supervision. Among young black men, many of whom face daily economic pressure to find work in the illegal drug trade, our analysts predict that a staggering 40 percent will be incarcerated or under supervision in 1994—that is if we have enough prison space to house them.

This crime wave is the single greatest threat to our future quality of life in Florida, and we cannot build our way out of it, not even if we bankrupt our education, transportation and human service budgets to do it.

Our approach must be comprehensive. It must, at the very least, accomplish three things. First, although space alone won't solve our criminal justice problems, we do need more prison beds—at least 8,000, maybe more. And if private firms can build them faster and cheaper than the state, we should let them.

Second, we need to fix our flawed early release system to make sure that violent offenders stay behind bars, and that our limited prison space is reserved for violent criminals. And third, we need to put non-violent offenders to work—hard work—in their communities, where they can earn wages to cover the cost of their supervision.

If we are going to win the fight against lawlessness, we must be more than tough. . . . we must be smart, smart enough to use our resources in ways that provide the most protection for our citizens.

DRUGS

Make no mistake, the reason our prisons and workcamps are filled to overflowing is not a mystery. It can be summed up in a single word: Drugs. In the past three years, the percentage of criminals admitted to our prisons for drug offenses has more than doubled from 15 percent to 32 percent—now nearly a third of all admissions.

If Florida's crime problem can be stated in a single word, so can Florida's drug problem. The word is cocaine, which accounts for a staggering 92 percent of all drug admissions. Of course, with 70 percent of the nation's supply of cocaine entering the U.S. through Florida, it's no surprise that cocaine should be Florida's drug of choice.

But despite this menace, in the past year the Florida Highway Patrol has been forced to pull uniformed officers from a highly successful drug interdiction detail because they were needed for regular duty. I have proposed that we use a "new wheels on the road" tax—a $50 impact fee on new vehicles on our roads—to put 200 additional highway troopers on the job, and to dramatically expand the Florida Highway Patrol's drug felony program.

Of course, stemming the supply of illegal drugs is only half the battle—the other half is eliminating demand, and that requires education. Telling kids to say no to drugs is fine, but teaching them what happens if they say yes is better. This year, for the first time, drug education will be extended to every child at every grade level in Florida. That's a commitment to our next generation, and it's one we must maintain.

EDUCATION

Florida's growth is also placing record demands on our school system. Next year will bring more than 76,000 new students to Florida, many of them non-English speaking, at a cost of $224 million. Dade County alone will absorb 27 percent of that growth, requiring the equivalent of a new school a month.

As a result, our kids are being educated in rented office buildings, storefronts and trailers. Class-size is swelling; some schools are being forced into double-sessions, and the goal of improving education is taking a backseat as we scramble to find enough dollars to simply keep up with growth.

In the past month the members of the Appropriations Committee have begun the process of laying each and every agency's budget on the table and looking for dollars that can be saved or better spent. In the case of education that process is particularly painful because, in truth, we need more dollars for education, not fewer.

But in the absence of a major tax increase, the only way to find more dollars for students and teachers is to cut dollars in low priority areas—areas that are administratively top heavy, programs that have not demonstrated their effectiveness or that do not qualify as priorities. The product of this reordering will be a budget that guides more dollars into the classrooms and more dollars into teachers' paychecks this year.

At the same time, we must bring all our forces to bear on Washington to pay its share of the cost to educate the most recent wave of immigrant children who are finding a place in Florida classrooms.

Finally, in the area of higher education, we must increase the capacity of our state university system. At a time when clean, desirable industries are telling us that they will locate in Florida only if we can provide a well-educated, able workforce, our state universities are closing their doors because all the seats are filled. For every student admitted to our state universities in 1989, two others—a total of 32,000 applicants—were turned away for lack of space. That is unacceptable.

We must provide the opportunity for a quality college education to more students, and we need additional tuition dollars to do it. But let's make absolutely certain those dollars buy us precisely what we're after: more seats and a better education for the students who fill them.

CHILD CARE

Before children are ready for an education, before they are capable of learning in any formal sense, they need something even more basic. . . . a caring, secure environment. At this moment, nearly 30,000 poor children are on waiting lists for child care services. Their mothers, in many cases, are single parents who can't work because they have no one to care for their children—welfare mothers who could get off the welfare rolls if they had the benefit of child care. That's the immediate benefit.

The long-term benefit is equally compelling: Every poor child who fails to find a home in our day care system is a child who may ultimately find a place on our child abuse registry or in our juvenile detention or prison systems. As we comb the budget for dollars that can be better spent elsewhere, it is in our own best interests to make sure a substantial portion of those dollars are invested in child care.

ENVIRONMENT

If we are to preserve the best of what Florida has to offer for our children, we need to do it now. That means taking steps to protect our supply of drinking water, stepping up state acquisition of environmentally endangered lands, and using revenue from a saltwater fishing license to improve our marine fisheries. As a peninsular state, Florida's future is intertwined with the preservation of our water supply. The Legislature made a major commitment to restoring and protecting the state's surface water when we passed the SWIM Act. We need to honor that commitment by maintaining our funding of SWIM.

These are issues that will decide whether Florida is a decent place to live at the turn of the century. In the next 60 days we will have to chart what is, in our judgement, the best course for Florida. If our judgements can stand the test of public scrutiny and our opinions can hold up under public observation, I think there is an excellent chance that the public will support our conclusions.

Tomorrow, you will be called upon to vote on a proposed rule change aimed at opening up the legislative process to the public. I know this is a difficult step for us to take. I know there is risk and sacrifice involved. But I also know that our credibility with the people we represent is riding on that vote. We need the public's confidence to make the tough choices ahead of us. In the long-run we have the most to gain from legislative sunshine. I hope you will join me in voting yes on this historic rule change.

In closing, I'd like to note that, according to demographic reports, Florida's population center has, after 150 years of moving southward, come to settle in my district in central Polk County. That is, if every resident was given equal weight, my home is about where the state would balance.

As Polk County is the point of balance for Florida's population, I hope that my presidency serves to balance the needs and interests of the 13 million people who count Florida as home. With your counsel and friendship, I feel certain that it will.

Committees Appointed

On motion by Senator McPherson that a committee be appointed to notify the House of Representatives that the Senate was convened and ready to proceed to the business of the session, the President appointed Senators Gardner, Davis, Souto, Casas and Bankhead. The committee was excused.

On motion by Senator Myers that a committee be appointed to notify the Governor that the Senate was convened and ready to proceed to the business of the session, the President appointed Senators Peterson, Kirkpatrick, Beard, Girardeau, Jennings and W. D. Childers. The committee was excused.

Committee Received

A committee from the House of Representatives composed of Representatives Arnold, Reddick, Gutman, McEwan and Hafner was received and informed the Senate that the House of Representatives was convened and ready to proceed to the business of the session. The committee then withdrew from the chamber.

Committees Discharged

The committee appointed to notify the House of Representatives appeared at the bar of the Senate and reported to the President that its duty had been performed. The committee was thanked for its service and discharged.

The committee appointed to notify the Governor appeared at the bar of the Senate and reported to the President that its duty had been performed. The committee was thanked for its service and discharged.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Bob Crawford, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 1-Org. and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Lippman—

HCR 1-Org.—

A concurrent resolution providing that the House of Representatives and Senate convene in joint session for the purpose of receiving a message from the Governor.

—was read the first time in full. On motion by Senator Gordon, by two-thirds vote HCR 1-Org. was read the second time by title, unanimously adopted and certified to the House.

Committee Meetings

On motion by Senator Scott, the rules were waived and the Committees on Agriculture, Health Care, Judiciary-Civil and Transportation were granted permission to meet this day from 2:00 p.m. until 5:00 p.m. to consider the agenda published in the calendar.

Motion

Senator Scott moved that following the joint session, the Senate stand in recess until Wednesday, April 5 at 9:30 a.m. The motion was adopted.

(See remainder of Senate business following the joint session.)

JOINT SESSION

Pursuant to HCR 1-Org., the Senate formed in processional order and marched in a body to the chamber of the House of Representatives where they were received in due form. The joint session was called to order by the Honorable Tom Gustafson, Speaker of the House of Representatives.

The Lieutenant Governor, members of the Florida Cabinet and justices of the Florida Supreme Court were received and seated.

The Speaker invited Senator Crawford, President of the Senate, and Senator Girardeau, President Pro Tempore of the Senate, to the rostrum and requested the President to preside over the joint session.

The President in the Chair

The President declared a quorum of the joint session present.

Father Patrick O'Neill, former President of St. Thomas University of Miami, delivered the prayer.

The President led the pledge of allegiance to the flag of the United States of America.

On motion by Representative Crady that a committee be appointed to notify the Governor that the joint session was assembled to receive his message, the President appointed Senators Margolis, D. Childers, Scott and Deratany; and on behalf of the Speaker, appointed Representatives Clements, Mackenzie, Messersmith and Boyd. The committee withdrew from the chamber.

The committee appointed to wait upon the Governor subsequently returned to the chamber escorting His Excellency, the Honorable Bob Martinez, Governor of Florida, who was escorted to the rostrum.

The President introduced the Governor's wife Mary Jane Martinez; his son-in-law and daughter, Mr. and Mrs. Neil Keen; his twin granddaughters Emily and Lydia Keen; his son and daughter-in-law, Mr. and Mrs. Alan Martinez; and Mrs. Patti Brantley, wife of the Lieutenant Governor.

The President presented the Governor to the joint assembly.

The Governor's Address

Mr. Speaker. . . . Mr. President. . . . Lieutenant Governor Brantley. . . . justices of the Florida Supreme Court. . . . members of the Cabinet. . . . members of the Senate and House. . . . honored guests. . . . and my fellow Floridians:

Standing here on this opening day, I'm reminded of a comment that describes another activity enjoying opening day festivities this week. It was former baseball Commissioner Peter Ueberroth who said:

"In the Major Leagues, some of the owners are facing in different directions. . . . some with big oars, some with little oars, and some with no oars in the water at all. If we are going to get anywhere, each of the owners is going to have to pick up an oar and start rowing in the same direction."

And so it is for those of us who are the caretakers of government. This is not a time for bickering. It is a time for working together, for only by working together can we hope to achieve results for the people we are here to serve.

Speaker Gustafson, President Crawford and I have met regularly—and openly—for several months to share our thoughts and concerns as this year's agenda has developed. And we haven't just been talking at each other—we've truly been communicating with one another, in a way that I believe will produce meaningful results over the course of the next 60 days.

I firmly believe that this early and continued dialogue is the best way—perhaps the *only* way—for the executive and legislative branches to move forward together. And move forward we must, for nothing positive can be produced for the people of Florida unless we produce it together.

Mr. Speaker, I want to take just a moment to share our sadness over your recent loss. Mary Jane and I wish nothing but the best for you and Lynn, and our prayers are with you.

Our thoughts and best wishes for a speedy recovery also go out to Representative Sid Martin. Sid isn't able to be here today, but we know he's keeping a close eye on what we do. I know we all hope to see Sid back here in the Capitol real soon.

I have come here this morning to report on the state of the State of Florida. That is my duty and it is also my privilege, for an assessment of the state of this state reveals a great deal to be proud of.

There are certainly challenges before us, needs to be addressed. And address them we will. But first let's take a moment to reflect on a few of the many things that make Florida an unrivaled place to call home.

Our people are working. Over the past 27 months of economic vitality, we have created new jobs at a rate of 700 per day. And our most important industries are riding the crest of record-setting years:

Florida played host to a record 37 million visitors in 1988, and we'll build on that with my recommendation for a $3.1 million increase in our tourism advertising budget. We also set a record last year with $27.5 billion in international trade.

In 1987, cash receipts from Florida agriculture broke the $5 billion mark for the first time in history, and are projected to hit $5.7 billion for 1988. Florida remains the nation's Number One producer of oranges, grapefruit and ornamental plants.

Our high-technology industry is the largest in the Southeast and one of the fastest growing in the nation, and we are in a position to help it expand even further.

The Spaceport Florida study you authorized last year has concluded that our state can and should move forward—now—to leap to the forefront of America's emerging commercial space industry. I truly believe Spaceport Florida is a key to the state's continued economic prosperity, and I urge you to approve my recommendation of $10 million to get Spaceport Florida off the ground.

Our state is also enjoying unprecedented successes in a number of other areas. Let me give you just two examples of how our innovations are helping needy Floridians.

Project Independence appears to have exceeded our first-year goal of moving 28,000 Floridians from the endless cycle of no-hope welfare into meaningful, productive jobs, saving taxpayers of Florida tens of millions of dollars in future welfare payments.

Our One Church, One Child program has been an immediate and tremendous success. When the program began last year, there were 300 black children longing for the warmth of an adoptive family, and through the leadership of the Reverend R. B. Holmes of Tallahassee, we have found loving homes for 211 youngsters.

There are many, many more examples of why we can all take pride in the state of our state.

This is not to say we don't still have room for improvement. There are still a great many challenges before our state. But we should not lose sight of those successes that give us the confidence, the faith in ourselves to know that we can—we will—succeed in dealing with our state's needs.

Fighting the Blight of Drugs and Crime

The first of these needs that I want to discuss with you today is dealing with criminal activity, particularly as it relates to the supply and demand of illicit drugs.

No Florida community, no matter how small or remote, has escaped the long tentacles of illegal drugs. And no community has escaped the ravaging effects of this drug trade.

The cocaine babies who tug at our hearts. The coke users who place a huge burden on our social services and our families. The crack addicts who are driving our crime rates up, and devouring more and more of the resources of our entire criminal justice system.

While we encourage the federal government to do more to cut off the flow of drugs at its source, we need to recognize that this battle must be won right here, on our streets, in our businesses, in our classrooms, our homes, and our churches and synagogues.

Based on proposals developed by my Drug Policy Task Force, I am recommending a $52 million package of enforcement, prevention, education and treatment initiatives as the first step toward a drug-free Florida. We must do all of these things, and the time to begin is now.

Fortunately, our state's law officers will no longer have to fight the enforcement battle alone. I was pleased last week when the federal government enlisted the Florida National Guard in this war, providing our state with $3.4 million for the effort—more than any other state yet funded.

But as long as people *want* the drugs, the dealers will find a way to supply them. That is why our primary efforts must focus on eliminating the demand for these ruinous substances.

These times call for bold and creative approaches. We must protect people's rights, but we can provide sobering disincentives by threatening to deny them certain privileges:

Youngsters and new Floridians who cannot demonstrate that they are free of drugs should not be given a drivers license.

Drug users should be denied the honor and privilege of working for the public through a job in state government.

And companies that want state contracts—paid with taxpayer dollars—should be required to have meaningful programs to deal with drugs in the workplace.

As important as drug-free workplaces are in the effort to eliminate the use of drugs and the demand for them, our real hope for long-term success lies with our children, in the schools of Florida.

If children can be taught the horrors of drugs. . . . if they can be shown that drugs are a path to nowhere, if they can be helped and guided during years of greatest risk. . . . they can learn to stay away from drugs.

Our schools must become sanctuaries from the predators who would prey upon the most innocent members of our families. We must drive the drug dealers away from our schools, away from our children, away from our future.

We must let them know, in no uncertain terms, that they are not welcome near our schools and they will pay dearly for threatening our children.

I propose to deliver the word with signs such as this posted around every school in Florida. We must then give some bite to our good intentions by imposing tough new minimum mandatory sentences for anyone convicted of a drug offense within 1,000 feet of a school.

We must send the message: If you deal drugs near our schools, you will be sentenced to prison for at least three years. No empty threat. . . . no slap on the wrist. . . . no second chance. Prison is the only place for those who prey on our most innocent citizens.

This year we also will be mobilizing our religious communities. We will be awaking the sleeping giant of our drug war. I am calling for congregations of all denominations to get involved, to inform and help their troubled members and to get in the trenches against the most serious threat to our nation.

For many, spirituality is the path to action. So let's act, and act now!

While we must look to education programs to eliminate long-range demand for drugs, we also need to come to terms with the drug-fueled escalation of crime and the need for prison space it causes.

We simply *must* have more prison space.

In the last two years, you have approved my proposals to add some 9,300 prison beds to our corrections system, more than the combined total of new beds of the 10 years before I took office.

This year, I am proposing that we almost double the progress of the last two years. We must fund an additional 8,843 new prison beds this year, or else risk falling further and further behind and facing even more early releases.

Fortunately, we had the vision in 1987 to create the State Infrastructure Fund to deal with precisely this kind of construction need.

Clearly, we cannot entirely build our way out of the prison overcrowding crisis. We must provide for alternative forms of punishment for less serious offenders. This year I recommend a major commitment of almost $15 million for these alternatives, and I urge you to approve the full amount.

But we must also recognize that our growing state will always produce a large number of prisoners who *must* be isolated from society. We will always have a large number of prisoners who cannot be punished through alternative forms of sentencing.

As a result, early releases remain a part of our system. And we currently have little way of controlling which inmates gain early release. Therefore, I urge you to establish a Control Release Authority so we can be sure that only those inmates who pose the least threat to society are permitted early release.

I also urge you to approve my proposal to deny any provisional credits to those who commit violent acts against law enforcement or correctional officers. Those valiant Floridians who willingly risk their lives so that others may be safe deserve every measure of protection we can offer them.

We should also insist that prisoners who can afford it are made to pay for their incarceration. It's flat-out wrong that our frail elderly should have to use up their own money before they can receive state assistance, yet drug dealers and other convicted felons don't have to contribute a penny toward their room and board.

There are certain inmates who should never walk out of our prisons. These individuals have been sentenced to die in the electric chair, yet the current system allows entirely too much delay between the time a death sentence is imposed and the time it is carried out.

I have proposed legislation to speed up the review of death penalty cases in our state by eliminating one round of post-conviction review. This proposal will eliminate court motions that can delay the execution process by several years, while still ensuring that an inmate's rights are fully protected. I urge your prompt approval of this important measure.

Finally, I urge you to approve my proposal for a comprehensive five-year master plan of our state's corrections system. This plan, which would be the first of its kind in the nation, would greatly improve our ability to forecast our long-range corrections needs.

Protecting Our Natural Treasures

As we address the public's desire for a safer Florida, we must also give our attention to keeping it the clean, unspoiled and healthy home they have come to cherish.

We must never take for granted the fact that we live in a state that is blessed with unrivaled environmental splendor. And we must never yield in our efforts to preserve and enhance our natural treasures.

I am proud of my administration's record of accomplishment in protecting our precious environment from Florida's relentless growth.

Sometimes, things go wrong. The tragedy that has befallen Prince William Sound in Alaska is a vivid and horrifying reminder of just what can happen to fragile environmental treasures when something does go wrong.

Working closely with members of our congressional delegation, both Republican and Democrat, we have made the federal government keenly aware of our refusal to allow any harm to befall the timeless Everglades or the incomparable Florida Keys as a result of offshore oil and gas exploration.

The loss of any of these irreplaceable treasures would be a tragedy of monumental proportions. We cannot let up in our efforts to protect them, and we will not yield to anyone whose plans would threaten our God-given natural wonders.

We have also taken important steps to enhance the environment that makes Florida a unique and wonderful home. Our focus has been on large issues like the Everglades, as well as smaller issues, such as the community effort to save 18 trees from being knocked down in Switzerland in St. Johns County.

Working together, you and I also turned Florida's attention for the first time to the environmental problems of our urban areas. We enacted emission testing to make sure the people of our most populous counties have air worth breathing, and we passed solid waste legislation to make sure we aren't buried beneath mountains of garbage.

Now we must turn our attention to another problem of Florida's urban environment: stormwater runoff. We must help our cities and counties deal with the pollutants that are washed into our surface water every time it rains.

With a growing number of people relying on a water supply that doesn't grow, we have no choice but to ensure the quality of that water. So we must help communities develop ways to direct this stormwater runoff into environmentally designed systems to protect our water supply.

Just as important as the question of water quality is the question of water quantity, for nothing will be more central to the pattern of our state's future growth than the availability of water.

For that reason, earlier today I issued an executive order establishing a commission made up of representatives of the five water management districts. This commission's task will be to inventory our state's reserves of water, to assess how much we have as a state and how we can extend the lifespan of that supply.

We must begin to take a statewide view of our limited and sensitive water supply. We must begin looking now, so that we may adequately prepare Florida for the next century.

I also am recommending a comprehensive package of legislation designed to protect Florida's beaches and fragile coastal and marine resources. One proposal would prohibit oil and gas exploration activities in South Florida waters. Another would attack the growing problem of coastal pollution by making vessels more accountable for the garbage they generate and punishing those who dump their garbage off our delicate coast.

I am also proposing that Florida initiate a coastal protection compact with our neighboring states so we can adopt a regional approach to the coastal areas of the Gulf of Mexico and Atlantic Ocean. It doesn't do Florida much good to adopt tough standards unless our neighbors do the same.

We may have our partisan differences, our differences of philosophy in many areas. But when it comes to protecting Florida's natural resources, I believe we speak with one voice.

This year, once again, that voice must speak loudly and forcefully.

Caring for the Most Vulnerable Floridians

Florida's environment is vital, but I believe our most important resources are our human resources. Our residents—our oldest, our youngest, and those with special needs and greater challenges—are the key to unlocking our state's full potential.

In the past two years we have increased the budget of the Department of Health and Rehabiliative Services by more than one billion dollars, which has helped overcome years of neglect, and this year I am recommending an additional $401 million for the department.

If our commitment was measured in dollars alone, this would represent a substantial commitment to human services. More importantly, we back up this commitment by providing better services for every segment of Florida's growing population.

I have committed my administration to doing everything we can to serve our elderly residents.

We have established a single toll-free hotline to replace the confusing maze of numbers and forms our citizens had to use to get the services they need. We have shut down Adult Congregate Living Facilities that failed to provide proper care, and increased inspections to make sure the rest continue to provide quality care. And we have greatly expanded Medicaid health care coverage for over 15,000 more senior citizens.

This year, I am again recommending increased funding for programs that offer an alternative to institutional placement, like Community Care and Home Care for the Elderly.

At the other end of the life spectrum are the children. Florida's youngest residents—our hope for tomorrow—need and deserve our full support. Those who face greater challenges in life—who are, in essence, challenged by life itself—must continue to be offered encouragement and support.

We are meeting the challenge through my Children At Risk Embraced program, or CARE. This program targets children who are at the greatest risk of failing to achieve their full potential.

The idea of prevention is woven throughout my human services programs: in my recommendation to extend Medicaid to 12,000 pregnant women and babies; in development of a toll-free hotline to prevent abuse and neglect of children, disabled adults and the elderly; and in expanded day care programs.

We must provide opportunity to every resident in Florida. For many, this means starting with the basics—a home, an education, a job.

Project Independence will continue to provide the education and job opportunities for thousands of our neediest residents. And we have successfully established public-private partnerships that will enable more Floridians to afford their first home—to find decent, affordable housing.

Working together over the past two years, we have accomplished a great deal for our neediest citizens. We have increased total HRS spending by over 30 percent; we have boosted spending for children by over $65 million; we have extended Medicaid to 50,000 poor women, children and older adults; we have extended primary health care to over 100,000 new recipients; we have developed a long-term care system through the Better Living for Seniors program.

We have indeed done a tremendous amount. Working together, I know we can do even more this year.

Preparing Our Future Leaders

The first stop on the path to our potential is our school system. While many of our state's programs are designed to help Floridians reach their potential, our education system is designed to help them determine just what that potential is.

From the earliest pre-schooler to the top doctoral candidate, countless futures are shaped by our education system. Our job is to make it the best system we can, for as many Floridians as we can. We must make sure that every Florida child has the best possible chance at succeeding in school. . . . and in life.

In my two years in office, I have devoted considerable attention to our youngest students, including those who have not yet begun their formal schooling. The CARE program places heavy emphasis on assisting children early to avoid problems later in life.

This year, I am recommending more than $37 million for an expanded pre-kindergarten program to help prepare our smallest and neediest residents for the day they enter our schools.

And my proposal gives parents a choice in where to send their preschooler. The most important element of any educational program is the commitment and involvement of the parent, and giving parents a choice for their sons and daughters makes it more likely they will play a vital role for their children.

The Lottery, while never intended as a panacea for all our education needs, can still play a vital role in providing important enhancements for our children. I am recommending that Lottery dollars be used in a wide range of vital areas, including improved literacy programs and replacement of old school buses that threaten the safety—perhaps even the lives—of Florida school children.

I also propose sending $133 million directly to Florida's 67 school districts, where local officials can best determine their own greatest needs. No school district would receive less than a quarter of a million dollars under my plan.

I have also recommended an additional $20 million for improved middle childhood programs for students who are at risk of dropping out of school.

Today's teenagers are the first generation for whom computers are second nature. We owe it to them—we owe it to our future—to offer the very best instructors, the very best facilities, so they can design the next generation of computers, robots and other unimagined high-tech wonders.

Therefore, I am proposing that we use $100,000 to begin planning a residential high school to bring our top math and science students together in one very special place.

These programs and more will do much to address the individual needs of particular students. But it is also time we took a broader look at how well we serve all our students.

Elementary education is the platform from which all student achievement springs forth, and over the last 10 years Florida has supplemented the education budget by $865 million to enhance student achievement in grades K through 3.

Yet we have no proof that students are performing any better. No substantive study has been done to focus on elementary education needs in Florida.

It's time that changed.

Two weeks ago I met with Dr. B. Frank Brown, whose 1983 report on Florida's high schools set a standard for excellence. Dr. Brown agreed with me that the time has come for a comprehensive evaluation of our elementary and middle school system, from curriculum to funding—and everything in between.

Therefore, I will by executive order create a blue-ribbon commission on elementary and middle school education. With more than 76,000 new students entering our public school system in the coming year alone, Florida simply *must* be prepared to take a fresh look at what we are doing and how we are doing it.

Florida's colleges and universities are a great success, because they know what their mission is and how to achieve it. We must elevate our public schools to this same level—not out of any quest for an arbitrary national ranking, but because the fate of our children rests upon it.

For a Better Government

The people of Florida expect a great deal from us over the next two months. We must be the best we can, and the system through which we work must be the best it can.

That is why I have proposed a series of measures designed to make state government more open and more accountable to the people who sent us here. With every law we pass. . . . every service we provide. . . . every goal we strive for, we should keep in mind who it is we serve.

I am talking about accountability. The time has come to open up the Legislature to the sunshine. The people's business simply must be conducted in public. It works at the local level, and it can work at the state level.

I commend President Crawford and Speaker Gustafson for the steps they have taken in this direction, and I encourage you to permanently enshrine them in the laws of our state. Similarly, I urge you to abolish the so-called "leadership funds" of both parties.

I also encourage you to adopt legislation to create a seven-year Sunset review of all agencies of government. Check every position, every program, every dollar of public funds. Make sure things are as they should be. And if it can't be justified. . . . throw it out!

I am proposing a series of reforms for the Public Service Commission, including merit retention for commissioners and improvements to ensure the fairness of the nominating process for PSC members.

Just as those of us in elected office should not be allowed to turn our public service into personal profit, neither should our top staff members be allowed to profit inordinately from their government experience. I support legislation to bar top managers from lobbying their former agency for two years, establishing an arms-length relationship that will avoid even the appearance of impropriety.

Preparing for the Future

And now, let us turn our attention to the common thread that runs through all we do this year, the one issue that casts its shadow over everything else: Florida's growth.

This year, our state must finally decide exactly *how* it wants to grow, *where* it wants to grow, and for whose benefit it will grow.

We cannot buy our way out of the challenges of growth. Instead, we must be creative, innovative in devising new and better ways to do things. Throwing more money at the traditional patterns of growth merely preempts the use of innovative planning techniques to manage and control growth.

More money would simply allow us to do more of the same—and what we've been doing before hasn't always worked so well. In the past eight years, the state sales tax has gone up two cents, the gas tax in many communities has gone up six cents. . . . and still we have been unable to meet demand.

Simply raising money hasn't worked in the past, and it won't work now. Instead, we must devise a new strategy, a comprehensive new approach to managing our growth.

The conventional wisdom tells you that, for years, the state budget has been inadequate to deal with the double-edged sword of inflation and population growth.

But conventional wisdom is wrong.

In seven of the last nine years, the growth of general revenue dollars has been greater than the combination of inflation and population growth. In the two other years, the difference was negligible.

In the past three years, the general revenues we collected have exceeded inflation and growth by an average of almost 2 percent.

This year, if we do nothing to raise any more money from the public, our state government will still have $908 million more from all sources than it did last year. Nine-hundred and eight million! And yet some people are suggesting our government isn't collecting enough from the taxpayers.

So why do we seem to be falling behind? Because for too many years our state leaders concentrated on the wrong things.

The issue isn't how much money we need to handle our growth. The issue is: What kind of growth can we afford? Money isn't the answer—planning is.

One of the most important studies of the past year has been conducted by the Urban Growth Patterns Task Force, which I created to examine what our state can do to make the most of the urban areas it already has.

The task force concluded that the key to managing Florida's growth lies in redirecting the growth, back into the urban centers that have for so long provided the water, the sewers, the roads and other services our people need.

The advantages to this approach are plentiful. We can add to existing utility systems, rather than undergoing the great expense of building new systems to new areas. Mass transit becomes more feasible. We minimize the destruction of environmentally sensitive and undeveloped areas. We re-establish traditional communities.

As a former mayor, I recognize the impacts of sprawl, and one of the most dire is the way it creates a permanent underclass. As a community spreads out, the jobs spread out as well. All too often, those who live nearest the inner city don't have the means to get to those far-flung opportunities, so they get shut out of the new prosperity. We must change this.

In the Spring of 1989, we sit at a crossroads.

In one direction lies a continuation of the pattern of unmanaged growth. It is the way to declining lifestyle, where ever-higher tax burdens still aren't enough to meet the needs of the uncontrolled growth.

In the other direction lies a future marked by carefully planned growth and facilities adequate to provide for the increased demand.

Four years ago a bold, bipartisan effort became the blueprint for managing Florida's future growth. Following the path laid by the Growth Management Act is the challenge before us today.

The Growth Management Act was not intended as a vehicle for higher taxes to fund the traditional patterns of urban sprawl and unmanaged growth. Instead it is a mandate to manage and plan growth—to protect Florida's environment, its quality of life, its future.

Today we have the opportunity to build on the bipartisan effort of our predecessors.

We can amend legislative criteria so the state's transportation plan is consistent with the standards of the Growth Management Act. There is a great difference between the needs of our urban roads and the needs of other roads, and we should establish realistic service levels that recognize the difference.

We should reform the organizational structure of the Department of Transportation to be sure financial matters are handled by financial professionals. We can ensure that the state road program always balances with available resources and that proper planning is the foundation for our road priorities.

We should reward good growth management techniques by sharing state dollars with local governments that do a good job of planning their growth. It's time to stop rewarding the current pattern of unmanaged growth by simply pouring more money into those areas that cause themselves the most problems.

We should ensure that individual taxpayers within a particular city or county bear an equitable tax burden, and we can make sure taxpayers in one part of the state aren't made to subsidize the runaway growth in another part of the state.

We should make it clear that impact fees are a part of responsible growth management, but that these fees must be within acceptable parameters to truly assess a development's impact on the community.

We should define urban service areas, and then become a responsible partner in meeting the financial needs of growth within those areas.

And we can reward responsible local governments by prohibiting unfunded state mandates.

This process will identify the local governments that are doing a responsible job of planning and are meeting their financial responsibilities. And it will give a clear and meaningful picture of the unmet needs, while identifying the level of government responsible for funding them.

Today I am transmitting the details of this package of transportation and growth management proposals to the Select Committee on Growth Management Implementation for consideration.

In the next 60 days, we have the opportunity to provide meaningful revisions and clear direction to the foundation laid in 1985 to ensure that the vision of the Growth Management Act can be properly realized.

While others may choose to follow a path that delays or abandons growth management, I have no intention of doing so.

Instead, we must travel the path toward a future that will make us all proud.

For the sake of our current residents, we must recognize that growth management does not simply mean more taxes. It doesn't mean providing an unending stream of money to match our growth. It means managing our growth so we can live within our means.

For the sake of our children, our grandchildren, and Floridians not yet born, we must recognize that growth management means a future they can cherish.

Now is the time, and we are the people to make growth management a reality. All of us—local government, builders, environmentalists, corporate leaders—all of us must work together on this crucial issue.

I am ready to meet at any time to discuss this vital matter. I look forward to working with all of you, in the same bipartisan spirit that gave us the Growth Management Act.

The challenges before us are immense. . . . but they are not overwhelming. Working together, I am confident we can do the job we were sent here to do.

The people of Florida are watching—and the future of Florida is waiting.

Thank you very much.

Following the Governor's address, the committee previously appointed escorted the Governor from the rostrum and from the House chamber, followed by the Lieutenant Governor, members of the Cabinet and justices of the Supreme Court.

On motion by Senator Scott, the joint session was dissolved at 11:50 a.m. and the Senators were escorted from the House chamber by the Senate Sergeant at Arms.

(Remainder of Senate business taken up prior to joint session.)

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senators Kirkpatrick, Woodson-Howard, Peterson, Malchon, Brown, Weinstock, Kiser, Dudley and Souto—

SB 1—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.01, F.S.; defining the term "marine fish"; creating s. 370.0605, F.S.; providing for saltwater fishing licenses; providing fees; providing duties of tax collectors and the Department of Natural Resources; prohibiting certain unlawful uses of a saltwater fishing license; creating s. 370.0606, F.S.; providing for the appointment of subagents for the issuance and sale of saltwater fishing licenses; providing for the disposition of license fees; creating a Marine Resources Conservation Trust Fund; providing for a marine information system; creating additional positions and providing appropriations; providing an effective date.

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

By Senator Crenshaw—

SB 2—A bill to be entitled An act relating to payments to jurors and witnesses; amending s. 40.24, F.S.; providing for an incremental increase in the daily compensation and mileage allowance for jurors; amending s. 40.31, F.S.; allowing the State Courts Administrator rather than the Comptroller to apportion appropriation; requiring that, under certain circumstances, reimbursement for juror and witness payment shall not exceed the amount apportioned to each county; amending s. 40.32, F.S.; providing conforming language; amending s. 40.34, F.S.; providing for form, submission, and audit of juror and witness payrolls; repealing ss. 40.29, 40.30, 40.33, F.S., relating to estimation and requisition of funds for juror and witness payment by county court clerks; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 3—A bill to be entitled An act relating to the state lottery; amending s. 24.105, F.S.; providing for compensation of retailers; amending s. 24.121, F.S.; revising the distribution of revenues received by the Department of the Lottery; providing an effective date.

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

By Senator Gordon—

SB 4—A bill to be entitled An act relating to contracts for the construction or maintenance of roads or bridges; amending s. 337.11, F.S.; requiring bids or proposals for such construction to include certain provisions related to dates of beginning and completing the work and to the length of the workweek; requiring those provisions to be included in the contract for the work; allowing a waiver by specified local governmental entities; providing an effective date.

—was referred to the Committee on Transportation.

By Senator D. Childers—

SB 5—A bill to be entitled An act relating to escrow accounts; requiring financial institutions to pay interest, as specified, on certain mortgage escrow accounts; requiring a report to the mortgagor; providing an effective date.

—was referred to the Committee on Commerce.

By Senator D. Childers—

SB 6—A bill to be entitled An act relating to elections; amending s. 99.061, F.S.; revising the qualifying period for candidates for federal office; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator D. Childers—

SB 7—A bill to be entitled An act relating to electrical transmission lines; amending ss. 403.061 and 403.523, F.S.; specifying a date by which the Department of Environmental Regulation is required to adopt certain requirements relating to such lines; providing an effective date.

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

By Senator Crenshaw—

SB 8—A bill to be entitled An act relating to the ad valorem tax exemption for totally and permanently disabled persons; amending s. 196.101, F.S.; raising the maximum allowable gross income for persons who may qualify for the exemption; providing for annual adjustments of such income limitation; providing for applicability of the act; providing an effective date.

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

By Senator McPherson—

SB 9—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.01, F.S.; defining the term "marine fish"; creating s. 370.0605, F.S.; providing for saltwater fishing licenses; providing fees; providing duties of tax collectors and the Department of Natural Resources; prohibiting certain unlawful uses of a saltwater fishing license; providing for a portion of the fees to be retained by counties for special marine resources projects; creating s. 370.0606, F.S.; providing for the appointment of subagents for the issuance and sale of saltwater fishing licenses; providing for the disposition of license fees; creating a Marine Resources Education Program Grant Trust Fund; providing for grants for public and private marine resources education programs; creating a Marine Resources Conservation Trust Fund; providing for a marine information system; specifying level of general revenue funding for certain activities and programs; creating additional positions and providing appropriations; providing an effective date.

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

By Senator McPherson—

SB 10—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515, F.S.; including certain emergency medical technicians and paramedics within the Special Risk Class of membership of the system; providing an effective date.

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

By Senator Langley—

SB 11—A bill to be entitled An act relating to freshwater fishing; creating s. 372.195, F.S.; requiring a permit for a freshwater fishing tournament or contest; providing for issuance by the Game and Fresh Water Fish Commission; prescribing fees; creating s. 372.196, F.S.; providing that it is unlawful to hold such a tournament or contest without a permit; providing penalties; providing an effective date.

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

By Senator Langley—

SB 12—A bill to be entitled An act relating to capital collateral representatives; amending s. 27.702, F.S.; providing that capital collateral representatives are authorized to appear only in the state courts; amending s. 27.703, F.S.; providing duties in cases of conflict of interest; amending s. 27.704, F.S.; providing qualifications for assistant capital collateral representatives and support personnel who provide legal representation; providing applicability; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Woodson-Howard—

SB 13—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; providing an effective date.

—was referred to the Committee on Education.

By Senators Gordon, Malchon, Weinstock, Margolis, Stuart, Weinstein and Forman—

SB 14—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 in 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 Senators Woodson-Howard and Weinstein—

SJR 15—A joint resolution proposing an amendment to Section 6, Article VII of the State Constitution, relating to homestead tax exemption, to tax the first $10,000 of the assessed value of homestead property and to exempt the next $25,000 of the assessed value of homestead property from taxation.

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

By Senator Peterson—

SB 16—A bill to be entitled An act for the relief of Wanda Ray; providing an appropriation to compensate Mrs. Ray for injuries she sustained as a result of the negligence of the Department of Transportation; providing an effective date.

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

By Senator Malchon—

SB 17—A bill to be entitled An act relating to health care; establishing the community health decisions program as a mechanism for public input into the development of public policy relating to ethical issues in health care; specifying certain issues to be addressed; providing for local public forums organized by the local health councils and a statewide conference sponsored by the Statewide Health Council; providing for technical assistance; providing for a final report; providing an effective date.

—was referred to the Committees on Health Care and Appropriations.

By Senator Malchon—

SB 18—A bill to be entitled An act relating to labor regulations; prohibiting employers from taking retaliatory personnel action against employees under certain conditions; authorizing civil actions and providing specified relief; providing for certain employer relief; providing an effective date.

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

By Senator Kirkpatrick—

SB 19—A bill to be entitled An act relating to the University of Florida; authorizing and directing the university to name a designated sports facility the "Scott Linder Tennis Stadium"; providing funds; providing an effective date.

—was referred to the Committee on Higher Education.

By Senator McPherson—

SB 20—A bill to be entitled An act relating to alcoholic beverages; providing a short title, the "Florida Responsible Vendor Act"; providing intent; providing definitions; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business Regulation to establish a responsible vendors program; providing for certification of participating vendors; prescribing qualifications; providing for renewal of certification; providing for suspension and revocation of certification; providing exemptions from license suspension and revocation for certified vendors for certain violations by their employees; providing for mitigation of administrative penalties for certain beverage law violations by employees; imposing a surcharge on alcoholic beverage license fees; providing for disposition and use of surcharge revenues; providing an appropriation; establishing additional positions in the department; providing effective dates.

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

By Senator Meek—

SB 21—A bill to be entitled An act relating to education; directing the Department of Education to develop a bilingual literacy program; specifying source of funds for the program; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Meek—

SB 22—A bill to be entitled An act relating to excise tax on documents; amending sections 1 and 2 of chapter 83-220, Laws of Florida, as amended, which authorize certain charter counties to levy a discretionary surtax on documents; revising the rate of the surtax and the documents to which it applies; amending section 3 of chapter 83-220, Laws of Florida, as amended; extending the period during which the surtax may be levied; providing an effective date.

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

By Senator Meek—

SB 23—A bill to be entitled An act relating to community services; amending s. 1, ch. 82-228, Laws of Florida; revising the Community Services Block Grant Program Act; changing the definition of the term "department" to refer to the Department of Community Affairs to conform to governmental reorganization; providing for administration of the act by that department; providing for appropriation of state funds to supplement federal funding; specifying uses of state-appropriated funds; providing for distribution of moneys in the Community Services Block Grant Fund; prescribing duties of the Community Services Block Grant Advisory Committee; deleting provisions that have served their purpose; providing for Sundown review and repeal; providing an effective date.

—was referred to the Committees on Community Affairs and Appropriations.

By Senator Meek—

SB 24—A bill to be entitled An act relating to educational scholarships; creating the Ronald E. McNair Memorial Scholarship Program; providing eligibility criteria for receiving awards under the program; providing for candidates for the awards to be nominated from each school

district; providing eligibility criteria for nomination; providing for a panel to select ten recipients for the awards, providing for the maximum number of awards for each recipient and the amount of each award; providing eligibility requirements for continuing receipt of the awards; creating the Ronald E. McNair Memorial Scholarship Trust Fund; providing an initial appropriation from the General Revenue Fund to the trust fund; providing for administration of trust fund moneys; amending s. 240.412, F.S.; creating the Jose Marti Scholarship Foundation; authorizing the foundation to advise the Department of Education and the State Board of Education on certain matters relating to the Jose Marti Scholarship Challenge Grant Fund; prescribing other duties of the foundation in relation to the grant fund; providing for appointment of members of the foundation; authorizing the foundation to accept gifts and grants; providing for private funds to be kept separate from moneys appropriated by the Legislature until such private moneys have been deposited into the scholarship trust fund; providing for the keeping of records and accounts of the foundation; providing an effective date.

—was referred to the Committees on Higher Education and Appropriations.

By Senators Dudley, Thomas, Stuart, Langley, Forman, Casas, Souto, McPherson, Beard, Crenshaw, Johnson, Woodson-Howard, Bruner, Walker, Thurman and Kirkpatrick—

SJR 25—A joint resolution proposing the addition of Section 17 to Article VII of the State Constitution, relating to general laws that require a county or municipal government to expend funds or that limit the ability of a county or municipal government to raise revenue or receive state revenue.

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

By Senator Meek—

SB 26—A bill to be entitled An act relating to food assistance for the needy; creating a Food Assistance Advisory Council; providing for administration by the Department of Health and Rehabilitative Services; providing for the appointment of members and their terms of office; prescribing qualifications for council membership and minimum frequency of council meetings; stating the functions of the council; providing for reimbursement of travel expenses; providing for future repeal and legislative review; establishing the Food Assistance Grant Program; prescribing the purpose of the program; providing for administration by the department; providing for rulemaking; establishing standards for making grants-in-aid to local food assistance organizations; restricting the amount and duration of grants; requiring the department to monitor and evaluate grant recipients' performances and to report to the council; providing an effective date.

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

By Senator Grizzle—

SJR 27—A joint resolution proposing an amendment to Section 4, Article IX of the State Constitution, relating to the election of school board members.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senator Gordon—

SB 28—A bill to be entitled An act relating to education; creating the High School Community Service Act; providing for pilot projects; providing a procedure for developing and submitting project proposals; describing project requirements; providing for selection, funding, and reporting; providing an effective date.

—was referred to the Committees on Education and Appropriations.

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

SB 29—A bill to be entitled An act relating to drivers' licenses; amending s. 322.121, F.S.; revising the requirements for the reexamination of drivers at the time of license renewal; providing an effective date.

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

By Senators Langley and Forman—

SB 30—A bill to be entitled An act relating to drivers' licenses; creating s. 322.2615, F.S.; providing circumstances under which a law enforcement officer, on behalf of the department, may immediately suspend the driving privilege of a person arrested for a violation of s. 316.193, F.S.; providing for a temporary driving permit authorizing the arrested person to drive for limited purposes; providing for informal review of such a suspension by the department; providing a procedure under which such a person may obtain formal review of the suspension by the department; granting the Department of Highway Safety and Motor Vehicles rulemaking authority with respect to the conduct of such reviews; authorizing the department to issue such arrested person a temporary driving permit in certain circumstances; providing for appellate review; amending s. 322.271, F.S.; expanding circumstances under which certain persons may not receive driving permits for business or employment purposes; repealing s. 322.261, F.S., relating to driver's license suspension for refusal to submit to breath, urine, or blood test for impairment; providing an effective date.

—was referred to the Committees on Transportation; Judiciary-Criminal; Judiciary-Civil; and Finance, Taxation and Claims.

By Senator Meek—

SB 31—A bill to be entitled An act relating to corporate income tax; creating s. 220.185, F.S.; allowing an annual credit against net income tax for a housing contribution, as defined; providing for carryover of credit from a previous year; providing eligibility requirements; providing application requirements; providing for administration; providing for rulemaking; placing a cap on the aggregate tax credits; creating s. 220.70, F.S.; allowing a bank or savings association an annual credit against the franchise tax for a housing contribution; providing for carryover of credit from a previous year; placing a cap on the annual tax credit for a bank or savings association; amending s. 220.02, F.S.; specifying the order in which credits are applied; providing an effective date.

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

By Senator Dudley—

SB 32—A bill to be entitled An act relating to cruelty to animals; amending s. 828.27, F.S.; redefining "officer"; prescribing a training course for animal control officers and specifying content; requiring certain curriculum approval; providing for issuance of a certificate; providing an exemption; authorizing imposition of a civil penalty surcharge to pay the costs of the training course; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senators Dudley, Langley, Peterson, Souto, Forman, D. Childers, Thurman, Grant, Beard, Girardeau and Woodson-Howard—

SB 33—A bill to be entitled An act relating to motor vehicle licenses; creating s. 320.0895, F.S.; providing for issuance of "Purple Heart" license plates; providing an effective date.

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

By Senators Dudley, Woodson-Howard, Myers, Johnson, Malchon, Peterson, D. Childers, Brown, Bankhead, Jennings, Thurman, Weinstein and Casas—

SB 34—A bill to be entitled An act relating to taxation; repealing s. 651.027, F.S., relating to the imposition of insurance premium taxes on continuing care contract entrance fees; providing for retroactive application and for refunds to taxpayers; providing an effective date.

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

By Senator Kirkpatrick—

SB 35—A bill to be entitled An act relating to health services regulation; amending s. 381.704, F.S.; adding geographic accessibility to the review methodology for health services and health facilities; amending s. 381.705, F.S.; adding criteria for locating additional nursing home beds; providing an effective date.

—was referred to the Committee on Health Care.

By the Committee on Finance, Taxation and Claims; and Senators Dudley and Gardner—

SJR 36—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution, relating to assessment of homestead property.

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

By Senator Meek—

SB 37—A bill to be entitled An act relating to treatment and rehabilitation of drug dependent persons; creating s. 397.0521, F.S.; allowing involuntary examination at a treatment resource of certain persons who are dependent on drugs; prescribing procedures for the involuntary examination; providing for transporting the drug-dependent person to a treatment resource; providing for alternative courses of action after the examination; requiring the giving of a notice of release to specified persons and entities; creating s. 397.0522, F.S.; providing for treatment and services for persons intoxicated from ingestion of a controlled substance; allowing a peace officer to detain the person with consent or, as specified, without consent; requiring prompt examination by a physician; providing for detention of an incapacitated person for a limited time; requiring notification of kin in certain circumstances; allowing and providing limitations upon protective custody; exempting certain peace officers and public safety agencies from specified liability; providing for encouraging further treatment, as appropriate; providing an effective date.

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

By Senator Meek—

SB 38—A bill to be entitled An act relating to excise tax on documents; amending s. 3 of ch. 83-220, Laws of Florida, as amended, which authorizes certain charter counties to levy a discretionary surtax on documents; revising the repeal date of said surtax; providing an effective date.

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

By the Committee on Ethics and Elections; and Senators Meek and Forman—

SB 39—A bill to be entitled An act relating to registration of electors; amending s. 97.041, F.S.; relating to qualifications to register or vote; creating s. 97.0625, F.S.; providing an alternative procedure for the registration of electors; providing for the prescribing and approval of mail registration forms by the Department of State; providing for local variance; providing for contents, completeness, and timely presentation; providing for correction of deficiencies; providing for mailing of registration identification cards; providing for the availability of forms; providing for rules; amending ss. 97.071, 98.111, 101.692, F.S.; conforming provisions; amending s. 104.012, F.S.; providing penalties for attempting to deter a person from registering or for interfering with the exercise of a person's right to register; repealing s. 97.063, F.S., relating to absentee registration; providing an effective date.

—was referred to the Committee on Ethics and Elections.

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

SB 40—A bill to be entitled An act relating to public officers and employees; amending s. 112.061, F.S.; providing an increase in the state per diem and subsistence allowance for travel; providing an effective date.

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

By Senator Kirkpatrick—

SB 41—A bill to be entitled An act relating to the Florida Education Finance Program; amending s. 236.081, F.S.; providing an additional method for school districts to calculate full-time equivalent student memberships for purposes of the program; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committee on Governmental Operations—

SB 42—A bill to be entitled An act relating to security systems; amending s. 281.301, F.S.; continuing the exemption of the records and meetings regarding security systems for property owned by or leased by the state or any of its political subdivisions from the public record requirements of ch. 119, F.S., and the public meeting requirements of s. 286.011, F.S., notwithstanding the Open Government Sunset Review Act; providing for future review of such exemptions pursuant to that act; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senators Gordon, Stuart, Weinstein, Meek, Malchon, Weinstock, Margolis and Forman—

SJR 43—A joint resolution proposing an amendment to Section 8 of Article I of the State Constitution relating to the right to bear arms.

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

By Senator Gordon—

SB 44—A bill to be entitled An act relating to the Florida Prepaid Postsecondary Education Expense Program; amending s. 240.551, F.S.; requiring that a contract for advance payments into the Prepaid Postsecondary Education Expense Trust Fund provide for the refund of such payments, with interest, under specified circumstances; providing an effective date.

—was referred to the Committee on Higher Education.

By Senators Margolis, Souto, Casas, Malchon, Thurman, Plummer, Beard, Johnson, McPherson, Woodson-Howard, Brown, Weinstein, Gordon, Crenshaw, Ros-Lehtinen, Forman, Meek, Thomas, Bruner, Walker, Scott and Grant—

SB 45—A bill to be entitled An act relating to criminal penalties; creating the "Law Enforcement Protection Act"; providing legislative findings and intent; creating s. 775.0823, F.S.; establishing mandatory minimum penalties outside the sentencing guidelines for persons convicted of murder, manslaughter, aggravated battery, and aggravated assault of law enforcement officers; providing an effective date.

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

By Senators Girardeau, McPherson, Crenshaw, Davis and Peterson—

SB 46—A bill to be entitled An act relating to jurors; amending s. 40.01, F.S.; providing that jurors shall be selected from persons possessing a valid driver's license or identification card, rather than from registered electors; amending s. 98.211, F.S.; deleting the provision that lists of electors be used for purposes of jury selection; 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; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Dudley—

SB 47—A bill to be entitled An act relating to local occupational license taxes; amending ss. 205.033, 205.043, F.S.; extending to all counties and municipalities the authority to levy an additional occupational license tax, the proceeds of which are to be used for implementation of a comprehensive economic development strategy; providing an effective date.

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

By Senators Ros-Lehtinen, Souto and Casas—

SB 48—A bill to be entitled An act relating to licensure of physicians; amending s. 458.311, F.S.; establishing requirements for licensure by examination of physicians from certain foreign countries; providing an appropriation; establishing a training program; providing an effective date.

—was referred to the Committees on Economic, Professional and Utility Regulation; and Appropriations.

By Senator D. Childers—

SB 49—A bill to be entitled An act relating to the correctional system; amending s. 944.275, F.S.; limiting the amount of time an inmate's term of imprisonment may be reduced by the award of gain-time; providing an effective date.

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

By Senators Deratany and D. Childers—

SB 50—A bill to be entitled An act relating to homeowners associations in residential developments; providing definitions; providing for the transfer of the control of the board of administration of a mandatory homeowners association from the developer to the unit owners under certain circumstances; providing for the transfer of certain property; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senators Kirkpatrick, Gordon, Casas, Myers and Souto—

SB 51—A bill to be entitled An act relating to gambling; creating s. 849.085, F.S.; providing that it is not a crime to participate in specified games; providing definitions; providing restrictions; providing that debts arising from participation in such games are not legally enforceable; limiting liability of condominium associations and unit owners; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Davis—

SB 52—A bill to be entitled An act relating to alcoholic beverages; amending s. 562.11, F.S.; requiring a court to suspend, for a specified period, the driver's license or driving privilege of a person convicted of misstating or misrepresenting a minor's age in order to induce another to provide alcoholic beverages to the minor; providing an effective date.

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

By Senator Brown—

SB 53—A bill to be entitled An act relating to public officers; amending ss. 112.312, 112.3143, F.S.; providing additional public disclosure requirements for certain public officers; amending s. 112.3185, F.S., relating to prohibited contractual relationships; deleting a cross-reference to conform to revisions made by this act; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senators Forman and Weinstein—

SB 54—A bill to be entitled An act relating to growth management; amending s. 163.3202, F.S.; authorizing the inclusion of a provision relating to mandatory platting in certain local land development regulations; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Gardner—

SJR 55—A joint resolution proposing an amendment to Section 4 of Article VII and the creation of Section 20 of Article XII of the State Constitution, relating to the assessment for ad valorem tax purposes of property classified as homestead property.

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

By Senators Kirkpatrick and Souto—

SB 56—A bill to be entitled An act relating to the Bottled Water Act; reenacting s. 381.294(6), F.S.; correcting the omission of paragraphs (c), (d), and (e) of that subsection, regulating the operation of bottled water plants and water dealers, from section 1 of chapter 88-89, Laws of Florida; providing an effective date.

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

By Senator Myers—

SB 57—A bill to be entitled An act relating to public health; providing for the vaccination of dogs and cats against rabies; requiring each county to designate a rabies vaccination administrator; establishing qualifications for such administrators; establishing vaccine requirements and providing vaccination exceptions; providing requirements for rabies vaccination certificates; providing a penalty; providing for the purchase of vaccines; requiring recordkeeping; providing for the adoption of local government regulations; prohibiting the use of certain vaccines; providing exceptions; providing an effective date.

—was referred to the Committees on Community Affairs and Health Care.

By Senator Myers—

SB 58—A bill to be entitled An act relating to the homestead exemption from ad valorem taxation; amending s. 196.031, F.S.; providing that certain residences qualify for such exemption in a given year, even if permanent residency is established after January 1 of that year; providing an effective date.

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

By Senator McPherson—

SB 59—A bill to be entitled An act relating to vessels; amending s. 327.33, F.S.; deleting an exception provided for actions which otherwise constitute the careless operation of a vessel; providing an effective date.

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

By Senator Peterson—

SJR 60—A joint resolution proposing an amendment to Section 16 of Article III of the State Constitution relating to legislative apportionment.

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

By Senator W.D. Childers—

SR 61—A resolution commending Jim C. Bailey for his outstanding service to education as a member of the Escambia County School Board.

—was referred to the Committee on Rules and Calendar.

By Senators McPherson, Dudley, Margolis, Davis, Kiser, Kirkpatrick, Meek, Weinstein and Myers—

SB 62—A bill to be entitled An act relating to the regulation of interior designers; amending s. 21, chapter 88-383, Laws of Florida; providing for the licensure of certain persons without examination; providing clarifying language; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Grant—

SB 63—A bill to be entitled An act relating to social and economic assistance; amending s. 409.185, F.S.; providing that the Department of Health and Rehabilitative Services, in determining eligibility for financial assistance, must exclude certain money received for damages; providing that certain money received by a person for damages is not subject to a lien by or available for repayment to a state or local government for grants of financial assistance to that person or his family; providing an effective date.

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

By Senator Brown—

SB 64—A bill to be entitled An act relating to public officers, candidates for public office, and public employees; amending s. 112.322, F.S.; prescribing the duty of the Commission on Ethics to investigate complaints of violation of constitutional provisions relating to breach of the public trust by public officers or employees; providing for the imposition, by the commission, of a civil penalty for failure to file timely disclosure of financial interests or clients represented; providing for appeal; providing for disposition of the penalties collected; directing the Attorney Gen-

eral to bring civil actions for recovery of unpaid civil penalties; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senator Kiser—

SB 65—A bill to be entitled An act relating to administrative rulemaking; amending s. 120.54, F.S.; revising items that must be included in the economic impact statement that must be prepared by an agency before it adopts, amends, or repeals a rule; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Governmental Operations—

SB 66—A bill to be entitled An act relating to low-income farmworkers; establishing a pilot program for a community-development system to address the needs of low-income farmworkers; providing definitions; providing for the pilot program to be developed and implemented by the Migrant Labor Program Office in the Executive Office of the Governor; creating a state review committee to assist in developing and implementing the pilot program; providing for membership, meetings, and duties of the state review committee; providing for rules of the state review committee; providing pilot program eligibility criteria; providing application procedures; requiring a community-development coordinator; providing duties of the community-development coordinator; providing for selection of two communities to participate in the pilot program; establishing the Farmworker Pilot Program Trust Fund; providing for administration of the trust fund; providing for disbursement of funds; establishing reporting requirements; providing for expiration of the act; providing an effective date.

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

By Senator Malchon—

SB 67—A bill to be entitled An act relating to smoking in public places; amending s. 386.207, F.S.; specifying duties of certain public agencies to report violations of prohibitions against smoking to the Division of Hotels and Restaurants of the Department of Business Regulation; removing the duty of the division to report violations to the Department of Health and Rehabilitative Services; providing an effective date.

—was referred to the Committees on Governmental Operations and Regulated Industries.

By Senator Malchon—

SB 68—A bill to be entitled An act relating to firearms; requiring persons to keep firearms in a locked container or secured with a trigger lock under certain circumstances; providing criminal penalties; providing an effective date.

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

By the Committee on Ethics and Elections; and Senator Brown—

SB 69—A bill to be entitled An act relating to public officers, candidates for public office, and public employees; amending s. 112.312, F.S.; defining the term "breach of the public trust" for purposes of the code of ethics for public officers and employees and s. 8, Art. II, State Const.; amending s. 112.317, F.S.; prescribing penalties for violating the code of ethics or s. 8, Art. II, State Const., relating to ethics in government; providing for civil actions to recover certain penalties; amending s. 112.320, F.S.; declaring that a purpose of the Commission on Ethics is to serve as the independent commission provided for in s. 8, Art. II, State Const.; amending s. 112.322, F.S.; prescribing investigatory and other powers and duties of the commission with respect to a sworn complaint of a breach of the public trust; providing for issuance of advisory opinions by the commission; amending s. 112.324, F.S.; prescribing procedures on complaints alleging breach of the public trust; providing for limited confidentiality of the proceedings, the complaint, and other records relating to the preliminary investigation; specifying the disciplinary body or official having authority to invoke penalties with respect to different classes of violator; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senators Girardeau, Gordon, Weinstock and Weinstein—

SB 70—A bill to be entitled An act relating to the investment of state-operated trust funds; creating s. 215.442, F.S.; requiring divestiture of moneys in such trust funds which are invested in obligations of companies and financial institutions doing certain business with the Republic of South Africa or Namibia; prohibiting such investments in the future; providing a phasing schedule for such divestiture; providing certain duties for the Board of Administration; providing an effective date.

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

By Senator Woodson-Howard—

SB 71—A bill to be entitled An act relating to nursing; creating s. 240.4075, F.S.; establishing a student loan forgiveness program for nurses who are employed by a nursing home or hospital in the state; providing for rules; providing for implementation of the program; providing an effective date.

—was referred to the Committees on Health Care; Economic, Professional and Utility Regulation; and Appropriations.

By Senator Kirkpatrick—

SB 72—A bill to be entitled An act relating to stormwater; amending s. 403.031, F.S.; providing definitions of the terms "stormwater performance standards" and "stormwater management system" for purposes of ch. 403, F.S.; amending the term "stormwater management system" as presently used in s. 403.0891, F.S., relating to assessment of such systems, and s. 403.918, F.S., relating to criteria for granting permits for activities in wetlands; creating s. 403.0885, F.S.; providing for a stormwater management program to be undertaken jointly by the Department of Environmental Regulation and water management districts; providing for the department to adopt stormwater performance standards and to require systems constructed or operated by water management districts to comply with those standards; providing criteria for the standards; providing a presumption regarding compliance with the standards; allowing the department to delegate the regulation of stormwater management systems; requiring a determination that a standard can be reasonably implemented; providing for an assessment of the impact of stormwater discharge; requiring a report; creating s. 403.0887, F.S.; providing for the operation and maintenance of stormwater discharge facilities; providing for local governments to assure that the facilities are properly operated; allowing a local government to declare a stormwater discharge facility to be a nuisance and to assess certain costs related to such facility against those served by the facility; allowing the imposition of a lien for nonpayment of assessments; providing an effective date.

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

By Senator Jennings—

SB 73—A bill to be entitled An act relating to unemployment compensation; amending s. 443.091, F.S.; providing that any claimant unavailable for work because of jury duty shall not be disqualified for benefits; providing an effective date.

—was referred to the Committee on Commerce.

By Senators Girardeau, McPherson and Gordon—

SB 74—A bill to be entitled An act relating to drivers' licenses; amending s. 322.271, F.S.; providing additional requirements under which the Department of Highway Safety and Motor Vehicles may reinstate, for business or employment purposes, a driver's license that has been revoked under specified circumstances; providing requirements under which the department may reinstate, for employment purposes, a driver's license that has been permanently revoked; providing requirements for retaining such license; conforming language; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Meek—

SB 75—A bill to be entitled An act establishing the Martin Luther King, Jr., Commemorative Commission; specifying the purposes of the commission; providing for membership on the commission; specifying terms of the members; providing for filling of vacancies; providing for

quorum; providing for per diem and travel expenses; requiring coordination of plans; requiring development of programs and materials; providing for staff and facilities; requiring annual reports; providing for expiration and legislative review; providing an effective date.

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

By Senator Meek—

SB 76—A bill to be entitled An act relating to voter registration; providing for the acceptance of voter registration applications by the Department of Highway Safety and Motor Vehicles or the tax collectors in conjunction with the registration of motor vehicles or issuance or renewal of drivers' licenses or identification cards; providing for a common form and for the adoption of rules; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Transportation.

By the Committee on Judiciary-Criminal and Senator Meek—

SB 77—A bill to be entitled An act relating to the false personation of law enforcement officers; prohibiting the sale of law enforcement badges, identifications, or uniforms to certain persons; prohibiting the purchase of a badge, identification, or uniform to falsely assume or pretend to be any of specified law enforcement officers or employees; providing penalties; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Meek—

SB 78—A bill to be entitled An act relating to charitable organizations; creating s. 849.0932, F.S.; providing definitions; authorizing certain charitable organizations to conduct casino games for fundraising purposes; limiting the number of games per week; providing criteria for persons conducting the games; providing requirements for the location of such games; prohibiting certain persons from participating in such games; providing penalties; providing an effective date.

—was referred to the Committees on Judiciary-Criminal; and Economic, Professional and Utility Regulation.

By Senator Meek—

SB 79—A bill to be entitled An act relating to financial institutions regulated by the Department of Banking and Finance; creating the Community Reinvestment Act; requiring the department, when examining a bank, savings and loan association, or savings bank, to assess the record of such institution in meeting the credit needs of the entire community and to take the record of such institution in meeting such needs into account in evaluating an application by such institution for a deposit facility or relocation of such facility; requiring a financial institution to invest a specified percentage of its real estate investments in loans designated for housing, businesses, or farms in low-income or moderate-income neighborhoods; requiring an annual report by the department; providing rulemaking authority; providing for enforcement; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Meek—

SB 80—A bill to be entitled An act relating to motor vehicle rentals; limiting the amount of damages that the renter of a motor vehicle may be held liable for in certain circumstances; providing exceptions; restricting the manner in which certain motor vehicle rentals may be advertised and the rental rates that may be charged for such rentals; providing an effective date.

—was referred to the Committees on Economic, Professional and Utility Regulation; and Insurance.

By the Committee on Commerce—

SB 81—A bill to be entitled An act relating to economic development agencies; amending s. 288.075, F.S.; continuing the exemption of certain agency records from the public records requirements of s. 119.07, F.S.; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committee on Commerce.

By the Committee on Commerce—

SB 82—A bill to be entitled An act relating to the coordinating council for the Florida Fiscal Accounting Management Information System; amending s. 215.96, F.S.; requiring the Comptroller to maintain the minutes of each meeting of the council and provide public access to the minutes; providing for meetings of the council; providing for reimbursement of per diem and traveling expenses of members of the council; providing that notwithstanding the Sundown Act, said section is not repealed October 1, 1989; providing for expiration of said section and for review of said section in advance thereof; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Gordon—

SB 83—A bill to be entitled An act relating to dissolution of marriage; creating s. 61.032, F.S.; providing that dissolution proceedings are private; providing that records of such proceedings are not public records and shall be automatically sealed; providing an exception; providing an effective date.

—was referred to the Committees on Judiciary-Civil; and Ethics and Elections.

By Senator Gordon—

SB 84—A bill to be entitled An act relating to the state group insurance program; amending s. 110.123, F.S.; revising provisions relating to participation by retired state officers and employees; providing an effective date.

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

By Senator Gordon—

SB 85—A bill to be entitled An act relating to state employees; providing that a state employee may be given leave to undertake certain academic work and that he shall receive his salary and benefits and retain his job and seniority while undertaking such work, under specified conditions; providing for the employee to repay the salary in some circumstances; providing an effective date.

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

By Senator Meek—

SB 86—A bill to be entitled An act relating to motor vehicle license plates; amending s. 320.0809, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue collegiate license plates for community colleges; providing a procedure similar to that authorized for issuing such plates for universities; providing fees; providing for distribution of the revenues from the fees; providing an effective date.

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

By Senator Meek—

SB 87—A bill to be entitled An act relating to the University of Florida; naming the Civil Legal Clinic at the University of Florida, College of Law, the Virgil Darnell Hawkins Civil Legal Clinic; providing an effective date.

—was referred to the Committee on Higher Education.

By Senator W.D. Childers—

SB 88—A bill to be entitled An act relating to elector registration; amending s. 97.1031, F.S.; repealing s. 97.072(2), F.S.; replacing the existing procedure for an elector to change his party affiliation with a new procedure; revising terminology respecting the procedure for an elector to change his residence address or name; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Dudley—

SB 89—A bill to be entitled An act relating to sales tax exemptions; amending s. 212.08, F.S.; providing an exemption from sales taxes for plants sold by certain garden clubs for specified purposes; providing an effective date.

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

By Senator Jennings—

SB 90—A bill to be entitled An act relating to sales tax exemptions; amending s. 212.08, F.S.; providing an exemption from taxation for sales of certain articles used by blind persons; providing an effective date.

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

By the Committee on Natural Resources and Conservation—

SM 91—A memorial to the Congress of the United States, urging Congress to revisit the provisions of section 1114 of Public Law 99-662, the Water Resources Development Act of 1986, which provides for the deauthorization of the Cross Florida Barge Canal Project, contingent upon specified action by the State of Florida and the Secretary of the Army of the United States, and provide instead for a simple deauthorization which will allow existing Florida law to govern the disposition of the lands held by the Canal Authority of the State of Florida.

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

By the Committee on Health Care—

SB 92—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; amending s. 20.19, F.S.; abolishing the Medicaid Advisory Council; reviving and readopting s. 20.19(5)(d), F.S.; notwithstanding its scheduled repeal under the Sundown Act; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Kiser—

SB 93—A bill to be entitled An act relating to the Florida Prepaid Postsecondary Education Expense Program; amending s. 240.551, F.S.; expanding the definition of "qualified beneficiary" for purposes of the program; providing an effective date.

—was referred to the Committee on Higher Education.

By Senators Crenshaw, Stuart, Grant, Davis, Gardner, Forman and Thurman—

SB 94—A bill to be entitled An act relating to highway safety; creating s. 322.095, F.S.; providing additional requirements for issuance of a first-time driver's license; directing the Department of Highway Safety and Motor Vehicles to establish a traffic law and substance abuse education course; providing for fees; requiring certified local DUI schools to offer the course; amending s. 322.08, F.S.; prohibiting the department from issuing a driver's license to certain persons who do not complete the course; providing an assessment to fund the establishment of standards for the course; providing an effective date.

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

By Senator Kirkpatrick—

SB 95—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.1105, F.S.; prohibiting the use of saltwater finfish traps within a specified distance from an artificial reef under certain circumstances; amending s. 370.25, F.S.; requiring the Department of Natural Resources to establish criteria for the construction and management of certain artificial fishing reefs; providing an effective date.

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

By Senators Margolis and Weinstein—

SB 96—A bill to be entitled An act relating to tax on sales, use and other transactions; amending ss. 212.08 and 634.415, F.S.; providing an exemption for service warranty premiums received by service warranty associations; providing an effective date.

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

By the Committee on Governmental Operations—

SB 97—A bill to be entitled An act relating to the Florida State Archives; amending s. 257.35, F.S.; continuing, with modifications, the exemption of certain records in the custody of the Florida State Archives from public records requirements; exempting certain manuscripts and archival materials from the public records requirements of s. 119.07(1), F.S.; providing for future legislative review of these exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Governmental Operations—

SB 98—A bill to be entitled An act relating to security of data and information technology resources; amending s. 282.318, F.S.; continuing the exemption of risk-analysis information and internal audits and evaluations from the public records requirements of ch. 119, F.S.; continuing, with modifications, such exemption for written internal policies and procedures; providing for future legislative review of these exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Governmental Operations—

SB 99—A bill to be entitled An act relating to the Florida Folklife Archives; amending s. 267.16, F.S.; continuing the limited exemption from public records requirements for archival materials acquired under terms or conditions which limit their use; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senators D. Childers and Kiser—

SB 100—A bill to be entitled An act relating to elections; amending ss. 100.061, 100.091, F.S.; specifying that first and second primary elections may be held to select nominees for certain local offices; creating s. 100.095, F.S.; providing for one primary election to select nominees for federal and state offices; providing that candidates receiving the highest number of votes be declared nominated; providing a method for deciding tie votes; amending ss. 97.021, 98.051, 98.081, 99.061, 99.095, 99.103, 100.111, 103.021, 103.022, 103.091, 105.031, 105.035, 105.041, 105.051, 106.07, 106.08, 106.35, 582.18, F.S.; conforming provisions; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senators Peterson, Woodson-Howard, Johnson, Gardner, Stuart, Walker, D. Childers, Myers and Forman—

SB 101—A bill to be entitled An act relating to public schools; providing for dropout prevention pilot projects; specifying project proposal content; providing a selection procedure; providing for project funding; prescribing reporting requirements; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committee on Education—

SB 102—A bill to be entitled An act relating to environmental education; amending s. 229.8055, F.S.; expanding the environmental education program to provide such education in community colleges and state universities; requiring the Commissioner of Education, the Chancellor of the State University System, and the State Board of Community Colleges to administer the program; requiring the Department of Education to disseminate information regarding environmental education for adults to the school districts; amending s. 229.8058, F.S.; creating the Interagency Environmental Education Coordinating Board within the Executive Office of the Governor to assist the department to conduct the environmental education program and to coordinate the environmental education programs of certain state agencies and water management districts; providing for appointments to the board; specifying terms of board members; creating the Community Environmental Education Coordinating Board within the Executive Office of the Governor to review environmental education programs and make recommendations to state agencies and private organizations regarding such programs; providing for appointments to the board; specifying terms of board members; requiring the boards to merge and meet at least annually as a Council on Comprehensive Environmental Education to develop a plan for environmental education and file the plan and a status report with the State Board of Education and the Legislature each year; providing for payment of per diem and travel expenses of board and council members; providing for expiration of s. 229 8058, F.S., and legislative review of said section in advance thereof; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator W.D. Childers—

SB 103—A bill to be entitled An act relating to qualification and registration of electors; amending s. 97.063, F.S.; deleting the requirement of completion of a separate form by an elector registering absentee in order to cancel a previous registration; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By the Committee on Health and Rehabilitative Services—

SB 104—A bill to be entitled An act relating to advisory councils of the Department of Health and Rehabilitative Services; amending s. 20.19, F.S.; prescribing additional duties of the Deputy Secretary for Operations; prescribing duties of district administrators with respect to use of district advisory councils; prescribing duties of district advisory councils with respect to advocacy on behalf of services for departmental clients; increasing the number of consecutive terms of office for district advisory council members; requiring district administrators to attend advisory council meetings; prescribing advisory duties of the District Advisory Council Statewide Coordinating Council and requiring the Secretary of Health and Rehabilitative Services or a deputy secretary to attend each council meeting; reviving and readopting s. 20.19(8), notwithstanding its scheduled repeal pursuant to s. 11.611, F.S., and providing for future repeal and review of said subsection; providing an effective date.

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

By Senator Grant—

SB 105—A bill to be entitled An act relating to search warrants; amending s. 933.18, F.S.; amending the list of child abuse offenses which authorize issuance of a warrant to search a private dwelling; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By the Committee on Transportation—

SB 106—A bill to be entitled An act relating to motor vehicle and mobile home registration records; amending s. 320.025, F.S.; continuing and expanding the public records law exemption for motor vehicle registrations and license plates issued under fictitious names to law enforcement agencies and public defender's offices; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; amending s. 320.05, F.S.; continuing the restriction on access to motor vehicle registration records to persons furnishing positive proof of identification but eliminating that restriction with respect to mobile home registration records; providing for future legislative review of this restriction pursuant to the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committee on Transportation.

By the Committee on Transportation—

SB 107—A bill to be entitled An act relating to the Department of Transportation; repealing s. 337.105(3), F.S.; repealing the exemption from public inspection requirements provided for certain price proposals submitted to the department; amending ss. 337.14, 337.168, F.S.; exempting certain information relating to the award and monitoring of contracts by the department from public inspection requirements; saving such exemptions from repeal; providing for review of exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Grant—

SB 108—A bill to be entitled An act relating to the Department of Law Enforcement; amending ss. 943.03, 943.04, F.S.; transferring the duty to investigate certain misconduct by public officials from the Division of Criminal Investigation to the department generally; empowering the Division of Criminal Investigation to conduct other investigations; creating s. 943.041, F.S., and amending s. 943.26, F.S.; transferring the Crimes Against Children Criminal Profiling Trust Fund from the Division of Local Law Enforcement Assistance to the department generally; prescribing duties of the Division of Local Law Enforcement Assistance, including duties related to provision of forensic services; amending s. 20.201, F.S.; renaming the Division of Crime Laboratories and Staff Services as the Division of Staff Services; amending ss. 943.29, 316.193, 382.025, F.S., to conform; renumbering s. 943.29, F.S., as s. 943.381, F.S.; providing an effective date.

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

By Senators Gordon and Grant—

SB 109—A bill to be entitled An act relating to enforcement of contracts; providing that the parties to certain contracts may agree that the law of this state will govern their rights and duties under such contracts; providing that the parties to certain contracts may agree to subject themselves to the jurisdiction of the courts of this state in the event of disputes under such contracts; providing that the act does not affect the enforcement of choice-of-law provisions in, or the jurisdiction of the courts of this state with respect to, other contracts; providing for applicability of the act; providing an effective date.

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

By the Committee on Health and Rehabilitative Services—

SB 110—A bill to be entitled An act relating to program office advisory councils of the Department of Health and Rehabilitative Services; amending s. 20.19, F.S.; abolishing the program office advisory councils within the department; repealing s. 381.0615(4), F.S., relating to the Children, Youth, and Families Program Office Advisory Council; providing an effective date.

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

By the Committee on Ethics and Elections—

SB 111—A bill to be entitled An act relating to elections; amending s. 102.111, F.S.; creating s. 102.112, F.S.; providing procedure and a deadline for reporting election returns to the Department of State; providing penalties for late returns; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By the Committee on Ethics and Elections—

SB 112—A bill to be entitled An act relating to elections; amending s. 99.012, F.S.; providing restrictions on persons qualifying for public office; providing exceptions; providing definitions; providing for removal of a person's name from the ballot for his failure to comply with the restrictions; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Grant—

SB 113—A bill to be entitled An act relating to international development banks; amending s. 663.301, F.S.; modifying the definition of "international development bank"; defining "regional development bank"; amending s. 663.306, F.S.; prohibiting the Department of Banking and Finance from approving an application to organize an international development bank if it finds that the applicant's paid-in capital stock is less than that required for Florida state banks; amending s. 663.307, F.S.; prohibiting the use of specified words in the name of an international development bank unless authorized by federal law; prescribing a penalty; amending s. 663.309, F.S.; authorizing international development banks to provide financing for import-export transactions as allowed under federal law; prohibiting international development banks from offering deposit accounts other than those allowed to be offered by an international bank agency; amending s. 663.313, F.S.; modifying the stock ownership requirements applicable to international development banks; amending s. 663.318, F.S.; requiring international development banks organized for profit to maintain reserves equal to the reserves of state banks; creating s. 663.319, F.S.; providing rulemaking authority to the Department of Banking and Finance; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Brown—

SB 114—A bill to be entitled An act relating to public officers and employees; transferring, renumbering, and amending s. 116.111, F.S.; deleting a provision which prohibits a person appointed, employed, promoted, or advanced in violation of restrictions on the employment of relatives by governmental agencies from being paid; providing an effective date.

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

By Senator D. Childers—

SB 115—A bill to be entitled An act relating to education; amending s. 232.26, F.S.; providing for the suspension and expulsion of public school students found in unauthorized possession of a firearm, knife, or weapon while on certain public school property or in attendance at a school function; authorizing alternative educational programs for such students; amending s. 240.133, F.S.; requiring the expulsion of any state university or community college student found in unauthorized possession of a firearm or weapon while on certain state university or community college property; providing an effective date.

—was referred to the Committees on Education and Higher Education.

By the Committee on Transportation—

SB 116—A bill to be entitled An act relating to motor vehicle accident reports; amending ss. 316.065, 316.066, 324.051, F.S.; revising the circumstances under which a driver involved in an accident must report the accident to the appropriate law enforcement agency and to the Department of Highway Safety and Motor Vehicles; revising the circumstances under which a law enforcement officer who investigates an accident must report the accident to the department; eliminating the requirement that the short-form report of the accident provided by the law enforcement officer to each party involved in the accident must be provided within a specified time; revising requirements as to when and to whom proof of insurance must be provided; providing penalties; eliminating requirements that certain accident reports filed by owners or operators of motor vehicles be kept confidential; providing for the admissibility of accident reports into evidence; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Ros-Lehtinen—

SB 117—A bill to be entitled An act relating to the Florida Birth-Related Neurological Injury Compensation Plan; amending s. 766.314, F.S.; exempting certain physicians from mandatory assessments; providing an effective date.

—was referred to the Committees on Insurance and Appropriations.

By Senator Ros-Lehtinen—

SB 118—A bill to be entitled An act relating to elections; amending s. 106.021, F.S.; requiring certain candidates for office to file certain information relating to their campaign treasurers with the supervisor of elections in such candidate's residence county; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By the Committee on Judiciary-Civil—

SB 119—A bill to be entitled An act relating to alternative dispute resolution; providing legislative purpose, findings, and intent; providing for grant of a summary jury trial upon joint motion of counsel for each party; limiting the time within which counsel may move for a summary jury trial; limiting the length of a summary jury trial; providing for the conduct of a summary jury trial; providing for the use or effect of the advisory opinion rendered in a summary jury trial; prohibiting certain facts relating to the summary jury trial from admission into evidence at a subsequent trial on the merits; providing for recording of the summary jury trial under certain circumstances; requesting the Supreme Court to adopt rules of practice and procedure for the conduct of a summary jury trial; requiring the Legislature to review the act; providing an effective date.

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

By Senator Brown—

SB 120—A bill to be entitled An act relating to ethics for public officers and employees; amending s. 112.312, F.S.; defining the terms "facts materially related to the complaint at issue" and "party materially related to the complaint at issue" for purposes of the code of ethics; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senators Brown and Dudley—

SB 121—A bill to be entitled An act relating to local governments; creating the Local Option Interim Proprietary and General Services Fee Act; providing legislative intent; authorizing counties and municipalities to levy a fee for the cost of providing services to newly improved properties for which the improvements are not subject to ad valorem taxes; providing for the calculation and assessment of such fee; requiring a report by the county or municipality to the Department of Revenue; authorizing a county or municipality to revise the fee rate at a specified time; providing exemptions; providing for the expenditure of fee proceeds; providing an effective date.

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

By Senator Kiser—

SB 122—A bill to be entitled An act relating to utility services; amending s. 180.135, F.S.; providing that a municipality may discontinue service to a tenant who is in arrears; providing an effective date.

—was referred to the Committees on Economic, Professional and Utility Regulation; and Community Affairs.

By Senator Souto—

SB 123—A bill to be entitled An act relating to private wire services; creating s. 365.145, F.S.; requiring a private wire service to maintain certain records of the wiring or the receipt via wire of money; requiring such records be made available to law enforcement personnel; providing a penalty; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Souto—

SB 124—A bill to be entitled An act relating to the designation of state historic highways; designating Red Road which borders Coral Gables Wayside Park in Miami as a state historic highway; providing a definition; providing restrictions on removing trees and on construction in the area and physical alterations to the area; providing for a public meeting prior to physical alteration; providing for the erection of suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Brown—

SB 125—A bill to be entitled An act relating to building designation; designating the College of Public Health of the University of South Florida in Tampa as the Samuel P. Bell III College of Public Health; amending ss. 240.532, 381.025, 20.19, 381.614, and 411.1072, F.S., to conform; providing an effective date.

—was referred to the Committee on Higher Education.

By Senator Peterson—

SB 126—A bill to be entitled An act relating to postsecondary education; amending s. 240.147, F.S.; providing for the establishment of centers approved by the Board of Regents or the State Board of Community Colleges to be reviewed by the Postsecondary Education Planning Commission; amending s. 240.209, F.S.; requiring the Board of Regents to submit to the State Board of Education, for approval, all new campuses and centers approved by the Board of Regents; providing an effective date.

—was referred to the Committees on Higher Education and Appropriations.

By Senator Grant—

SB 127—A bill to be entitled An act relating to the office of supervisor of elections; creating ss. 98.1611, 98.1613, 98.1614, 98.1615, 98.1616, 98.1617, and 98.1619, F.S.; providing for the nonpartisan election of supervisors of elections; providing qualifying procedures, including fees and oath; providing for write-in candidates; providing the form of the ballot; providing for determination of election to office; providing limitations on political activity; providing applicability of election code; amending ss. 101.141 and 101.151, F.S., relating to ballot format, to conform; providing an effective date.

—was referred to the Committees on Community Affairs; and Ethics and Elections.

By Senator Kirkpatrick—

SB 128—A bill to be entitled An act relating to health care facilities; providing for the regulation of nursing pools by the Department of Health and Rehabilitative Services; providing for penalties and fees; prohibiting certain activities; providing for the adoption of rules; providing an effective date.

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

By Senators Girardeau and Forman—

SB 129—A bill to be entitled An act relating to postsecondary education; amending s. 240.1201, F.S.; providing that personnel employed by the Kings Bay Submarine Base in Georgia be classified as Florida residents for tuition purposes; providing an effective date.

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

By Senator Langley—

SB 130—A bill to be entitled An act relating to bridge designation; designating St. Johns bridge number 110077 the "Astor Bridge"; providing for an appropriate marker by the Department of Transportation; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Kirkpatrick—

SB 131—A bill to be entitled An act relating to elections; amending s. 99.097, F.S.; providing for the payment to supervisors of elections of the costs of verifying petition signatures to have an issue placed on the ballot; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Scott—

SB 132—A bill to be entitled An act relating to lobbying; prohibiting lobbying activities by specified former public employees; providing a penalty; providing for prospective application; providing an effective date.

—was referred to the Committees on Ethics and Elections; Personnel, Retirement and Collective Bargaining; and Rules and Calendar.

By Senator Brown—

SB 133—A bill to be entitled An act relating to public officers and employees; amending s. 112.313, F.S.; deleting requirement that such persons who also hold a specified relationship with business entities authorized to operate in this state must file a disclosure statement; prescribing conduct for legislators and legislative employees; providing exemptions from the prohibition against doing business with one's own company or entering into a conflicting employment relationship; repealing s. 112.3141, F.S., relating to conduct of legislators and legislative employees; amending s. 112.3145, F.S.; requiring financial statements to include certain contributions specified in s. 112.3148, F.S.; requiring certain officers and employees who also hold a specified relationship with business entities authorized to operate in this state to file a disclosure statement as part of their financial statement; amending s. 112.3147, F.S.; providing cross-references and making technical changes relating to forms prescribed by the Commission on Ethics; creating s. 112.3148, F.S.; providing definitions; providing for the filing by certain public officers of statements listing contributions; repealing s. 111.011, F.S., relating to statements of contributions received by elected public officers; amending s. 112.317, F.S.; providing penalties for former public officers or employees who violated provisions of the Code of Ethics for Public Officers and Employees; amending s. 112.322, F.S., authorizing the Commission on Ethics to delegate to its investigators the authority to administer oaths; authorizing the commission to delegate its subpoena powers to its members or executive director; authorizing the commission to allow its employees to serve such subpoenas; providing authority for the commission to make rules; creating s. 112.3231, F.S.; providing time limitations for commission actions; amending s. 112.324, F.S.; modifying procedures on complaints of violations of the Ethics Code; designating proper disciplinary officials; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senator Brown—

SB 134—A bill to be entitled An act relating to the Commission on Ethics; amending s. 112.322, F.S.; prescribing the duty of the commission to investigate violations of constitutional provisions relating to ethics in government; empowering the commission to impose penalties for violations of certain statutes; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senators Crenshaw, Stuart and Scott—

SB 135—A bill to be entitled An act relating to compensation of county officials; amending s. 145.071, F.S.; increasing the salaries of the sheriffs; providing an effective date.

—was referred to the Committees on Community Affairs and Appropriations.

By Senator Weinstein—

SB 136—A bill to be entitled An act relating to home warranty associations; amending s. 634.301, F.S.; deleting from the definition of the term "home warranty," as used in laws regulating home warranty associations, certain limitations on the types of contracts encompassed by the term; providing an effective date.

—was referred to the Committee on Insurance.

By Senator Kiser—

SB 137—A bill to be entitled An act relating to county government; amending s. 125.68, F.S.; providing certain exceptions to the requirement that counties codify and annually publish all county ordinances; requiring that records be kept and certain notations be made of ordinances that are so exempt; providing an effective date.

—was referred to the Committees on Community Affairs and Governmental Operations.

By Senator Forman—

SB 138—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; providing for the local government infrastructure surtax to be enacted pursuant to an extraordinary vote of the county governing authority or approved by referendum; authorizing the use of surtax moneys for certain operational expenses; providing an effective date.

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

By Senator Brown—

SB 139—A bill to be entitled An act relating to ethics in government; prohibiting state employees from serving as consultants for compensation to specified persons; providing a penalty; providing for nonapplicability to certain employees; providing an effective date.

—was referred to the Committees on Ethics and Elections; Personnel, Retirement and Collective Bargaining; and Rules and Calendar.

By Senators Brown and Weinstein—

SB 140—A bill to be entitled An act relating to ethics in government; prohibiting specified former state employees from lobbying for compensation for a specified period after leaving state employment under certain conditions; providing an exception for attorneys representing clients in court; providing a penalty; providing for applicability; providing an effective date.

—was referred to the Committees on Ethics and Elections; Personnel, Retirement and Collective Bargaining; and Rules and Calendar.

By Senator McPherson—

SB 141—A bill to be entitled An act relating to fishing and hunting licenses and stamps; amending s. 372.561, F.S.; prescribing responsibilities of tax collectors for fees for licenses and stamps; requiring tax collectors to report lost or stolen licenses or stamps to the Game and Fresh Water Fish Commission; requiring county tax collectors to report the recovery or discovery of such licenses or stamps; authorizing the commission to charge a tax collector the fees for certain lost licenses or stamps

that exceed a limit specified by the commission; amending s. 372.57, F.S.; deleting the exemption from certain license and stamp requirements provided for specified persons; increasing fees for certain fishing and hunting licenses; amending s. 372.571, F.S.; changing the period of time during which a freshwater fishing license remains valid; amending s. 372.574, F.S.; revising the bonding requirements for subagents appointed to sell licenses and stamps by the tax collector; providing an effective date.

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

By Senator McPherson—

SB 142—A bill to be entitled An act relating to vessels; amending s. 327.02, F.S.; defining the term "personal watercraft"; creating s. 327.39, F.S.; providing safety requirements for persons operating, riding on, or being towed behind personal watercraft; providing an exception to such requirements for persons participating in specified activities; amending s. 327.54, F.S.; prohibiting the rental of a personal watercraft to persons under a specified age; amending s. 327.73, F.S.; providing a penalty; providing an effective date.

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

By Senator Malchon—

SB 143—A bill to be entitled An act relating to false advertising; amending s. 817.45, F.S.; increasing the penalties for misleading advertising, use of false information in advertising, and intentional false advertising; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Malchon—

SB 144—A bill to be entitled An act relating to theft; amending s. 812.014, F.S.; increasing the penalties applicable upon a first or second conviction for petit theft; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Johnson—

SB 145—A bill to be entitled An act relating to education; amending ss. 230.2312 and 230.2319, F.S.; providing for instruction in the basic subjects as part of the Florida Primary Education Program and the Florida Progress in Middle Childhood Education Program; providing for electives; providing for Department of Education guidelines; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Johnson—

SB 146—A bill to be entitled An act relating to the Florida Birth-Related Neurological Injury Compensation Plan; amending s. 766.314, F.S.; providing for the plan to pay certain expenses which are related to the plan and which are incurred by the Department of Professional Regulation; exempting certain physicians holding limited licenses from paying the mandatory assessment to the plan; providing an effective date.

—was referred to the Committees on Insurance and Appropriations.

By Senator Deratany—

SB 147—A bill to be entitled An act relating to lawful uses of firearms; amending s. 790.25, F.S.; providing that public defender investigators may possess and use firearms while carrying out official duties outside the circuits in which they are employed; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Girardeau—

SB 148—A bill to be entitled An act relating to economic development; establishing the Florida Institute for African and Caribbean Affairs at the Florida Agricultural and Mechanical University; specifying the purposes and responsibilities of the institute; providing for the appointment of a director and an advisory council for the institute; providing for funding the institute; providing an appropriation; providing an effective date.

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

By Senator D. Childers—

SB 149—A bill to be entitled An act relating to alcoholic beverages; creating s. 562.0605, F.S.; requiring licensed vendors to post certain health warning signs at certain locations in the licensed premises; directing the Division of Alcoholic Beverages and Tobacco of the Department of Business Regulation to furnish the required signs upon request; prohibiting the selling or serving of an alcoholic beverage in a room in which such a warning sign is not posted as required; providing penalties; providing an effective date.

—was referred to the Committees on Regulated Industries and Appropriations.

By Senators Kiser, Davis and Forman—

SB 150—A bill to be entitled An act relating to lobbying; creating s. 112.3142, F.S.; restricting lobbying activities by designated employees; providing a penalty; providing for prospective application; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senators Kiser, Davis and Forman—

SJR 151—A joint resolution proposing an amendment to Section 8 of Article II of the State Constitution relating to ethics in government.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senator Souto—

SB 152—A bill to be entitled An act relating to higher education; amending s. 240.2097, F.S.; requiring information on policies concerning controlled substances and alcoholic beverages to be included in student handbooks; providing an effective date.

—was referred to the Committee on Higher Education.

By Senator Souto—

SB 153—A bill to be entitled An act relating to the labeling of packaged food products; requiring that packaged food products sold in Florida be labeled with information concerning the fats and oils contained in or used in the preparation of the product; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Souto—

SB 154—A bill to be entitled An act relating to voter registration; amending s. 97.071, F.S.; providing that a voter registration card contain a fullface color photograph of the elector; requiring the Department of State to provide by rule procedures for furnishing all registered electors with a color photographic voter registration card; providing guidelines for the department's rules; providing a 5-year phase-in period; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Appropriations.

By Senator Davis—

SB 155—A bill to be entitled An act relating to alternative dispute resolution; amending s. 44.101, F.S.; deleting authorization for the appropriation of revenues or the levying of a service charge, pursuant to a valid public purpose, to fund certain mediation services; amending s. 44.302, F.S.; requiring assignment of certain disputes involving child custody, visitation, and child support to existing mediation programs; amending s. 44.303, F.S.; deleting reference to a fee for arbitrators; directing the Supreme Court to encourage the use of voluntary arbitrators; providing for discretionary rather than mandatory assessment of costs under certain circumstances; creating s. 44.307, F.S.; providing that arbitrators shall enjoy full judicial immunity; providing exceptions to disputes which may be referred to voluntary binding arbitration; creating s. 44.308, F.S.; providing for funding mediation and arbitration services; providing an effective date.

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

By Senators Crenshaw and Margolis—

SB 156—A bill to be entitled An act relating to the disposition and burial of bodies; reviving and readopting ch. 470, F.S., relating to funeral directing, embalming, and direct disposition; reviving and readopting ch. 497, F.S., relating to cemeteries; providing for future repeal and review of such chapters pursuant to the Regulatory Sunset Act; providing an effective date.

—was referred to the Committee on Commerce.

By Senators Grant, Davis and Beard—

SB 157—A bill to be entitled An act relating to local occupational license taxes; amending s. 205.033, F.S.; extending to certain charter counties the authority to levy an additional occupational license tax for a comprehensive economic development strategy; providing an effective date.

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

By Senator Gordon—

SM 158—A memorial to the United States Government, urging the government to donate the Naval Reserve Training Center site in Coconut Grove, Dade County, Florida, to Metropolitan Dade County or to the City of Miami to be used as a working center for the arts.

—was referred to the Committee on Rules and Calendar.

By Senators Peterson, Kirkpatrick, Stuart, Johnson, Weinstock, Thurman, Davis, Meek and Gordon—

SB 159—A bill to be entitled An act relating to postsecondary education; establishing the college reach-out program; providing grants to strengthen the educational motivation of low-income or educationally disadvantaged students; prescribing program requirements and procedures for obtaining grants under the program; providing for the appointment of an advisory committee to recommend the order of funding proposals under the program; requiring a report on program effectiveness; providing for termination of the program and for legislative review; providing an effective date.

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

By Senator Forman—

SB 160—A bill to be entitled An act relating to the state and district nursing home and long-term care facility ombudsman councils; amending s. 395.017, F.S.; specifying that the councils may have access to hospital patient records under certain circumstances; amending s. 400.314, F.S.; specifying the councils' authority to obtain information in connection with investigations; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Grizzle—

SB 161—A bill to be entitled An act relating to the Treasurer; amending s. 20.13, F.S.; providing for the Department of Insurance to be administered by a secretary appointed by the Governor, subject to Senate confirmation; providing that the powers, duties, and functions of the Treasurer exercised in his capacities as Insurance Commissioner and State Fire Marshal be assumed by the Secretary of Insurance; providing for the division of records, personnel, property, and funds between the Treasurer and the Department of Insurance; amending s. 624.523, F.S.; renaming the Insurance Commissioner's Regulatory Trust Fund; providing an effective date.

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

By Senator Grizzle—

SB 162—A bill to be entitled An act relating to aquatic preserves; providing that the Board of Trustees of the Internal Improvement Trust Fund may delegate to a local government certain powers and duties relating to the administration and enforcement of a resource inventory and management plan for an aquatic preserve; providing guidelines for such delegation of power and duties; providing an effective date.

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

By Senator Weinstein—

SB 163—A bill to be entitled An act relating to elections; amending s. 97.041, F.S.; revising qualifications for the preregistration of persons under 18 years of age to vote; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Weinstein—

SB 164—A bill to be entitled An act relating to education; amending s. 230.2316, F.S., relating to dropout prevention; revising criteria for participation in educational alternatives programs; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Weinstein—

SB 165—A bill to be entitled An act relating to consumer protection; creating s. 365.1655, F.S.; creating the "Florida Telephone Solicitation Act"; providing definitions; providing exemptions; providing for the enforceability of certain contracts made by telephone; prohibiting charges to a consumer's credit account under certain circumstances; providing for certain deceptive and unfair trade practices; providing penalties; providing an effective date.

—was referred to the Committees on Economic, Professional and Utility Regulation; and Judiciary-Civil.

By Senator Kirkpatrick—

SB 166—A bill to be entitled An act relating to hospitals; prohibiting hospitals from charging for services or supplies not actually delivered; prohibiting hospitals from submitting bills which exceed written estimates of charges for services and supplies by more than 10 percent; providing penalties; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Girardeau—

SJR 167—A joint resolution proposing an amendment to Section 2, Article III, and the creation of Section 16, Article X, of the State Constitution, relating to public office.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senator Woodson-Howard—

SB 168—A bill to be entitled An act relating to residential care facilities for adults; amending s. 400.402, F.S.; creating s. 400.456, F.S.; requiring the registration of certain adult congregate living homes that provide housing, food service, and one or more personal services to fewer than four adults; requiring the operators of such homes to provide information regarding abuse, neglect, and exploitation to the residents of the homes and to fulfill training requirements established by the Department of Health and Rehabilitative Services for such homes; requiring the department to file an annual report concerning the registration of such homes with the Legislature; authorizing the district nursing home and long-term care facility ombudsman councils to inspect such registered homes; providing penalties for violation of the registration or training requirements; amending s. 400.453, F.S.; requiring the district offices of the department to provide consultation to operators of such homes upon request; amending s. 409.212, F.S.; revising criteria relating to the type of home or facility resided in for eligibility for receiving optional supplementation payments from the department; requiring the department to advertise the registration requirements; providing an appropriation for the advertising campaign; providing an effective date.

—was referred to the Committees on Health Care and Appropriations.

By Senators Jennings and McPherson—

SB 169—A bill to be entitled An act relating to road designations; designating a portion of the eastern extension of the Orlando East-West Expressway as the James B. Greene Expressway; directing the Orlando-Orange County Expressway Authority to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Kiser—

SB 170—A bill to be entitled An act relating to the Sports Advisory Council of the Department of Commerce; amending s. 20.17, F.S.; authorizing the department to contract with a direct-support organization to promote and develop professional sports and related industries; prescribing qualifications for the direct-support organization; specifying contract requirements; providing for the use of property and services of the department; providing for audits; exempting certain information from the public records requirements of ch. 119, F.S.; providing an effective date.

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

By Senators Forman and Weinstein—

SB 171—A bill to be entitled An act relating to the Adult Protective Services Act; amending s. 415.102, F.S., expanding the definition of "disabled adult"; providing an effective date.

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

By Senator Grant—

SB 172—A bill to be entitled An act relating to consumer protection; prohibiting certain persons who offer or undertake to provide advice, counseling, diagnosis, treatment, therapy, correction, or rehabilitation relating to physical or mental health, diet, fitness, smoking, aging, baldness, or sexual performance from falsely representing that they have an academic degree; providing penalties; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Grant—

SB 173—A bill to be entitled An act relating to eminent domain; amending s. 73.071, F.S.; amending guidelines for determining the amount of compensation to be paid for a taking of property; providing an effective date.

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

By Senator McPherson—

SB 174—A bill to be entitled An act relating to adult congregate living facilities; amending s. 400.402, F.S.; including consulting pharmacy services among the services provided in an adult congregate living facility; defining the term "consultant pharmacy services"; amending s. 400.404, F.S.; requiring each adult congregate living facility to contract for the services of a consultant pharmacist; providing requirements for services to be performed by consultant pharmacists; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Weinstein—

SB 175—A bill to be entitled An act relating to wrongful death; amending s. 768.18, F.S.; redefining "survivors"; amending s. 768.21, F.S.; increasing the classes of persons who may recover in a wrongful death action; providing an effective date.

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

By Senator Souto—

SB 176—A bill to be entitled An act relating to lottery revenues; amending s. 24.121, F.S.; revising basis for allocating a portion of such revenues among school districts; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Souto—

SB 177—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.05, F.S.; levying a tax upon certain laundry and cleaning services; requiring coin-operated and vending machines that dispense tangible personal property or services to be equipped with counting devices to record total taxable sales; allowing a credit against taxes for the purchase and installation of such devices; requiring records of those sales to be sent to the Department of Revenue; requiring the taxpayer to keep the records and make them available for inspection for a specified minimum time period; requiring the adoption of rules; providing an effective date.

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

By Senator Souto—

SB 178—A bill to be entitled An act relating to drug abuse prevention and control; amending s. 893.03, F.S.; adding additional substances to the lists of substances controlled under ch. 893, F.S.; providing an effective date.

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

By Senator Souto—

SB 179—A bill to be entitled An act relating to agricultural safety; requiring the Department of Agriculture and Consumer Services to develop and make available an instructional program designed to educate farmers and farmworkers as to how they may avoid injury in their work; prescribing the minimum length and contents of the course and the areas in which it must be offered; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By Senator Weinstein—

SB 180—A bill to be entitled An act for the relief of Gerald Clearwater and Denise K. Clearwater, as personal representatives of the estate of Ryan Patrick Clearwater, deceased, and for the relief of Gerald Clearwater, individually, and Denise Clearwater, individually; directing the North Broward Hospital District to compensate them for the death of Ryan Patrick Clearwater as a result of the negligence of the North Broward Hospital District, d/b/a Broward General Medical Center; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Weinstein—

SB 181—A bill to be entitled An act for the relief of Brent R. Eldred, a minor; directing the North Broward Hospital District to compensate him for injuries he sustained as a result of the negligence of the North Broward Hospital District, d/b/a Broward General Medical Center; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Johnson—

SB 182—A bill to be entitled An act relating to interception of wire, oral, or electronic communications; amending s. 934.02, F.S.; revising definitions relating to interception of wire, oral, or electronic communications; amending s. 934.03, F.S.; authorizing certain persons to provide technical assistance under specified circumstances to persons authorized to intercept communications; prohibiting the disclosure of such interception; amending s. 934.07, F.S.; providing for the Statewide Prosecutor to authorize an application for approval of the interception of communications; authorizing the interception of communications for violations of certain additional crimes; amending s. 934.08, F.S.; authorizing the disclosure of intercepted communications to attorneys representing the State of Florida or its political subdivisions; providing for use of intercepted communications in certain proceedings and investigations; providing that certain intercepted communications are not privileged; amending s. 934.09, F.S.; authorizing a court to order the use of a mobile interception device; providing for exceptions for certain emergency interceptions; providing for obligations of communication service providers and costs related thereto; specifying time limits for communication interception; authorizing a judge's successor to enter orders relative to authorized interceptions; providing for emergency interception of communications; providing for exceptions to the description of the location of intercepted communications; providing time limitations for certain intercept orders; amending ss. 934.10, 934.27, F.S.; providing additional

defenses to certain civil or criminal actions; providing a limitation period for certain civil actions; amending s. 934.33, F.S.; limiting requirements for authorization for a pen register or trap and trace device; amending s. 934.34, F.S.; providing obligations for service providers of electronic communication services; amending s. 934.41, F.S.; providing an alternative penalty for violation of ch. 934, F.S.; creating s. 934.42, F.S.; providing for authorization for mobile tracking devices; creating s. 934.43, F.S.; providing penalties for disclosure of subpoenas, orders, or authorizations for intercepted communications; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Brown—

SB 183—A bill to be entitled An act relating to elections; amending s. 97.021, F.S.; modifying definitions used in The Florida Election Code; amending s. 97.041, F.S.; requiring legal residency in this state for voter registration; amending s. 97.063, F.S.; requiring that a federal postcard application be accepted as an absentee registration form; requiring signatures of two witnesses on an absentee registration form; amending s. 97.0631, F.S.; providing for notice to overseas electors when possible; amending s. 97.091, F.S.; requiring a person to have his legal residence in the precinct in which he votes; transferring ss. 99.012, 99.032, 99.091, 99.0965, 99.103, 99.121, F.S., to ss. 106.40, 106.42, 106.45, 106.50, 106.52, 106.53, F.S., respectively; transferring and amending s. 99.021, F.S.; correcting cross-references; transferring and amending s. 99.061, F.S.; modifying procedures for notifying candidates of errors in their qualifying papers; transferring and amending s. 99.081, F.S.; providing for election of U.S. Senators; transferring and amending s. 99.092, F.S.; correcting cross-reference; transferring and amending s. 99.095, F.S.; providing procedures for candidates qualifying by petition; correcting cross-references; transferring and amending s. 99.0955, F.S.; providing technical changes; correcting cross-references; transferring and amending s. 99.096, F.S.; providing technical changes; correcting cross-references; transferring and amending s. 99.097, F.S.; correcting cross-reference; providing that persons or organizations wanting to have an issue placed on the ballot by the petition process may have certain charges and fees waived; amending ss. 100.011, 100.041, F.S.; deleting obsolete language; amending s. 100.111, F.S.; correcting cross-reference; providing procedures for filling a vacancy in nomination which occurs less than 14 days prior to an election; amending s. 100.151, F.S.; prohibiting the governing authority of a municipality from calling any special election without notice; amending s. 100.361, F.S.; providing clarifying language; amending s. 100.371, F.S.; correcting cross-references; amending ss. 101.051, 101.121, F.S.; allowing parents to take minor children into the voting booth; amending s. 101.131, F.S.; providing time for designating poll watchers; amending ss. 101.141, 101.151, F.S.; making ballot specifications applicable to all types of ballots; amending s. 101.171, F.S.; providing technical changes; amending s. 101.252, F.S.; providing that a candidate for party executive committee member shall have his name printed on the first primary ballot; amending s. 101.254, F.S.; requiring candidate to provide certain information on his qualifying papers; amending ss. 101.31, 101.58, 101.6102, 102.151, 103.021, F.S.; providing technical changes; providing clarification; correcting cross-references; amending s. 103.091, F.S.; providing that political party officers are not required to file finance reports or statements of financial interests; amending s. 103.101, F.S.; providing procedures for having a presidential candidate's name placed on the ballot; amending ss. 103.121, 105.031, F.S.; correcting cross-references; amending s. 105.035, F.S.; providing conforming language; amending s. 106.011, F.S.; providing definitions; amending s. 106.021, F.S.; providing conforming language; authorizing campaign treasurers to deposit funds into a secondary interest-bearing account; amending s. 106.025, F.S.; deleting the requirement that a written notice of intent to hold a campaign fund raiser be filed with the appropriate official; deleting requirement that funds received at a fund raiser be received only through the campaign treasurer or candidate for whom the funds are to be used; amending s. 106.03, F.S.; requiring filing officers to notify a political committee in writing that it has been registered; authorizing the Division of Elections to promulgate rules to prescribe how inactive committees may be dissolved; amending ss. 106.05, 106,06, F.S.; providing technical changes; deleting obsolete language; amending s. 106.07, F.S.; requiring duplicate reports for other than statewide office to be filed with the local supervisor of elections where the candidate resides; amending s. 106.071, F.S.; providing technical changes; amending s. 106.08, F.S.; providing that for the purpose of limiting campaign contributions, the candidates for Governor and Lieutenant Governor shall be considered a single candidate; providing that certain contributions received by a political committee on election day or less than 5 days prior to election day can not be spent until after the election; amending ss. 106.11, 106.14, F.S.; providing technical changes; providing clarifying language; amending s. 106.141, F.S.; prescribing procedures for candidates who become unopposed, eliminated, elected, or reelected for disposing of funds in their campaign accounts and filing a report; providing that the Governor and Lieutenant Governor are to be considered separate candidates for purpose of limiting amount of funds they may transfer from a campaign account to an office account; providing a fine for filing late reports of transfers of funds; amending s. 106.143, F.S.; providing that any political advertisement of a candidate running for partisan office in any election must state the name of the political party of which the candidate is seeking the nomination or is the nominee or that the candidate is an independent; amending s. 106.25, F.S.; providing that an appeal of a fine levied for filing a late report is not confidential; amending s. 106.26, F.S.; authorizing the Elections Commission to delegate to the Division of Elections authority to dispose of certain violations of the Election Code; amending s. 106.28, F.S.; requiring actions for violation of ch. 106, F.S., to be commenced within 2 years; amending s. 106.29, F.S.; subjecting political parties to fines for late filing of reports; amending s. 106.35, F.S.; placing restriction on candidates' matching funds; amending ss. 112.312, 163.566, 190.006, 582.18, F.S.; correcting cross-references; repealing s. 101.22, F.S., relating to voting procedures; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By the Committee on Governmental Operations—

SB 184—A bill to be entitled An act relating to libraries; amending s. 257.261, F.S.; continuing the exemptions from s. 119.07, F.S., for the circulation and registration records of public libraries, notwithstanding the Open Government Sunset Review Act; providing for future review of such exemptions pursuant to that act; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Forman—

SB 185—A bill to be entitled An act relating to public fairs and expositions; amending s. 616.091, F.S.; providing for safety standards for the operation of amusement devices and temporary structures at public fairs and expositions, carnivals, festivals, celebrations, bazaars, and parking lot still dates; providing legislative intent; providing definitions; providing for permits and certificates to operate; providing inspection requirements and procedures; prescribing the responsibility of the Department of Agriculture and Consumer Services for the inspection of amusement devices; providing for permit fees; deleting reference to a designee of the department; directing the department to confiscate amusement devices under certain circumstances; repealing s. 546.006(4), F.S.; deleting an exemption from the requirement of insurance or bond with respect to certain amusement rides and amusement attractions; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By Senator Forman—

SB 186—A bill to be entitled An act relating to professional liability insurance; amending s. 337.106, F.S.; providing that the requirement for such insurance with respect to firms rendering certain services to the Department of Transportation may be waived by the department under certain circumstances; providing for annual review of such waivers; providing an effective date.

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

By Senator Forman—

SB 187—A bill to be entitled An act relating to registration of electors; amending s. 97.041, F.S.; relating to qualifications to register or vote; creating s. 97.0625, F.S.; providing an alternative procedure for the registration of electors; providing for the creation and approval of mail registration forms by the Department of State; providing for local variance; providing for completeness and timely presentation; providing for the availability of forms; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Casas—

SJR 188—A joint resolution proposing an amendment to Section 3 of Article VII of the State Constitution relating to ad valorem taxation.

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

By Senator Casas—

SB 189—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.16, F.S.; authorizing pari-mutuel wagering to be conducted through a system in which wagers are placed by telephone outside a horse or dog racetrack enclosure and are received and processed within the enclosure of a licensed horse or dog racetrack; providing an effective date.

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

By Senator Casas—

SB 190—A bill to be entitled An act relating to forfeitures under the Florida RICO Act; creating the "Drug Czar Comprehensive Control Act"; amending s. 27.345, F.S.; providing for expanded distribution and use of moneys from the Civil-Criminal RICO Trust Fund of each of the several state attorneys, under authorization of the Attorney General; providing for quarterly and annual reports of amounts recovered and expended; amending s. 895.09, F.S.; providing for expanded distribution and use of moneys realized from proceedings brought pursuant to s. 895.05(2), F.S.; providing an effective date.

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

By Senator Casas—

SB 191—A bill to be entitled An act relating to taxation; providing that when a tax lien or any other lien is fully paid the taxing authority or creditor, as the case may be, shall be required to record satisfaction of the lien; requiring notice to the party paying the lien; providing for enforcement and penalties; providing an effective date.

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

By Senators Casas and Forman—

SB 192—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 Community Affairs.

By Senators Casas and Forman—

SB 193—A bill to be entitled An act relating to adult congregate living facilities; amending s. 400.407, F.S.; providing that unlicensed operation or maintenance of such a facility constitutes a third-degree felony; providing an effective date.

—was referred to the Committee on Health Care.

By Senators Casas and Forman—

SB 194—A bill to be entitled An act relating to adult congregate living facilities; creating s. 400.442, F.S.; requiring the consultant services of a pharmacist or dietitian under certain circumstances; providing for compliance with standards for pharmacy and dietary services; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Grizzle—

SB 195—A bill to be entitled An act relating to environmental regulation; amending s. 403.813, F.S.; providing exemptions from certain permitting requirements relating to pipes, ditches, culverts, or swales used to carry stormwater; providing an effective date.

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

By Senator Kiser—

SB 196—A bill to be entitled An act relating to debt collection practices; creating s. 559.715, F.S.; providing for the assignability of the right to bill and collect a consumer claim; requiring written notice; providing for attorney's fees and costs; providing an effective date.

—was referred to the Committees on Economic, Professional and Utility Regulation; and Judiciary-Civil.

By Senators Weinstein and W.D. Childers—

SB 197—A bill to be entitled An act relating to law enforcement and correctional officers retirement and death benefits; amending s. 110.123, F.S.; providing for the payment of certain premiums for state group health insurance with respect to the surviving spouse of certain law enforcement or correctional officers killed in the line of duty; providing for the payment of premiums with respect to certain children; amending s. 112.19, F.S.; providing an additional death benefit with respect to certain law enforcement or correctional officers killed in the line of duty; amending s. 112.193, F.S.; providing definitions; providing that employers may provide law enforcement and correctional officers or their beneficiaries with certain benefits upon retirement; providing an effective date.

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

By the Committee on Transportation and Senator Forman—

SB 198—A bill to be entitled An act relating to Department of Transportation bid solicitations and contract awards; amending s. 337.11, F.S.; providing prerequisites for protesting a bid solicitation and for protesting a contract award or bid rejection; providing for forfeiture of the bond of a person who files such protest for a frivolous or an improper purpose; providing an effective date.

—was referred to the Committee on Transportation.

By Senator D. Childers—

SB 199—A bill to be entitled An act relating to traffic control; amending s. 316.1895, F.S.; requiring the Department of Transportation to post signs designating a specified maximum speed limit applicable to school zones; prescribing criteria for the placement of such signs; specifying the periods of time during which such speed limit is in force; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Bruner—

SB 200—A bill to be entitled An act relating to personal property; creating ss. 680.1011-680.531, F.S.; prescribing the law governing transactions involving the leasing of personal property; providing a short title for the act; providing for application of the act; providing definitions of terms used therein; providing for application of other statutes to leases of personal property; providing for territorial application of the act to goods covered by a certificate of title; limiting the power of parties to consumer leases to choose applicable law and judicial forum; providing for waiver or renunciation of claim or right after default; providing for findings of unconscionability by the court; providing for attorney's fees; providing for effect of options to accelerate at will; providing for formation and construction of such a lease contract; prescribing a statute of frauds; providing for admissibility of parol or extrinsic evidence; providing for irrevocability of firm offers for specified periods; providing for modification, rescission, and waiver of lease contracts; providing for express and implied warranties; providing for third-party beneficiaries of warranties; providing for identification of goods to the contract; providing for insurance; providing for risk of loss; providing for effect and enforceability of such a lease contract; providing for effect of separation of ownership and possession of the goods; providing for alienability of party's interest under lease contract or of lessor's residual interest in the goods; providing for subsequent lease of goods by lessor; providing for sale or sublease of goods by the lessee; specifying priority of various types of lien; providing special rights of creditors; specifying parties' rights when goods become fixtures or accessions; providing for performance of the lease contract; providing for demand for adequate assurance of performance in cases of insecurity; providing for repudiation and for retraction of repudiation; providing for substituted performance and excused performance; providing for irrevocable promises in finance leases; providing for determination of default by either party; providing procedure; prescribing a statute of limitation for an action for default, including breach of warranty or indemnity; prescribing rights and remedies for default by either party; providing for damages; providing standing to sue third parties for injuries to the goods; amending s. 671.101, F.S.; revising the short title of the Uniform Commercial Code to include this act; amending s. 671.105, F.S.; providing for territorial application of the act and the parties' powers to choose applicable law; amending s. 671.201, F.S.; revising the definition of "security interest" under the Uniform Commercial Code to conform to this act; amending s. 679.113, F.S.; providing for the application of ch.

679, F.S., relating to secured transactions, to security interests arising under leases of personal property; transferring, renumbering, and amending ss. 680.101, 680.104, 680.108, 680.109, 680.11, and 680.111, F.S., relating to laws not repealed by the Uniform Commercial Code and transition provisions applicable with respect to changes enacted by ch. 79-398, Laws of Florida, to conform to the changes made by this act; repealing s. 680.103, F.S., to delete a general repealer that has had its operative effect; repealing s. 680.105, F.S., to delete a severability clause that is redundant with s. 671.108, F.S., and not needed; providing an effective date.

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

By the Committee on Corrections, Probation and Parole—

SB 201—A bill to be entitled An act relating to parole; amending s. 921.001, F.S.; providing circumstances under which specified inmates may be released from incarceration; creating s. 947.1655, F.S.; providing that certain inmates are eligible for parole; specifying the time within which an inmate's parole interview must be conducted; providing for a recommendation for parole to be made by the hearing examiner to the Parole Commission; providing for notification to an inmate regarding parole; amending ss. 944.28, 947.071, F.S; deleting references relating to the conditional release of inmates; repealing sections 33, 34, and 35 of ch. 83-131, Laws of Florida, as amended, abrogating the repeal of ch. 947, F.S., relating to the Parole Commission; repealing subsections (5)-(9) of section 5 and subsection (2) of section 10 of ch. 88-122, Laws of Florida, relating to provisional release supervision; repealing sections 19 and 20 of ch. 88-122, Laws of Florida, relating to the conditional release program; providing an effective date.

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

By the Committee on Corrections, Probation and Parole—

SB 202—A bill to be entitled An act relating to sentencing; amending s. 921.001, F.S.; providing additional requirements for a uniform sentencing policy; changing the membership of the Sentencing Commission; directing the commission and the Supreme Court to make certain determinations regarding sentencing guidelines and, under certain circumstances, prepare alternative sentencing recommendations; requiring the commission to recommend specified changes in the sentencing guidelines; providing an effective date.

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

By Senator Meek—

SB 203—A bill to be entitled An act relating to minority business enterprises; amending s. 287.0943, F.S.; changing the length of the certification period for minority business enterprises; providing for certification of those enterprises through authorized local entities; providing criteria for authorizing the local entities; requiring authorized local entities to enter into reciprocal agreements with the Department of General Services; directing the Department of General Services and the Department of Commerce to encourage all local minority business enterprise certification programs to enter into such agreements; amending s. 287.0945, F.S.; providing for verification of status as a minority business enterprise by authorized local entities; amending s. 288.703, F.S.; conforming the definition of "certified minority business enterprise" to the amendments of ss. 287.0943, 287.0945, F.S.; providing an effective date.

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

By Senator Meek—

SB 204—A bill to be entitled An act relating to demographic research; establishing the Black Social and Behavioral Sciences Research Center within the Division of Economic and Demographic Research of the Joint Legislative Management Committee of the Legislature; providing purposes of the center; providing for funding of the center; providing for grants for black social and behavioral research programs within state universities; requiring the Board of Regents to establish application procedures and criteria for awarding such grants; specifying criteria for such grants; providing for legislative budget requests for funding such grants; providing an effective date.

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

By Senators Meek and Weinstock—

SB 205—A bill to be entitled An act relating to hunting; prohibiting the Game and Fresh Water Fish Commission from sponsoring or conducting, or setting aside special days for, hunting by youths under a certain age in any wildlife management area; providing an effective date.

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

By Senator Meek—

SB 206—A bill to be entitled An act relating to the membership of statutorily created boards, commissions, councils, and committees of the state; declaring state policy with respect to the gender balance of the membership of such bodies; prohibiting the appointment or reappointment of a person to such a body if the appointment or reappointment would cause the number of appointive members of that body who are of one gender to exceed a certain number; providing exceptions; providing an effective date.

—was referred to the Committees on Governmental Operations and Executive Business.

By Senator Meek—

SB 207—A bill to be entitled An act relating to postsecondary education; amending s. 240.1201, F.S.; providing that an undocumented alien, or a dependent child living with a parent or other adult relative who is an undocumented alien, may qualify for resident status for tuition purposes; providing an effective date.

—was referred to the Committees on Higher Education and Appropriations.

By Senator Meek—

SB 208—A bill to be entitled An act relating to the Fair Housing Act; amending s. 760.22, F.S.; providing definitions; amending ss. 760.23, 760.24, F.S.; prohibiting discrimination in the sale or rental of housing because of a person's familial status; prohibiting such discrimination because of the handicap of a person residing with or associated with a buyer or renter; requiring that certain modifications to dwellings be permitted; requiring certain dwellings to be constructed to allow additional accessibility for handicapped persons; amending s. 760.25, F.S.; prohibiting discrimination in certain transactions relating to residential real estate; amending s. 760.29, F.S.; exempting housing for older persons from certain provisions of the act; providing for application of the act; amending ss. 760.34, 760.35, F.S.; revising time limitations relating to the filing and investigation of complaints under the act; requiring the Attorney General to enforce compliance with the act under certain circumstances; authorizing the Florida Commission on Human Relations to file civil actions to enforce the act; providing penalties; authorizing enforcement of the act under ch. 120, F.S.; providing an effective date.

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

By Senator Meek—

SB 209—A bill to be entitled An act relating to education; amending s. 228.041, F.S.; revising the definition of vocational education; creating s. 232.2467, F.S.; creating the Florida gold seal vocational endorsement program; providing student requirements for such endorsement; providing for rules; creating the Secondary Vocational Education Committee; providing membership, duties, and financing; amending s. 229.602, F.S.; providing duties of private sector and education partnership coordinators relating to the Florida gold seal vocational endorsement program; amending s. 232.246, F.S.; providing for notice to parents of students at risk of not meeting a requirement for graduation; correcting cross-references; providing for the attachment of the Florida gold seal vocational endorsement to a standard diploma; amending s. 236.081, F.S.; correcting cross-references; providing effective dates.

—was referred to the Committees on Education and Appropriations.

By the Committee on Corrections, Probation and Parole—

SB 210—A bill to be entitled An act relating to the correctional system; amending s. 944.277, F.S.; modifying the eligibility requirements, for inmates sentenced on or after a certain date, for provisional credits that may be granted by the Secretary of Corrections when the inmate

population reaches a certain percentage of lawful capacity; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 211—A bill to be entitled An act relating to the district school system; amending s. 230.23, F.S.; providing for the discipline of public school students who possess electronic telephone pagers on school property or while attending school functions; providing an effective date.

—was referred to the Committee on Education.

By Senator Grizzle—

SB 212—A bill to be entitled An act relating to saltwater fishing; amending s. 370.102, F.S.; providing that a local government is not prohibited, by the state preemption of the power to prohibit the taking or possession of saltwater fish, from regulating, in certain instances, saltwater fishing from real property owned by it; amending s. 125.01, F.S.; providing that a county is not prohibited, by the provision that prohibits a county from prohibiting the taking or possession of saltwater fish with respect to certain matters, from regulating, in certain instances, saltwater fishing from real property owned by it; providing an effective date.

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

By the Committee on Insurance—

SB 213—A bill to be entitled An act relating to records of the Division of Risk Management of the Department of Insurance; amending s. 284.40, F.S.; providing that claim files maintained by the division are confidential notwithstanding the Open Government Sunset Review Act; providing that the exemption is subject to periodic review pursuant to that act; providing an effective date.

—was referred to the Committee on Insurance.

By the Committee on Economic, Professional and Utility Regulation—

SB 214—A bill to be entitled An act relating to engineering; amending s. 471.003, F.S.; deleting a threshold exemption; amending s. 471.007, F.S.; providing for terms of members of the Board of Professional Engineers and deleting obsolete provisions relating thereto; amending s. 471.008, F.S.; providing for the adoption of rules; amending s. 471.011, F.S.; prescribing fees; amending s. 471.013, F.S.; deleting certain provisions which allow an applicant to sit for the licensure examination based upon experience in lieu of education; amending s. 471.019, F.S.; providing for reactivation of inactive licenses; amending s. 471.023, F.S.; deleting certain requirements for prior departmental approval for incorporating; amending s. 471.025, F.S.; requiring the use of a license number in certain advertising by a licensee; amending s. 471.033, F.S.; specifying grounds for disciplinary actions; repealing s. 471.039, F.S., relating to the registration of certain engineers; providing that provisions of ch. 471, F.S., are not repealed, notwithstanding repeals scheduled pursuant to the Regulatory Sunset Act; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By the Committee on Economic, Professional and Utility Regulation—

SB 215—A bill to be entitled An act relating to land surveying; amending s. 472.013, F.S.; revising certain requirements for eligibility to take the examination for licensure as a land surveyor; amending s. 472.021, F.S.; deleting the requirement that persons seeking to practice land surveying under a corporation obtain approval from the Department of Professional Regulation; authorizing the Board of Professional Land Surveyors to impose a fee assessment on registered land surveyors; reviving and readopting provisions of ch. 472, F.S., not withstanding repeals scheduled under the Regulatory Sunset Act and providing for future legislative review and repeal of such provisions; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By the Committee on Economic, Professional and Utility Regulation—

SB 216—A bill to be entitled An act relating to psychological services; amending s. 455.26, F.S.; providing for the composition of the Impaired Practitioners Committee; amending s. 490.003, F.S.; redefining the terms "psychologist" and "school psychologist" and defining "practice of psychology" and "practice of school psychology"; amending s. 490.005, F.S.; prescribing fees for licensure by examination; revising requirements for licensure by examination; amending s. 490.006, F.S.; revising requirements for licensure by endorsement; amending s. 490.008, F.S.; providing procedures for placement of licensees in voluntary or involuntary inactive status; amending s. 490.009, F.S.; prescribing procedures in disciplinary proceedings grounded upon a plea of nolo contendere to a crime relating to the practice of a licensee's profession; creating s. 490.0095, F.S.; providing for treatment programs for impaired practitioners; amending s. 490.014, F.S.; revising exemptions from licensing requirements; saving ss. 490.001-490.015, F.S., from Sunset repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Gordon—

SB 217—A bill to be entitled An act relating to handguns; providing for a surcharge to be levied on retail sales of handguns; providing for such surcharge to be remitted to the Department of Revenue; requiring the department to adopt rules; providing for moneys collected from the surcharge to be used for the construction of state correctional facilities; providing an effective date.

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

By Senator Kiser—

SB 218—A bill to be entitled An act relating to contracting; amending ss. 489.501, 489.503, 489.505, 489.507, 489.509, 489.511, 489.513, 489.515, 489.516, 489.517, 489.531, 489.533, 489.537, F.S.; expanding the scope of provisions applicable to the regulation of electrical and alarm system contractors to cover locksmiths; providing for regulation of locksmiths by the Electrical Contractors' Licensing Board and the Department of Professional Regulation; declaring legislative purpose; specifying exemptions from the act; providing definitions of terms used; revising the membership of the licensing board; providing rulemaking authority; authorizing the board to establish fees for certification and registration as a locksmith; specifying requirements for certification as a locksmith in order to engage in locksmithing statewide; specifying requirements for registration as a locksmith in order to engage in locksmithing in a limited area of the state; providing for examination of applicants for certification to evaluate their competency to engage in locksmithing statewide; providing for certification by endorsement of applicants certified in other states; prohibiting a person from engaging in locksmithing unless he holds the required certification or registration; providing for enforcement; providing for renewal of certification or registration; providing for certification or registration to become inactive if not timely renewed; providing for reactivation of certification or registration; prescribing prohibited acts and penalties therefor; prescribing grounds for discipline; providing for disciplinary proceedings; prescribing administrative fines and penalties; providing that the act does not exempt a locksmith from other state or local requirements; deleting obsolete provisions; providing saving clauses; providing an appropriation to the department; creating a position within the department; providing an effective date.

—was referred to the Committees on Economic, Professional and Utility Regulation; and Appropriations.

By Senators Johnson, Kirkpatrick, Langley, McPherson, Kiser, Myers, Grant, Thurman, Gardner, Brown, Margolis, Bruner and Jennings—

SB 219—A bill to be entitled An act relating to educational finance; amending s. 236.081, F.S.; revising procedures relating to the allocation of full-time equivalents and the annual allocation calculation in the Florida Education Finance Program; revising the full-time equivalent student assignment for the visually handicapped; providing for calculation of a caps adjustment supplement; including the caps adjustment supplement in the calculation of the annual state allocation to each district for current operation; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Ros-Lehtinen—

SB 220—A bill to be entitled An act relating to psychiatric hospitals; amending s. 395.101, F.S.; defining the term "psychiatric specialty hospital" for certain purposes; exempting such hospitals from the assessment for public medical assistance under certain circumstances; providing an effective date.

—was referred to the Committees on Health Care and Appropriations.

By Senators Meek, Davis and Malchon—

SB 221—A bill to be entitled An act relating to child support; amending s. 20.19, F.S.; providing additional duties of the Deputy Secretary for Operations; providing that the operation of the state IV-D program shall constitute a separate budget entity; amending s. 61.13, F.S.; revising language with respect to the obligation to provide health insurance as a part of child support; amending s. 61.1301, F.S.; revising language with respect to income deduction orders to include deductions out of bonuses; amending s. 61.17, F.S., providing that compliance with a child support judgment or order does not preclude intercept of an income tax refund; amending s. 61.183, F.S.; providing for mandatory and nonmandatory mediation of certain family law matters; providing for qualifications of mediators; amending s. 61.30, F.S.; providing that child support guidelines set forth in statute constitute the presumptive appropriate amount of support, subject to rebuttal; providing for obligations for support with respect to persons receiving public assistance; providing for periodic review of the guidelines; amending s. 88.171, F.S.; providing for the disbursement of certain collections as child support; amending s. 409.2561, F.S.; requiring insurance companies to notify the state Medicaid office when a support obligor's insurance is canceled; providing penalties; amending s. 409.257, F.S.; providing for service of process in IV-D cases; amending s. 409.2591, F.S.; providing for the establishment of rules to determine certain uncollectible accounts; amending s. 455.203, F.S.; directing the Department of Professional Regulation to screen all applicants for licensure or renewal to determine whether the applicant is a delinquent support obligor; providing for the withholding of licensure or renewal; amending s. 742.12, F.S.; requiring all parties in a contested paternity action to submit to certain scientific tests for determination of parentage; creating a Child Support Depository Task Force to facilitate the transition to a statewide depository; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Judiciary-Civil; Rules and Calendar; and Appropriations.

By Senator Thomas—

SB 222—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515, F.S.; including persons employed by the state to provide care or treatment to patients in a forensic unit of a state hospital within the Special Risk Class of the system; providing for upgrading of retirement credit for such past service; providing an effective date.

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

By Senator Meek—

SB 223—A bill to be entitled An act relating to building designations; directing the Department of Highway Safety and Motor Vehicles to name the Highway Patrol Troop E Headquarters in Miami as the Trooper Alphonso Lofton Highway Patrol Station; directing the department to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator D. Childers—

SB 224—A bill to be entitled An act relating to medical waste; requiring medical supplies to be identified with certain marks; requiring records to be kept by manufacturers and sellers of medical supplies; providing penalties for failure to mark medical supplies and for failure to keep records; providing penalties for discarding medical supplies or organic waste; amending s. 932.701, F.S.; redefining "contraband article" to include certain medical supplies; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; and Judiciary-Criminal.

By the Committee on Health Care—

SB 225—A bill to be entitled An act relating to plumbing; amending s. 553.01, F.S.; designating part I of chapter 553, F.S., as the Florida Plumbing Control Act; amending s. 553.04, F.S.; requiring persons who wish to engage in plumbing in counties in which there is no county plumbing inspector to give bond; amending s. 553.041, F.S.; providing exemptions from bonding requirements; amending s. 553.05, F.S.; providing that all municipalities, regardless of size, are subject to county plumbing inspection unless exempted by the board of county commissioners; amending s. 553.06, F.S.; transferring the authority over the State Plumbing Code from the Department of Health and Rehabilitative Services to the Board of Building Codes and Standards of the Department of Community Affairs; amending ss. 553.07, 553.08, F.S., to conform; amending s. 553.11, F.S.; providing that the Florida Plumbing Control Act is inapplicable in counties in which the Standard Plumbing Code, South Florida Plumbing Code, or EPCOT Plumbing Code is in effect; amending s. 553.77, F.S.; authorizing the Board of Building Codes and Standards to appoint an advisory committee of plumbing contractors; providing that rules and administrative or judicial proceedings related to the plumbing control act are not affected by the transfer of responsibilities to the Board of Building Codes and Standards; repealing s. 553.09, F.S., relating to an advisory council to the Division of Health; providing an effective date.

—was referred to the Committees on Health Care and Community Affairs.

By Senator Woodson-Howard—

SB 226—A bill to be entitled An act relating to developmental disabilities; amending s. 27.51, F.S., relating to duties of public defenders with respect to involuntary placement of persons with developmental disabilities; amending ss. 381.702, 381.715, 393.0675, 393.0678, 393.21, 402.22, 948.031, F.S.; modifying language with respect to retardation and developmental disabilities; amending s. 393.061, F.S.; changing title of the "Retardation Prevention and Community Services Act"; amending s. 393.062, F.S.; providing legislative intent; amending s. 393.063, F.S.; modifying definitions and providing new definitions; amending s. 393.064, F.S.; providing for planning and implementation of programs for prevention, amelioration, correction, or cure of developmental disabilities; requiring certain prevention services; establishing a developmental services institution; creating s. 393.0641, F.S.; establishing a program for the prevention and treatment of severe self-injurious behavior; creating s. 393.0651, F.S.; providing procedures with respect to application for services and habilitation plans; providing for emergency services; providing for case management and client advocates; revising placement preferences; amending s. 393.066, F.S.; requiring consistent availability and eligibility for community-based services; revising content of such services; deleting language relating to certain Department of Health and Rehabilitative Services responsibility for services; amending s. 393.067, F.S.; providing for standards, inspection, and review of licensed residential facilities; prohibiting unlicensed facilities from receiving state funds; amending s. 393.068, F.S.; establishing a family care program; providing program contents; deleting provisions relating to a demonstration project; creating s. 393.125, F.S.; providing rights to appeal certain decisions; amending s. 393.13, F.S.; providing rights of persons with developmental disabilities; modifying client rights; providing for a system for the oversight of behavioral programs; providing liability for violations; requiring quarterly district reports; amending s. 393.14, F.S.; providing for biennial reports to the Legislature regarding the department's multiyear implementation plan; modifying plan contents; amending s. 393.15, F.S.; providing for community-based foster home, group home, and developmental training facilities; changing name of the "Group-Living Home Trust Fund"; authorizing inclusion of certain staff training in costs of development; authorizing certain department grants for firesafety renovation; providing for rules for certain allocation of funds; amending s. 393.16, F.S.; modifying capacity of residential intermediate care facilities; creating s. 393.17, F.S.; providing for certification with respect to oversight of behavioral programs for developmentally disabled persons; providing for fees; amending and renumbering s. 413.50, F.S.; providing for an extended employment program; amending s. 916.13, F.S.; correcting a cross-reference; repealing ss. 393.20, 413.501, 413.502, 413.503, 413.504, F.S., relating to rehabilitation workshop facilities for developmentally disabled persons; providing severability; providing effective dates.

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

By Senator Woodson-Howard—

SB 227—A bill to be entitled An act relating to long-term care facility ombudsman councils; amending s. 400.301, F.S.; providing legislative intent; amending s. 400.304, F.S.; creating an Office of the State Nursing Home and Long-Term Care Facility Ombudsman Council; requiring the State Unit on Aging of the Department of Health and Rehabilitative Services to contract with the Department of Legal Affairs; providing duties and responsibilities of each department with respect to the program; providing for location of the district councils with Area Agencies on Aging; providing duties of the state council; requiring council members to be chosen from recommendations made as specified; changing the time period after which the council itself shall fill a vacancy; providing for staggering the terms of office of council members; deleting direction to the Department of Health and Rehabilitative Services to submit a separate budget request for the council; amending s. 400.307, F.S.; providing for district ombudsman councils to function under the direction of the state ombudsman council; deleting direction to the Department of Health and Rehabilitative Services to submit a separate budget request for the councils; amending s. 400.314, F.S.; providing for access to records; providing for the transfer of funds; providing for the transfer of certain statutory powers, duties, records, personnel, and property; providing an effective date.

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

By Senators Deratany and Gardner—

SB 228—A bill to be entitled An act relating to pari-mutuel wagering; creating s. 550.076, F.S.; permitting certain jai alai permitholders to apply for and receive permits to conduct dog race meetings in lieu of jai alai; providing an effective date.

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

By Senator Plummer—

SB 229—A bill to be entitled An act relating to procurement of contractual services by state agencies; amending s. 287.057, F.S.; authorizing state agencies to enter contracts for services with certain educational institutions; providing an effective date.

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

By the Committee on Health Care—

SB 230—A bill to be entitled An act relating to selected advisory bodies to the Department of Health and Rehabilitative Services; amending s. 383.14, F.S.; renaming the Infant Screening Advisory Council; adding an additional member to the council; authorizing member reimbursement for per diem and travel; modifying the purpose of the council; modifying administrative language; amending s. 385.201, F.S.; adding an additional member to the Florida Cancer Control and Research Advisory Board; authorizing member reimbursement for per diem and travel; amending s. 385.203, F.S.; amending the purposes of the Diabetes Advisory Council; authorizing member reimbursement for per diem and travel; modifying administrative language; amending s. 391.091, F.S.; adding duties for the Cardiac Advisory Council; extending terms of appointments to 4 years from 2 years; removing superfluous appropriations language; reviving and readopting ss. 383.14, 385.201, 385.203, 391.091, F.S., notwithstanding their scheduled repeal under the Sundown Act; providing for future review and repeal of said sections; repealing s. 383.20, F.S., relating to the Perinatal Advisory Council; providing an effective date.

—was referred to the Committees on Health Care and Appropriations.

By the Committee on Ethics and Elections—

SB 231—A bill to be entitled An act relating to elections; amending s. 97.041, F.S.; revising qualifications for the preregistration of persons under 18 years of age to vote; amending s. 97.063, F.S.; deleting the requirement of completion of a separate form by an elector registering absentee in order to cancel a previous registration; modifying attesting witness requirements for registration of absent qualified electors overseas; amending s. 97.091, F.S.; providing for registration at main office of supervisors of elections; amending s. 98.051, F.S.; authorizing supervisors of elections to provide for registration on legal holidays that occur on weekdays; revising the date for closing voter registration books under certain circumstances; amending s. 98.211, F.S.; providing time limit within which supervisors must furnish copies of voter information; providing penalties; amending s. 99.021, F.S.; deleting certain statements from a candidate's oath; amending s. 99.097, F.S.; providing for a waiver of the supervisors of elections' charges for verifying petition signatures to have an issue placed on the ballot; amending s. 101.121, F.S.; providing certain restrictions on access to polling rooms; providing exceptions; amending s. 101.5609, F.S.; authorizing certain alternative procedures relating to absentee ballots; amending s. 101.62, F.S.; providing for a mailing of first primary, second primary, and general elections' ballots to absent qualified electors overseas; providing procedure for voting such ballots; providing a definition; amending s. 101.72, F.S.; providing the supervisor of elections discretion in determining the number of voting booths needed in the county; amending s. 102.031, F.S.; prohibiting solicitation of voters within a specified distance of a polling place; providing exceptions; providing a definition of the term "solicit"; amending s. 104.071, F.S.; authorizing a candidate to furnish complimentary tickets to his campaign fund raiser to other candidates; authorizing a candidate to give his own personal or business funds to another candidate under certain circumstances; providing a penalty; amending s. 106.011, F.S.; specifying exclusions from the definitions of contribution; amending s. 106.021, F.S.; requiring candidates for other than statewide offices to file certain reports; amending s. 106.04, F.S.; providing for contributions by committees of continuous existence to political committees formed to support or oppose issues; providing for waiver of fines for late reports; amending s. 106.05, F.S.; excluding Saturdays from the calculation of time limits for deposit of campaign funds; amending s. 106.07, F.S.; prescribing when campaign treasurers' reports must be made; amending s. 106.08, F.S.; modifying provisions relating to limitations on contributions, for which there are penalties; providing that a candidate may purchase tickets or admission to events sponsored by or advertisements from a religious, civic, or charitable group; amending s. 106.142, F.S.; modifying the definition of political advertisement; amending s. 106.143, F.S.; revising requirements relating to political advertisements; amending s. 106.144, F.S.; providing that certain groups and organizations which intend to oppose a candidate by means of political advertisement must file a statement containing specified information; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By the Committee on Transportation—

SB 232—A bill to be entitled An act relating to transportation services for the transportation disadvantaged; amending ss. 427.011-427.015, F.S.; and creating s. 427.0135, F.S.; providing definitions; revising the composition of the Coordinating Council on the Transportation Disadvantaged and the powers and duties of the council; prescribing duties of state agencies that provide funding for such transportation services; revising powers and duties of the Department of Transportation related to such transportation services; prescribing the powers and duties of metropolitan planning organizations and designated official bodies and agencies in coordinating transportation for the transportation disadvantaged; repealing s. 427.018, F.S., which provides for the expiration of ss. 427.011-427.018, F.S., October 1, 1989; providing for the termination of ss. 427.011-427.017, F.S., relating to transportation services for the transportation disadvantaged, effective October 1, 1999; providing for legislative review in advance of termination; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By the Committee on Transportation and Senator Bruner—

SB 233—A bill to be entitled An act relating to bicycle and moped regulations; amending s. 316.2065, F.S.; prohibiting a bicycle or moped rider from carrying a child who is over a specified age or weight; requiring a bicycle or moped rider who carries a child passenger to provide certain safety equipment; prohibiting a person who rides a bicycle or moped on a highway or in a public place from allowing a child passenger to ride on the vehicle or on a bicycle trailer or bicycle semitrailer without a helmet; providing a penalty; providing that charges shall be dismissed in some circumstances; prohibiting a bicycle or moped rider from allowing a child to remain in a child carrier when the rider is not in immediate control of the vehicle; requiring a label which states safety requirements to be affixed to certain child carriers; prescribing types of bicycle trailers and bicycle semitrailers that may be attached to a bicycle; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Scott—

SB 234—A bill to be entitled An act relating to the official Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, Florida Statutes; adopting the Florida Statutes 1989 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 1989 shall be effective immediately upon publication; providing that general laws enacted during the 1987 regular and special legislative sessions up to and including the special session of October 12 to October 14, 1987, and prior thereto and not included in the Florida Statutes 1989 are repealed; providing that general laws enacted during the December 1987 special session, the 1988 regular and special sessions, and the 1989 regular session are not repealed by this adoption act.

—was referred to the Committee on Rules and Calendar.

By the Committee on Transportation—

SB 235—A bill to be entitled An act relating to motor vehicle license taxes; amending s. 320.08, F.S.; providing a uniform license tax for automobiles for private use and certain trucks; amending s. 320.14, F.S.; providing that fractional license taxes are not applicable to automobiles for private use and certain trucks, trailers, and semitrailers; providing alternative fractional license taxes for certain truck tractors; amending ss. 206.877, 212.05, 320.055, 320.06, 320.0609, 320.0805, 320.083, 320.0843, F.S.; conforming cross-references; providing an effective date.

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

By Senator Margolis—

SB 236—A bill to be entitled An act relating to unemployment compensation; amending s. 443.111, F.S.; modifying the maximum weekly benefit amount that may be paid to an individual from the Unemployment Compensation Trust Fund; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By the Committee on Judiciary-Civil—

SB 237—A bill to be entitled An act relating to arbitration and mediation of civil actions; creating s. 44.307, F.S.; providing immunity for arbitrators and mediators; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Weinstein—

SB 238—A bill to be entitled An act relating to motor vehicles; amending s. 316.008, F.S.; authorizing counties and municipalities to enact ordinances to establish "combat automobile theft" programs whereby motor vehicle owners may enroll their vehicles by signing consent in advance for a law enforcement officer to stop the vehicle; providing program components; providing an effective date.

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

By Senator Dudley—

SB 239—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.614, F.S.; exempting local government or private company utility meter readers from the "Florida Safety Belt Law"; providing an effective date.

—was referred to the Committee on Transportation.

By Senators Peterson, D. Childers, Beard, Johnson, Kirkpatrick and Stuart—

SB 240—A bill to be entitled An act relating to agricultural commodities; amending s. 573.102, F.S.; providing purposes of the laws regulating the sales of agricultural commodities with respect to research and to assuring that chemical residues on agricultural products are safe; amending s. 573.103, F.S.; redefining "agricultural commodities" to include citrus with respect to funding of production research and activities related to pesticide chemical residue; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By Senators Peterson, Kirkpatrick, Beard, Johnson, Davis, Thurman, Ros-Lehtinen, Margolis, Grizzle, Jennings, Stuart, Gardner, Woodson-Howard, D. Childers and Crenshaw—

SB 241—A bill to be entitled An act relating to hunter safety; creating s. 372.5717, F.S.; prohibiting certain persons from hunting without having successfully completed a hunter safety course and without having a certification card; directing the Game and Fresh Water Fish Commission to institute and coordinate a statewide hunter safety course; providing for certification cards; providing exceptions; providing a penalty; providing an effective date.

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

By the Committee on Agriculture—

SB 242—A bill to be entitled An act relating to antifreeze; amending s. 501.911, F.S.; assigning the administration of the Antifreeze Act of 1978 to the Division of Standards of the Department of Agriculture and Consumer Services; reviving and readopting ss. 501.91-501.923, F.S., as amended, the Antifreeze Act of 1978, notwithstanding their repeal scheduled by the Regulatory Sunset Act; providing for future review and repeal of said sections; amending s. 570.46, F.S.; providing for enforcement of certain provisions of said sections by the division; amending s. 570.544, F.S.; deleting authority of the Division of Consumer Services of said department to prosecute violations of said act; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By Senator Ros-Lehtinen—

SB 243—A bill to be entitled An act resolving the discrepancies between the amendments to s. 121.071, F.S., by chapters 88-238 and 88-382, Laws of Florida, with respect to the employer contribution rates, and the dates changes in such rates take effect, for members of the Special Risk Class of the Florida Retirement System and correcting errors in the amendment of s. 121.091, F.S., by ch. 88-238, Laws of Florida, with respect to the periods in which different benefit rates apply for different periods of service in that class; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 244—A bill to be entitled An act relating to state employment; repealing s. 14, ch. 85-318, Laws of Florida, which provides for the expiration of ss. 110.401-110.407, F.S., relating to the Senior Management Service System, and ss. 110.601-110.607, F.S., relating to the Selected Exempt Service System, effective October 1, 1990; repealing said sections October 1, 1995, and providing for legislative review of said sections prior to that date; providing an effective date.

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

By the Committee on Transportation and Senator Jennings—

SB 245—A bill to be entitled An act relating to state uniform traffic control; creating s. 316.1301, F.S.; providing traffic regulations to assist blind persons; providing penalties; providing for the application of the act; repealing s. 413.07, F.S., relating to traffic regulations to assist blind persons; providing an effective date.

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

By Senators Girardeau, Gordon and Meek—

SB 246—A bill to be entitled An act relating to the State Group Insurance Program; amending s. 110.123, F.S.; providing that participation in the program shall be available for blind vending facility operators of the Division of Blind Services; prohibiting state contributions for premiums; providing an effective date.

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

By Senator Thurman—

SB 247—A bill to be entitled An act relating to capital felonies; amending s. 775.082, F.S.; providing that persons convicted of specified capital felonies and sentenced to life imprisonment are ineligible for parole; amending s. 790.161, F.S.; prescribing penalties for persons convicted of a capital felony involving death as a result of making, possessing, throwing, placing, projecting, discharging, or attempting to discharge a destructive device; providing an effective date.

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

By Senators Johnson and Kiser—

SB 248—A bill to be entitled An act relating to fishing; amending s. 370.01, F.S.; defining the term "marine fish"; creating s. 370.0605, F.S.; providing for saltwater fishing licenses; providing fees; providing exceptions; providing duties of tax collectors and the Department of Natural Resources; prohibiting certain unlawful uses of a saltwater fishing license; creating s. 370.0606, F.S.; providing for the appointment of subagents for the issuance and sale of saltwater fishing licenses; providing for a marine information system; creating s. 370.0607, F.S.; creating a Marine Resources Conservation Trust Fund; amending s. 215.22, F.S.; providing for certain deductions from the fund; requiring the department and the Marine Fisheries Commission to submit annual budget recommendations and plans; providing an effective date.

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

By Senators Johnson, Grizzle, Woodson-Howard, Casas and Dudley—

SB 249—A bill to be entitled An act relating to local option sales taxes; amending s. 212.055, F.S.; requiring the governing body of a county wherein an infrastructure surtax is levied to pay a percentage of the proceeds of such surtax to the school board; revising the purposes for which such surtax proceeds may be used; requiring a county, municipality, or school board receiving surtax proceeds to adopt plans and issue reports; deleting provisions authorizing counties and municipalities to fund bond issues with surtax proceeds; revising the period of time in which a referendum may be held proposing an infrastructure surtax; providing an effective date.

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

By Senator Johnson—

SB 250—A bill to be entitled An act relating to commercial discrimination; amending s. 540.11, F.S.; providing definitions; prohibiting unauthorized duplication of recordings, unauthorized bootlegging of recordings, and false labeling of recordings; providing penalties; providing for the application of the section; providing for the forfeiture and destruction of certain recordings; providing an effective date.

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

By Senators Johnson and Jennings—

SB 251—A bill to be entitled An act relating to educational facilities; amending s. 235.193, F.S.; providing that school facilities shall be a permitted use in certain locations; amending s. 235.26, F.S.; revising provisions relating to the legal effect of the State Uniform Building Code for Public Educational Facilities Construction; amending s. 235.34, F.S.; providing that permits and development orders for educational plants and facilities shall not be made conditional upon the provision of certain improvements; providing an effective date.

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

By Senators Kirkpatrick and Myers—

SB 252—A bill to be entitled An act relating to medical practice; amending s 458.347, F.S.; providing for certified physician assistants to prescribe medication; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Girardeau—

SB 253—A bill to be entitled An act relating to vocational education; creating s. 240.4098, F.S.; establishing the Vocational Student Assistance Grant Fund; providing eligibility for grants; providing amount of grants; requiring institutions which receive grant moneys to submit reports to the Department of Education; providing an effective date.

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

By Senator Meek—

SB 254—A bill to be entitled An act relating to gambling; establishing a gambler's assistance program; providing program guidelines and procedures; providing for review; providing for grants for programs which assist compulsive gamblers or their dependents; providing for the adoption of rules; amending s. 24.121, F.S.; allocating a percentage of the Florida lottery proceeds to fund the program; providing an effective date.

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

By Senator Malchon—

SB 255—A bill to be entitled An act relating to social and economic assistance; amending s. 409.266, F.S.; authorizing the Department of Health and Rehabilitative Services to expand Medicaid coverage to include certain pregnant women and infants; providing an effective date.

—was referred to the Committees on Health Care and Appropriations.

By Senator Deratany—

SB 256—A bill to be entitled An act relating to ad valorem taxation; amending s. 196.011, F.S.; providing for granting exemptions under certain circumstances; amending s. 689.02, F.S.; requiring certain information on warranty deeds; amending s. 195.096, F.S.; authorizing modification of certain assessment rates study criteria; amending s. 197.364, F.S.; providing minimum billing, collecting, and refunding amounts; amending s. 193.052, F.S.; updating obsolete agricultural terminology; providing an effective date.

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

By Senators Stuart, Forman and Brown—

SB 257—A bill to be entitled An act relating to governmental reorganization; creating a Department of Elderly Affairs; transferring to the department specified powers, duties, records, personnel, property, and funds from the Aging and Adult Services Program Office of the Department of Health and Rehabilitative Services; transferring to the department the State Nursing Home and Long-Term Care Facility Ombudsman Council; prescribing powers and duties of the department; providing for an advisory council to the department; amending s. 20.19, F.S.; redesignating the Aging and Adult Services Program Office as the Adult Services Program Office; amending ss. 400.304, 410.011, 410.016, 410.023, 410.024, 410.0241, 410.029, 410.032, 410.201, 410.401, 410.402, 410.501, 410.502, 410.503, 415.103, 415.104, 415.106, F.S., to conform; defining "area agency on aging"; prescribing certain functions of such agencies; providing an effective date.

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

By Senator McPherson—

SB 258—A bill to be entitled An act relating to diving; amending s. 327.02, F.S.; providing definitions; creating s. 327.39, F.S.; providing requirements for vessels used by divers or in the vicinity of diving; providing an exception for certain vessels; amending s. 861.065, F.S.; revising the definition of the term "divers-down flag"; providing additional requirements for the display of such flag; providing an effective date.

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

By Senators Peterson, Crawford, Kirkpatrick, D. Childers, Walker, Johnson, Ros-Lehtinen, Thomas, Grizzle, Stuart, Gardner, Woodson-Howard and Crenshaw —

SB 259—A bill to be entitled An act relating to education; amending s. 229.814, F.S.; deleting authority for persons under 18 years of age to take the examination for a high school equivalency diploma; amending s. 232.01, F.S.; increasing the compulsory school attendance age; providing an effective date.

—was referred to the Committee on Education.

By Senator Malchon—

SB 260—A bill to be entitled An act relating to public health; amending s. 154.01, F.S.; revising conditions for release of funds appropriated for construction or renovation of county public health unit facilities; amending s. 154.04, F.S.; modifying conditions for employment of a public health unit administrator; amending s. 154.06, F.S.; modifying public health services fee authority and standards; providing an effective date.

—was referred to the Committees on Health Care and Appropriations.

By Senator Ros-Lehtinen—

SM 261—A memorial to the United States Postal Service, urging it to adopt a postage stamp commemorating the 50th anniversary of the creation of Airborne paratrooper units in the United States Army.

—was referred to the Committee on Rules and Calendar.

By the Committee on Transportation—

SB 262—A bill to be entitled An act relating to records of the Department of Highway Safety and Motor Vehicles; amending ss. 322.125, 322.126, 322.142, F.S.; continuing the confidentiality of reports received or made by the Medical Advisory Board of the department, of reports received by the department concerning the physical or mental disability of a licensed driver or applicant, and of film negatives and prints maintained by the department of driver licenses, notwithstanding the Open Government Sunset Review Act; providing for future legislative review of these exemptions pursuant to the Open Government Sunset Review Act; amending s. 322.20, F.S.; continuing the confidentiality of records of traffic accidents for which no citation is issued, notwithstanding the Open Government Sunset Review Act; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; repealing the prohibition on the release by public agencies of lists of licensed drivers obtained from the department; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Weinstein—

SB 263—A bill to be entitled An act relating to contraband forfeiture; amending s. 932.704, F.S.; providing that a county or municipality may appropriate certain proceeds of contraband forfeiture proceedings to public or private agencies for school resource officer, crime prevention, drug abuse education, or drug abuse treatment or rehabilitation purposes; providing an effective date.

—was referred to the Committees on Community Affairs and Appropriations.

By Senators Gordon and Davis—

SB 264—A bill to be entitled An act relating to higher education; providing for reduced fees for women attending certain institutions; providing an effective date.

—was referred to the Committees on Higher Education and Appropriations.

By the Committee on Transportation and Senators Peterson, Crawford, Kirkpatrick, D. Childers, Walker, Johnson, Davis, Thomas, Grizzle, Jennings, Beard, Stuart, Gardner, Woodson-Howard and Crenshaw—

SB 265—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 persons under a specified age; providing exceptions; creating s. 322.0601, F.S.; specifying circumstances under which the department may issue an operator's license to certain persons under such age; providing for the suspension and reinstatement of such license; authorizing the waiver of licensing requirements under certain circumstances; providing an effective date.

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

By Senator Deratany—

SB 266—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending ss. 125.0104, 212.0305, F.S.; requiring certain counties to locally audit tourist development taxes or convention development taxes or to contract with the Department of Revenue to conduct the audits; providing for retroactive operation of certain powers; creating s. 212.0506, F.S.; imposing the sales tax on service warranties; providing a definition; providing for payment, collection, and administration of the tax; providing an exclusion; providing penalties; amending s. 212.06, F.S.; defining "dealer" for purposes of service warranties; amending s. 212.08, F.S.; excluding sales of service warranties from the exemption for personal, professional, and insurance services; amending ss. 634.131, 634.415, F.S.; providing a cross-reference; amending s. 212.054, F.S.; clarifying provisions which identify a county in which a local option sales tax transaction takes place; amending ss. 212.0505, 212.235, 212.18, 212.20, 212.69, 218.61, F.S.; consolidating certain sales tax distribution provisions; repealing s. 212.237, F.S., relating to the Solid Waste Management Trust Fund; retitling the Local Government Infrastructure Tax Trust Fund, creating the Mail Order Sales Tax Clearing Trust Fund, and continuing the Solid Waste Management Trust Fund; amending s. 212.05, F.S.; exempting from such taxes certain transactions between members of affiliated groups of corporations; providing an effective date; providing for contingent retroactive application.

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

By Senator Deratany—

SB 267—A bill to be entitled An act relating to taxation; amending s. 206.425, F.S.; providing a penalty for selling motor fuel in violation of certain tax provisions; amending s. 206.89, F.S.; providing a penalty for acting as a dealer of special fuels without holding a valid dealer's license; amending s. 212.66, F.S.; providing a cross-reference; amending s. 212.67, F.S.; requiring certain allowances for fuel evaporation and shrinkage to be taken as a credit; amending s. 206.9865, F.S.; requiring commercial air carriers to make monthly reports to the Department of Revenue; amending s. 201.05, F.S.; correcting a cross-reference; repealing s. 13 of ch. 88-206, Laws of Florida, relating to a tax on entrance fees charged for continuing care contracts; amending ss. 161.40, 341.329, 348.91, 380.0673, 420.513, F.S.; providing that certain tax exemptions do not apply to debt obligations owned by corporations; amending s. 199.062, F.S.; deleting the requirement that corporations file certain stockholder notices with the department; amending s. 199.282, F.S.; providing a penalty; amending ss. 199.032, 199.052, 199.175, F.S.; revising provisions which levy a tax on intangible personal property to make such tax applicable to property which has a taxable situs in the state; providing definitions; amending s. 220.03, F.S.; revising the definition of "Internal Revenue Code"; amending s. 198.29, F.S.; prohibiting the refund of estate taxes under certain circumstances; amending ss. 198.01, 198.021, 198.031, F.S.; updating a cross-reference to the United States Internal Revenue Code; amending s. 211.33, F.S.; authorizing the department to collect delinquent taxes and penalties pursuant to a lien or tax execution levied upon certain third parties; amending s. 213.24, F.S.; revising requirements relating to the cost of issuing tax billings; creating s. 213.34, F.S.; providing general audit authority to the department; authorizing the department to adopt rules; amending s. 203.01, F.S.; requiring monthly reporting of gross receipts taxes for utility services; revising the penalties for failing to timely report and pay gross receipts taxes; providing penalties for the evasion of such taxes; amending s. 213.06, F.S.; authorizing the department to adopt rules; providing an effective date.

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

By Senator Johnson—

SB 268—A bill to be entitled An act relating to education; providing for appropriations to the Department of Education for the purpose of providing instructional materials and evaluating such materials; amending s. 233.09, F.S.; revising the membership of district instructional materials councils; providing for school boards to be reimbursed for certain costs associated with evaluating instructional materials; amending s. 233.14, F.S.; authorizing the department to make certain exceptions in specifications for instructional materials; amending s. 233.16, F.S.; revising bid selection and contract provisions for the department in its contracts with publishers and manufacturers of instructional materials; amending s. 233.17, F.S.; requiring the department to publish certain schedules relating to the evaluation of instructional materials; amending s. 233.18, F.S.; requiring publishers to deposit specimen copies of textbooks with certain school districts; amending s. 233.34, F.S.; revising the way in which the annual allocation of funds for instructional materials may be used by school districts; amending s. 233.37, F.S.; authorizing the department to provide for the recycling of certain instructional materials; amending s. 233.46, F.S.; authorizing certain sanctions for lost or damaged books; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Malchon—

SB 269—A bill to be entitled An act relating to housing authorities; amending s. 421.05, F.S.; revising provisions relating to the appointment of a tenant-commissioner of an authority; providing for normal appointment procedures under certain circumstances; providing an effective date.

—was referred to the Committee on Community Affairs.

By the Committee on Natural Resources and Conservation—

SJR 270—A joint resolution proposing an amendment to Section 9 of Article VII of the State Constitution relating to ad valorem taxation for water management purposes, to raise the millage allowed for the northwest portion of the state.

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

By Senators Johnson, Kirkpatrick, Langley, McPherson, Davis, Kiser, Myers, Grant, Thurman, Gardner, Brown, Margolis, Bruner and Jennings—

SB 271—A bill to be entitled An act relating to educational finance; amending s. 236.081, F.S., relating to the Florida Education Finance Program; providing for the calculation of additional full-time equivalent student membership based on international baccalaureate examination scores; revising such calculation based on college board advanced placement scores; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Weinstock—

SB 272—A bill to be entitled An act relating to the Risk Assessment Information System Coordinating Council; amending s. 282.502, F.S.; revising the membership of the council; authorizing the Department of Education to provide additional support to the council; providing additional duties of the council; authorizing the entities represented on the council and their designees to share information notwithstanding confidentiality, privacy, and nondisclosure requirements arising from state law; preserving the confidentiality of the information except for sharing among the entities as needed for specified purposes; providing an effective date.

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

By Senator Weinstein—

SB 273—A bill to be entitled An act relating to nursing homes and related health care facilities; creating the position of Advocate for Nursing Home and Long-Term Care Facility Residents in the Department of Legal Affairs; providing for authority of such advocate; providing an effective date.

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

By Senators Weinstein and Forman—

SB 274—A bill to be entitled An act relating to adult congregate living facilities; amending s. 409.212, F.S.; specifying the optional supplementation payment to be determined by the Department of Health and Rehabilitative Services with respect to adult congregate living facility residents; providing an effective date.

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

By Senator Weinstein—

SB 275—A bill to be entitled An act relating to motor vehicle registration; amending s. 320.03, F.S.; providing that any person, firm, or corporation representing itself to be an authorized agent of the Department of Highway Safety and Motor Vehicles for registration purposes is guilty of unfair and deceptive trade practices; prohibiting the use of the name of the state or of a county under certain circumstances; providing a penalty; providing an effective date.

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

By Senator Weinstein—

SB 276—A bill to be entitled An act relating to motor vehicle liability insurance; amending s. 324.022, F.S.; requiring certain motor vehicle owners or operators to maintain proof of financial responsibility for bodily injuries; providing for the suspension of registration and the operator's license of persons who fail to maintain the required security; amending s. 320.02, F.S.; providing for proof of such financial responsibility when registering a motor vehicle; providing applicability of provisions; providing an effective date.

—was referred to the Committees on Insurance and Transportation.

By Senator Weinstein—

SB 277—A bill to be entitled An act relating to holidays; authorizing the chief judge of each judicial circuit to designate Rosh Hashana and Yom Kippur as legal holidays for the courts within the circuit; providing an effective date.

—was referred to the Committees on Governmental Operations; Judiciary-Civil; Personnel, Retirement and Collective Bargaining; and Appropriations.

By the Committee on Governmental Operations—

SB 278—A bill to be entitled An act relating to direct-support organizations and citizen support organizations within the Department of State; amending s. 265.26, F.S.; continuing, with modifications, the exemption of certain records of the direct-support organization of the Board of Trustees of the John and Mable Ringling Museum of Art from the public records law; exempting such records from certain public records requirements; amending s. 266.08, F.S.; continuing the exemption of certain records of the direct-support organizations of the Historic St. Augustine Preservation Board of Trustees from the public records law; exempting such records from certain public records requirements; amending s. 266.109, F.S.; continuing, with modifications, the exemption of certain records of the direct-support organizations of the Historic Pensacola Preservation Board of Trustees from the public records law; exempting certain manuscripts and archival materials from certain public records requirements; amending s. 267.17, F.S.; continuing the exemption of certain records of the citizen support organizations of the Division of Historical Resources from the public records law; exempting such records from certain public records requirements; providing for future legislative review of these exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

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

By the Committee on Governmental Operations—

SB 279—A bill to be entitled An act relating to the Fine Arts Endowment Trust Fund; amending s. 265.605, F.S.; continuing the exemption of certain records of the Fine Arts Endowment Trust Fund from the public records law; exempting such records from certain public records requirements; providing for future legislative review of these exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Governmental Operations—

SB 280—A bill to be entitled An act relating to the State Theater Program; amending s. 265.289, F.S.; continuing, with modifications, the exemption of certain records of the contract organizations of the State Theater Program from public records requirements; exempting such records from certain public records requirements; providing for future legislative review of the exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator D. Childers—

SB 281—A bill to be entitled An act relating to postsecondary education; creating the Florida Postsecondary Education Security Information Act; providing a definition; providing for reporting of campus crime statistics; providing for the compilation and distribution of campus security information; providing for rules; providing for actions to compel compliance; providing a civil penalty; providing an effective date.

—was referred to the Committees on Higher Education, Judiciary-Criminal, Judiciary-Civil and Appropriations.

By the Committee on Judiciary-Civil—

SB 282—A bill to be entitled An act relating to expert witness fees; amending s. 92.231, F.S.; providing limitations on expert witness fees; providing an effective date.

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

By the Committee on Judiciary-Civil—

SB 283—A bill to be entitled An act relating to garnishment; repealing ss. 222.11, 222.12, F.S., relating to the exemption of wages of the head of a family from garnishment; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senators Brown and Forman—

SB 284—A bill to be entitled An act relating to environmental regulation; amending s. 403.031, F.S.; redefining the term "pollution" for purposes of ch. 403, F.S., and rules adopted thereunder; amending s. 403.161, F.S.; specifying prohibited acts under said chapter; providing civil and criminal penalties therefor; amending s. 403.231, F.S.; authorizing the Department of Legal Affairs to institute civil actions under ch. 403, F.S.; amending s. 403.727, F.S.; specifying prohibited acts applicable to biological waste, biohazardous waste, and hazardous waste generators, transporters, and facility owners or operators; providing civil and criminal penalties for such violations; providing for forfeiture of conveyances used or intended for use in committing such violations; providing defenses; amending s. 775.15, F.S.; prescribing the statute of limitation for prosecution of a violation of ch. 403, F.S., relating to environmental control; amending s. 895.02, F.S.: making crimes chargeable by indictment or information under ch. 403, F.S., relating to environmental control, prosecutable under ss. 895.01-895.08, F.S., the Florida RICO (Racketeer Influenced and Corrupt Organization) Act; providing an effective date.

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

By Senator Dudley—

SB 285—A bill to be entitled An act relating to holidays; creating s. 11.0125, F.S.; providing that the Legislature shall not meet on Memorial Day; amending s. 230.23, F.S.; providing that public schools shall observe Memorial Day as a holiday; providing an effective date.

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

By Senator Bankhead—

SB 286—A bill to be entitled An act relating to uniform traffic control; amending s. 316.193, F.S.; requiring the impoundment of the vehicle upon a second or subsequent conviction of driving while under the influence within a specific period of time; providing an effective date.

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

By the Committee on Corrections, Probation and Parole—

SJR 287—A joint resolution proposing an amendment to Section 9, Article VII of the State Constitution, relating to ad valorem taxes.

—was referred to the Committees on Corrections, Probation and Parole; Finance, Taxation and Claims; Appropriations; and Rules and Calendar.

By Senator Gordon—

SB 288—A bill to be entitled An act relating to motor vehicle license plates; amending s. 320.0805, F.S., relating to personalized prestige license plates; deleting provisions relating to the issuance of press license plates from that section; providing for application for, issuance of, and the design of press license plates; prescribing fees therefor; revising a cross-reference; providing an effective date.

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

By Senator Gordon—

SR 289—A resolution commending the Distilled Spirits Wholesalers of Florida Educational Scholarship Foundation and the Wine and Spirits Distributors of Florida, Inc.

—was referred to the Committee on Rules and Calendar.

By Senator Jennings—

SR 290—A resolution recognizing the Town of Eatonville as the oldest incorporated black municipality in the nation and commending the town for 101 years of freedom and self-government.

—was referred to the Committee on Rules and Calendar.

By Senator Gardner—

SB 291—A bill to be entitled An act relating to the state lottery; amending ss. 24.115 and 24.121, F.S.; revising the disposition of unclaimed prize money; providing an effective date.

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

By Senator Gardner—

SB 292—A bill to be entitled An act relating to personnel of the district school system; amending s. 231.02, F.S.; requiring the fingerprinting of certain noninstructional personnel; providing for guidelines and policies; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Kirkpatrick—

SB 293—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; amending s. 322.26, F.S.; requiring the department to revoke the driver's licenses of persons convicted of certain drug-related offenses; providing an effective date.

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

By Senator Johnson—

SB 294—A bill to be entitled An act relating to public schools; creating s. 236.1224, F.S.; providing school districts with additional categorical funds for teaching science laboratory skills; establishing eligibility criteria for school districts; providing for allocation of appropriated funds; providing for use of funds allocated; providing for data collection and compliance monitoring; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Souto—

SB 295—A bill to be entitled An act relating to sales of drugs to minors; amending s. 893.13, F.S.; requiring a mandatory minimum sentence for persons convicted of selling Schedule I, Schedule II, Schedule III, or Schedule IV controlled substances to minors; providing an effective date.

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

By Senator Souto—

SB 296—A bill to be entitled An act relating to the state lottery; amending s. 24.121, F.S.; providing that a portion of the net lottery revenues shall be used to fund after school day care programs; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Woodson-Howard—

SB 297—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; including cocaine freebase among Schedule II controlled substances; amending s. 893.13, F.S.; providing that adjudication of guilt may not be withheld for the offense of delivering a controlled substance to a minor or using a minor in the delivery of a controlled substance and providing that offenders are ineligible for parole or gain-time; providing minimum penalties for possession of cocaine freebase; providing for deposit of fines for possession of cocaine freebase into county drug education trust funds; providing for disposition of such funds; amending s. 893.135, F.S.; providing mandatory minimum penalties for the offense of trafficking in cocaine freebase; providing that persons convicted of trafficking offenses may not receive statutory gain-time before serving their mandatory imprisonment; providing an effective date.

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

By Senators Johnson, Langley, Brown, Grant and Jennings—

SB 298—A bill to be entitled An act relating to education; amending s. 229.555, F.S.; adding requirements with respect to the comprehensive management information system; adding responsibilities of the Commissioner of Education; eliminating a district report to the Legislature; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Thurman—

SB 299—A bill to be entitled An act relating to citrus; amending s. 601.28, F.S.; revising language to reflect the correct names of certain bureaus; authorizing the Department of Agriculture and Consumer Services to adopt rules for the imposition of special inspection fees under certain circumstances; providing for the imposition of such fees by contract; providing for inspections during specified hours not contemplated by regular state work hours; providing a limit on fees; providing that s. 601.10(8), F.S., relating to the dissemination of information to the citrus industry, is not repealed October 1, 1990, notwithstanding s. 6, ch. 83-252, Laws of Florida, as amended, and reenacting said subsection; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By Senator Bankhead—

SB 300—A bill to be entitled An act relating to juvenile offenders; amending s. 39.03, F.S.; requiring notification of the district school superintendent or his designee of the arrest of a student under certain circumstances; providing an exemption from public disclosure laws; providing for future legislative review of such exemption pursuant to the Open Government Sunset Review Act; providing for removal of information from school records; providing an effective date.

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

By Senator Peterson—

SB 301—A bill to be entitled An act relating to school transportation; amending s. 234.02, F.S., relating to children standing on school buses; creating s. 234.095, F.S.; requiring school bus drivers to report drivers who pass a stopped school bus; amending s. 316.172, F.S.; requiring law enforcement agencies to conduct certain investigations and issue citations; providing an effective date.

—was referred to the Committees on Education and Transportation.

By Senator Davis—

SB 302—A bill to be entitled An act relating to the sale of public lands; amending s. 270.11, F.S.; exempting contracts and deeds for the sale of lands under a certain value by the Board of Trustees of the Internal Improvement Trust Fund, a local government, a water management district, or other agency of the state from the requirement that such contracts and deeds reserve specified interests in phosphate, minerals, metals, and petroleum; providing an effective date.

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

By Senator Davis—

SB 303—A bill to be entitled An act relating to property leased or lease-purchased by a county for public purposes; amending s. 125.031, F.S.; extending the term for which a county may lease or lease-purchase properties using funds arising from ad valorem taxation to pay the rent; providing an effective date.

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

By Senator Kiser—

SB 304—A bill to be entitled An act relating to meritorious service awards for state employees and volunteers; amending s. 110.1245, F.S.; revising provisions relating to the meritorious service awards program for certain employees and extending the scope of the program to all state employees; providing for awards for achieving increments of satisfactory service as state employees and for awards upon retirement after satisfactory service; amending s. 110.503, F.S.; authorizing state departments and agencies to incur expenditures in a limited amount for tokens of recognition to present to volunteers who provide outstanding service to state-administered programs; providing an effective date.

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

By Senators Kiser and Weinstein—

SB 305—A bill to be entitled An act relating to state employment; amending ss. 110.403, 110.602, F.S.; limiting the number of positions in the Senior Management Service and Selected Exempt Service to specified percentages of career service positions; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 306—A bill to be entitled An act relating to court interpreters; requiring certification by the State Courts Administrator; providing for a fee; providing an effective date.

—was referred to the Committees on Judiciary-Civil; Economic, Professional and Utility Regulation; and Finance, Taxation and Claims.

By Senator Grant—

SB 307—A bill to be entitled An act relating to the release of prisoners; amending s. 944.277, F.S.; modifying the eligibility requirements for provisional credits that may be granted by the Secretary of Corrections when the inmate population reaches a certain percentage of lawful capacity; amending ss. 944.291, 947.005, 947.1405, F.S.; defining the term "provisional release date"; authorizing the release of certain prisoners under the earlier of alternative release dates; providing an effective date.

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

By Senator Forman—

SB 308—A bill to be entitled An act relating to damage by dogs; amending s. 767.04, F.S.; revising certain standards of liability and defenses in certain cases involving damage by dogs; providing an effective date.

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

By Senator Souto—

SB 309—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; requiring that substance abuse programs for violators be state-certified and providing a definition; authorizing restricted reinstatement of a violator's driver's license upon satisfaction of specified conditions; amending s. 322.271, F.S.; providing conditions for such restricted reinstatement and requirements for retaining such license; providing rulemaking authority to the Department of Highway Safety and Motor Vehicles; amending ss. 322.282 and 322.291, F.S.; conforming language; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Souto—

SB 310—A bill to be entitled An act relating to sales taxes; providing definitions; requiring a manufacturer or distributor of controlled substances to obtain a taxpayer registration number; requiring certain information to be included in an application for that number; imposing a tax on controlled substances in this state and upon each manufacturer or distributor of such substances; prohibiting taxing a controlled substance more than once under this act; stating that this act does not impose a tax in violation of Commerce Clause restrictions; requiring a report of, and imposing a tax upon, controlled substances on hand on a specified date; requiring each taxpayer to file a quarterly return; specifying the content of the return; requiring submission of the tax proceeds with the return; providing for notification of deficiencies and the department's intent to assess the amounts due; providing for a hearing and final assessment; placing the burden of proof of incorrect or invalid assessments on the taxpayer; providing for penalties and interest; allowing the taxpayer to deduct a collection allowance for keeping records and remitting taxes as required; requiring certain records to be kept for a specified time period and made available for inspection by the department on request; provid-

ing penalties for a refusal to allow inspection of those records; providing criminal penalties for tax evasion; providing for refunds; creating ss. 563.055, 564.065, 565.135, F.S.; imposing on certain malt beverages, wine, and liquor in this state a tax to be paid by the manufacturer or distributor; requiring the taxpayer periodically to file a return with, and remit the amount of tax owed to, the Division of Alcoholic Beverages and Tobacco of the Department of Business Regulation; providing for interest on late payments; allowing the taxpayer to deduct a collection allowance for keeping records and remitting taxes as required; providing for refunds; providing for the deposit of tax proceeds into the Alcoholic Beverages and Controlled Substances Tax Trust Fund, to be used as specified; providing an effective date.

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

By Senator Souto—

SB 311—A bill to be entitled An act relating to insurance; amending s. 627.669, F.S.; requiring certain group health insurance policies or prepaid health care contracts to include coverage for the treatment of alcoholism or drug dependency; requiring that detoxification be included as a basic benefit in such policies or contracts; providing an effective date.

—was referred to the Committees on Insurance and Appropriations.

By Senator Souto—

SB 312—A bill to be entitled An act relating to controlled substances; amending s. 893.13, F.S.; providing that persons operating or in charge of facilities in which controlled substances are unlawfully manufactured shall be sentenced to life imprisonment without eligibility for parole or gain-time; providing an effective date.

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

By Senator Kirkpatrick—

SB 313—A bill to be entitled An act relating to jurors; amending s. 40.01, F.S.; providing that jurors shall be selected from those possessing a valid driver's license, rather than from registered electors; amending s. 98.211, F.S.; deleting the provision that lists of electors be used for purposes of jury selection; 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 Kirkpatrick—

SB 314—A bill to be entitled An act relating to environmental control; amending s. 403.413, F.S.; prohibiting certain dumping of vessel-generated litter; conforming language; providing penalties; creating s. 403.4135, F.S.; creating the "Florida Commercial Vessel-Generated Litter Act of 1989"; providing definitions; requiring commercial vessels to account for certain litter; providing a penalty; providing for joint rules of the Department of Environmental Regulation and the Department of Natural Resources; requiring litter receptacles at certain commercial facilities; providing a penalty; providing an effective date.

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

By Senator Johnson—

SB 315—A bill to be entitled An act relating to offenses involving controlled substances; creating s. 893.20, F.S.; establishing the crime of engaging in a continuing criminal enterprise; providing for criminal penalties; exempting such crime from the application of sentencing guidelines; prohibiting adjudication of guilt or imposition of sentence from being suspended, deferred, or withheld; requiring the mandatory minimum sentence to be served prior to parole or provisional release; providing an effective date.

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

By Senator Malchon—

SB 316—A bill to be entitled An act relating to immunity from liability; amending s. 768.13, F.S.; clarifying those medical practitioners who are immune from civil liability when providing care or treatment under certain circumstances; providing an effective date.

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

By Senators Brown and Stuart—

SB 317—A bill to be entitled An act relating to jurors; amending s. 40.01, F.S.; providing that jurors shall be selected from those possessing a driver's license or identification card or who have exercised the oath prescribed in s. 40.011, F.S., rather than from registered electors; creating s. 40.011, F.S.; requiring the Department of Highway Safety and Motor Vehicles to furnish a department data base list to clerks of the circuit court in each county and providing for affidavits for application for jury duty for those citizens of the United States and legal residents of Florida whose names do not appear on the list; amending s. 40.02, F.S.; excluding persons who have served as jurors from further service until the jury list is exhausted; creating s. 40.022, F.S., requiring the clerk of the circuit court to purge the jury lists once a month of persons convicted of a felony, adjudicated mentally incompetent, or deceased; amending s. 98.211, F.S.; deleting the provision that lists of electors be used for purposes of jury selection; 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 and lists of persons issued identification cards; 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 Committees on Judiciary-Civil and Appropriations.

By Senator Crenshaw—

SB 318—A bill to be entitled An act relating to education; creating s. 230.69, F.S.; providing for the creation of Youth Enhancement Services Centers within school districts; authorizing the creation of a nonprofit corporation with a board of directors; requiring approval of a proposal for each center by the district school board and the Department of Education; providing requirements, including private contributions and matching state grant; providing for allocation of funds to center depository funds; providing for the vesting of title; providing for center operation; providing for pilot programs; requiring rules relating to capacity and design of facilities; requiring an annual postaudit; providing an exemption from public records requirements for certain donor information; providing for review and repeal; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Grant—

SB 319—A bill to be entitled An act relating to controlled substances; amending s. 112.011, F.S.; providing exceptions to state employment and licensing provisions; creating s. 775.16, F.S.; disqualifying specified convicted drug offenders from state employment, licenses, and other benefits; requiring adjudication for specified drug offenses; amending s. 893.11, F.S.; requiring license revocation for specified convicted drug offenders; providing an effective date.

—was referred to the Committees on Personnel, Retirement and Collective Bargaining; and Economic, Professional and Utility Regulation.

By Senators Grizzle, Johnson, Forman, Gardner, Walker and Crenshaw—

SB 320—A bill to be entitled An act relating to education; amending s. 236.081, F.S., relating to the Florida Education Finance Program; revising provisions relating to funding for certain exceptional students; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Grizzle—

SB 321—A bill to be entitled An act relating to state employment; amending s. 110.151, F.S.; revising the provision of law relating to state officers' and employees' child care services to delete reference to the Office of Labor Relations and to refer instead to the Department of Administration; directing the department to conduct a feasibility study

to determine the child care needs of state employees; amending section 2 of chapter 88-151, Laws of Florida, providing for the use of unexpended funds in the State Employee Child Care Revolving Trust Fund; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 322—A bill to be entitled An act relating to mortgages; creating s. 697.045, F.S.; providing that where mortgages are issued which involve negative amortization notice must be given; requiring the signing and filing of such notice; providing an effective date.

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

By Senator Beard—

SB 323—A bill to be entitled An act relating to elections; amending ss. 105.011, 105.031, 105.035, 105.041, 105.051, 105.061, 105.071, 105.08, 105.09, 99.021, 99.061, 101.141, 101.151, 101.251, F.S.; providing for nonpartisan election of state attorneys, public defenders, and sheriffs; providing definitions; providing for qualification, fees, and oath; specifying form of ballot; providing for determination of election; specifying persons qualified to vote; limiting political activities of candidates for such office and on behalf of such candidates; providing penalties; limiting campaign contributions and expenditures; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Community Affairs.

By Senators Kiser, Langley, Weinstock and Malchon—

SJR 324—A joint resolution proposing an amendment to Section 5, Article IV and the creation of Section 20, Article XII of the State Constitution; limiting the terms of cabinet members.

—was referred to the Committees on Executive Business; Ethics and Elections; and Rules and Calendar.

By Senators Brown and Stuart—

SB 325—A bill to be entitled An act relating to referenda on constitutional amendments and other public measures; amending s. 101.161, F.S.; specifying information to be prepared with respect to proposed constitutional amendments and other public measures and specifying matters to be printed on the ballot; amending s. 101.171, F.S.; requiring the Department of State to furnish information to Supervisors of Elections; requiring Supervisors of Elections to post such information; amending s. 101.191, F.S.; specifying form of general election ballot; amending s. 101.20, F.S.; requiring sample ballots to contain specified information with respect to constitutional amendments and other public measures; amending s. 101.62, F.S.; requiring specified information to be enclosed with absentee ballots with respect to constitutional amendments and other public measures; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senator Gordon—

SB 326—A bill to be entitled An act relating to handguns; providing for a surcharge to be levied on retail sales of handguns; providing for such surcharge to be remitted to the Department of Revenue; requiring the department to adopt rules; providing for moneys collected from the surcharge to be used for the construction of state correctional facilities; providing an effective date.

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

By Senator Jennings—

SB 327—A bill to be entitled An act relating to the transfer of motor vehicles and mobile homes; amending s. 319.23, F.S.; extending the time limits for filing an application for title to, and for transfer of title of, a motor vehicle or mobile home upon its transfer; providing an effective date.

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

By Senator Girardeau—

SB 328—A bill to be entitled An act relating to scholarships for post-secondary education; creating the African and Afro-Caribbean Scholarship Trust Fund; specifying the purpose of the fund; providing for the Department of Education to administer the fund and for the Florida Black Caucus to advise the department; providing for authorizing expenditures from the fund; stipulating the amount and renewability of each scholarship; providing eligibility standards for scholarship recipients and for participating institutions; allowing institutions to seek matching funds; restricting the proportion of available funds that one institution may receive; allowing the waiver of out-of-state tuition fees; providing an effective date.

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

By Senator Souto—

SB 329—A bill to be entitled An act relating to the termination of pregnancies; amending s. 390.001, F.S.; prohibiting a physician from performing an abortion if the physician knows that the woman conceived the child in order to provide fetal organs or tissue for medical transplantation and that she intends to procure the abortion for that purpose; prohibiting using fetal tissue or organs that result from an abortion for medical transplantation, as specified; prohibiting offering an inducement to conceive a child, or to procure an abortion, so that the fetal tissue may be used for medical, scientific, experimental, or therapeutic purposes; prohibiting offering or receiving valuable consideration for the fetal organs or tissue resulting from an abortion; providing penalties; providing an effective date.

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

By Senator Brown—

SB 330—A bill to be entitled An act relating to state lands; amending s. 253.034, F.S.; excluding the sale of certain lands by the Board of Trustees of the Internal Improvement Trust Fund from review by the Land Management Advisory Committee; clarifying an exclusion from the application of said section relating to leases of state lands for private uses and purposes; amending s. 253.04, F.S.; authorizing the board of trustees to impose an administrative fine for failure to comply with an order to remove or alter a structure located on state lands; authorizing the board of trustees to remove or alter such a structure and recover the cost of removal or alteration; clarifying provisions providing that fines imposed and damages awarded under the section constitute liens on the violator's property; clarifying provisions providing for the disposition of fines and damages collected; amending s. 253.111, F.S.; eliminating the public purpose requirement as a condition of the sale of certain state lands to a county; revising the procedure with respect to such a sale; revising the method for fixing the price the county must pay for such lands; amending s. 253.115, F.S.; excluding certain sovereignty land leases for existing structures by the board of trustees from public notice and hearing requirements; amending s. 260.015, F.S.; providing an alternative procedure for the Department of Natural Resources to acquire abandoned railroad rights-of-way under the Florida Rails to Trails Program; providing an effective date.

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

By Senators Gordon and Davis—

SB 331—A bill to be entitled An act relating to jai alai; amending s. 550.10, F.S.; restricting, during jai alai players' strikes, the authority of the Division of Pari-mutuel Wagering of the Department of Business Regulation to grant occupational licenses as jai alai players and to revoke or suspend such licenses; amending s. 551.031, F.S.; prohibiting the Florida Pari-mutuel Commission, during a jai alai players' strike, from changing operating seasons of jai alai frontons or fixing dates for additional operating days of jai alai frontons; nullifying certain changes made by the commission in periods of operation and certain dates fixed by the commission for additional days of operation; providing that any person or organization affected by a proposed action of the division or the commission has standing to challenge that action pursuant to ch. 120, F.S.; providing an effective date.

—was referred to the Committees on Regulated Industries and Appropriations.

By Senator Thomas—

SB 332—A bill to be entitled An act relating to health maintenance organizations; amending s. 641.19, F.S.; defining "health maintenance organization" to require such entities to provide optometry services; providing an effective date.

—was referred to the Committees on Economic, Professional and Utility Regulation; Health Care; and Insurance.

By Senator Thomas—

SB 333—A bill to be entitled An act relating to the executive aircraft pool; amending s. 287.161, F.S.; removing limitations on the number and engine classification of the aircraft permitted in the pool; providing an effective date.

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

By Senator Thomas—

SR 334—A resolution commending Brigadier General Robert L. Howell for his exemplary public service.

—was referred to the Committee on Rules and Calendar.

By Senator Grant—

SB 335—A bill to be entitled An act relating to corrections; amending s. 944.023, F.S.; requiring the Department of Corrections to develop a comprehensive correctional master plan and submit it to the Governor and the Legislature; providing for the purposes and the contents of the plan; providing requirements for the allocation of fixed capital outlay appropriations for additional bedspace; amending s. 944.277, F.S.; defining the term "lawful capacity" for the purpose of granting provisional credits; repealing s. 944.096, F.S., relating to the required inmate-to-population ratio, the appropriation process, and the certification of bedspace needs; providing an effective date.

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

By Senator Grant—

SB 336—A bill to be entitled An act relating to driver's licenses; amending s. 322.05, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from issuing an original driver's license to any person who has not taken, and passed, a drug screening test during the previous 30 days; amending s. 322.055, F.S.; providing for revocation or suspension of, or delay of eligibility for, driver's licenses of persons convicted of certain drug offenses; amending s. 322.12, F.S.; prohibiting the department from examining an applicant for an original driver's license who has not taken, and passed, a drug screening test within the 30 days prior to application; providing an effective date.

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

By Senator Grant—

SB 337—A bill to be entitled An act relating to the state correctional system; amending s. 945.602, F.S.; increasing the number of members of the governing board of the State of Florida Correctional Medical Authority of the Department of Corrections; revising qualifications for such members; providing staggered terms for the members added; revising the quorum of the authority; deleting provisions that have had their effect; repealing s. 945.603(15), F.S., relating to a reporting requirement applicable to the authority which has expired; requiring the authority to report to the Governor its recommendation concerning the establishment of a nonprofit corporation to lease and manage medical services for inmates of the department; providing an effective date.

—was referred to the Committee on Corrections, Probation and Parole.

By Senators Kiser and W.D. Childers—

SB 338—A bill to be entitled An act relating to the Department of Administration; amending s. 20.31, F.S.; revising the organizational structure of the department; reassigning units of, and responsibilities within, the department in accordance with such reorganization; amending s. 110.151, F.S., relating to state officers' and employees' child care services, to conform that section to such reorganization; providing for the assumption of the duty of the Office of Labor Relations to represent the Governor as a public employer in collective bargaining negotiations by a new division of the department; providing an effective date.

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

By Senator Kiser—

SB 339—A bill to be entitled An act relating to election campaign financing; amending s. 106.021, F.S.; removing a provision that authorizes a candidate for public office to use funds he received prior to his changing the designation of the office for which he is a candidate; creating s. 106.022, F.S.; providing a procedure for a person to redesignate the office for which he is a candidate; prohibiting the expenditure of funds received prior to such redesignation; amending s. 106.08, F.S.; prohibiting a candidate from accepting a contribution for any campaign other than his own election or reelection campaign; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Kiser—

SB 340—A bill to be entitled An act relating to the University of South Florida; naming the building which is designated to house the teacher education program for economic education at that university the "Gus A. Stavros Center for the Advancement of Free Enterprise and Economic Education"; directing the Board of Regents of the Division of Universities of the Department of Education to erect suitable markers designating the building; providing an effective date.

—was referred to the Committee on Higher Education.

By Senator Kiser—

SJR 341—A joint resolution proposing an amendment to Section 4, Article III of the State Constitution and the creation of Section 19, Article III of the State Constitution relating to meetings of the Legislature, legislative committees, and legislators.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senator Casas—

SB 342—A bill to be entitled An act relating to pawnbrokers; creating s. 715.0413, F.S.; providing definitions; providing limitations on the hours and methods of conducting business; amending s. 715.042, F.S.; providing penalties; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Casas—

SB 343—A bill to be entitled An act relating to pawnbrokers; amending s. 715.04, F.S.; restricting hours of business; amending s. 715.041, F.S.; requiring biweekly submission of certain records; providing for compliance; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Gardner—

SB 344—A bill to be entitled An act relating to education; amending s. 229.59, F.S.; extending the subject areas that an educational improvement project may address; removing the limit on the amount that the Commissioner of Education can authorize for an educational improvement project grant; providing for the dissemination of the results of such projects; providing that such projects that are deemed to be exceptional by the Department of Education may be used as models for other such projects; providing for project assessment; repealing s. 244.07, F.S.; abolishing the Florida Education Council; providing an effective date.

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

By Senator Woodson-Howard—

SB 345—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; revising the definition of the term "military service" as used in ch. 121, F.S., the Florida Retirement System Act, to extend the period for which military service credit in Vietnam may be claimed and purchased; providing an effective date.

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

By Senator Casas—

SB 346—A bill to be entitled An act relating to the Florida Equal Access to Justice Act; amending s. 57.111, F.S.; providing requirements for the award of attorney's fees and costs against state agencies in certain actions; providing an effective date.

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

By Senator Malchon—

SB 347—A bill to be entitled An act relating to funding of local and state health planning; amending s. 381.703, F.S.; modifying the list of facilities subject to assessment; modifying the facility fee assessment methodology; providing rulemaking authority for the Department of Health and Rehabilitative Services; providing an effective date.

—was referred to the Committees on Health Care and Appropriations.

By Senator McPherson—

SB 348—A bill to be entitled An act making it unlawful to release or cause to be released into the atmosphere a specified number of balloons within a specified period of time; providing exceptions; providing a penalty; providing for injunctive relief; providing an effective date.

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

By Senator Beard—

SB 349—A bill to be entitled An act relating to the correctional system; amending s. 944.605, F.S.; providing for notification of inmate furlough release; amending s. 947.177, F.S., to conform; providing an effective date.

—was referred to the Committee on Corrections, Probation and Parole.

By Senator Gordon—

SB 350—A bill to be entitled An act relating to education; amending s. 228.195, F.S.; requiring district school boards to establish school breakfast programs; providing requirements; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Brown—

SB 351—A bill to be entitled An act relating to campaign financing; prohibiting corporations from using corporate funds to establish or administer political committees or committees of continuous existence; prohibiting legislators from acting as consultants for compensation to such committees; requiring all loans to candidates exceeding $500 to be reported whether or not made to influence an election; prohibiting persons not legally obligated from repaying a loan made to a candidate; prohibiting political committees from supporting or opposing any candidate; amending s. 106.011, F.S.; modifying the definition of "political committee"; amending s. 106.021, F.S.; prohibiting the designation of a campaign depository prior to January 1 of the candidate's election year; prohibiting the transfer of funds from one campaign depository to another depository for another office; requiring remaining depository funds to be returned to contributors; amending s. 106.03, F.S.; providing conforming language; amending s. 106.05, F.S.; prohibiting campaign treasurers from accepting any contributions for deposit within 7 days prior to a primary, second primary, or general election; amending s. 106.07, F.S.; modifying dates for filing reports by candidates and political committees; providing conforming language; amending s. 106.071, F.S.; prescribing reporting requirements for persons making independent expenditures; amending s. 106.08, F.S.; prohibiting corporations from contributing to candidates or committees of continuous existence on behalf of candidates; providing limitations on contributions made by state and county executive committees; providing limitations to committees of continuous existence and state and county executive committees; providing that limitations on contributions apply annually; prohibiting certain contributions during Legislative sessions and within a specified time of an election; amending s. 106.125, F.S.; prohibiting candidates and political committees from obtaining and making campaign expenditures with credit cards; repealing s. 106.141(7), (8)(c), (9), F.S., relating to transferring surplus funds to office accounts; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senators Gordon and Forman—

SB 352—A bill to be entitled An act relating to insurance; requiring certain health insurance policies to include coverage for tests for infertility and infertility treatment; providing an effective date.

—was referred to the Committees on Insurance and Appropriations.

By Senator Kiser—

SB 353—A bill to be entitled An act relating to administrative procedure; amending s. 120.52, F.S.; providing an exception to the definition of "rule" under the Administrative Procedure Act for certain agency action altering annual harvest limits for saltwater fishing; providing an effective date.

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

By Senators Beard and Grant—

SB 354—A bill to be entitled An act relating to forfeiture of contraband; requiring state and local law enforcement agencies seizing property under the Florida Contraband Forfeiture Act to adopt policies and procedures by a certain date to provide for fair and uniform implementation of that act; providing an effective date.

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

By Senator Woodson-Howard—

SB 355—A bill to be entitled An act relating to postsecondary education scholarships; amending s. 240.402, F.S.; providing conditions for the award of scholarships from the Florida Undergraduate Scholars' Fund to students who have attended a home education program; providing an effective date.

—was referred to the Committees on Higher Education and Appropriations.

By Senator Weinstein—

SB 356—A bill to be entitled An act relating to state military personnel and property; granting arrest and law enforcement powers to military police officers of the Florida National Guard and to military personnel who are employed as security guards by the Department of Military Affairs; prohibiting such officers and guards from exercising such powers outside military reservations, armories, and other property owned, occupied, or leased by the department; creating s. 943.252, F.S.; exempting such officers and guards from law enforcement certification, qualification, and training requirements specified in ss. 943.085-943.25, F.S., if they meet certain other qualifications; amending s. 250.10, F.S.; requiring the Adjutant General of the state to provide military police and security guards at certain state military reservations and armories; providing an effective date.

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

By Senator Gardner—

SB 357—A bill to be entitled An act relating to consumer protection; prohibiting the transmission of unsolicited commercial facsimile transmissions; providing a civil penalty; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Deratany—

SR 358—A resolution commending Rufus L. Cloud for his distinguished service as a telecommunications officer with the Florida Highway Patrol.

—was referred to the Committee on Rules and Calendar.

By Senators Langley, Jennings and Gardner—

SB 359—A bill to be entitled An act relating to the Civil Service System for the Seminole County Sheriff's Department; amending ss. 3, 10, ch. 70-942, Laws of Florida, as amended; including persons holding the rank of captain or above within the unclassified service rather than the classified service; deleting the impounding officer from the unclassified service; revising requirements for taking promotional tests; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Johnson—

SB 360—A bill to be entitled An act relating to local government code enforcement; amending s. 162.03, F.S.; providing that municipalities may, by ordinance, adopt a code enforcement system that gives code enforcement boards or special masters authority to hold hearings and assess fines against violators of municipal codes and ordinances as an alternate to the system specified in ss. 162.01-162.13, F.S., the Local Government Code Enforcement Boards Act; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Johnson—

SB 361—A bill to be entitled An act relating to the Florida RICO (Racketeering and Corrupt Organization) Act; amending s. 895.02, F.S.; bringing certain offenses within the meaning of the term "racketeering activity"; providing an effective date.

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

By Senator Johnson—

SB 362—A bill to be entitled An act relating to the Florida Evidence Code; creating s. 90.616, F.S.; providing for the exclusion of witnesses during the taking of testimony of other witnesses in civil and criminal cases; providing specified exceptions; providing an effective date.

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

By Senators Ros-Lehtinen, Souto and Casas—

SB 363—A bill to be entitled An act relating to immigrants; creating the "Nicaraguan Refugee Target Assistance Act"; providing legislative intent; providing educational assistance for Nicaraguan refugee students; providing for eligibility of students for such assistance; outlining educational services and special programs; providing a formula to determine funding pursuant to a plan to be established by the Commissioner of Education; providing for administration and auditing by the Department of Education; providing social services assistance for Nicaraguan refugees; providing that local coalitions be established by the Department of Health and Rehabilitative Services to deliver services to Nicaraguan refugees; requiring the department to develop guidelines for the delivery of services to Nicaraguan refugees in each of its service districts; creating a grant-in-aid program to help local communities serve Nicaraguan refugees; providing for allocation of grant funds to department districts; providing for distribution of funds to local agencies; providing for evaluation of spending plans; providing for local matching funds; providing for establishment of an emergency financial assistance program for Nicaraguan refugee families; providing guidelines for the department for developing criteria for implementing such program; providing for administration of such program; amending s. 16.01, F.S.; providing authority to the Attorney General to intervene in certain immigration proceedings; providing an effective date.

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

By Senators Brown and Stuart—

SB 364—A bill to be entitled An act relating to campaign reports; amending s. 106.04, F.S.; providing for maximum fines for committees of continuous existence; releasing officers or members from personal liability for fines; waiving fines for certain first-time offenders; amending s. 106.07, F.S.; providing for maximum fines for candidates and political committees for late filings; waiving fines for certain first-time offenders; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Brown—

SB 365—A bill to be entitled An act relating to witnesses; amending s. 92.231, F.S.; expanding the definition of "expert witness" with respect to criminal cases; amending s. 406.09, F.S.; providing that expert witness fees for medical examiners be paid as provided in s. 914.06, F.S.; amending s. 914.06, F.S.; providing for compensation of expert witnesses in criminal cases when such witnesses are medical examiners subpoenaed by privately hired legal counsel; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Brown—

SB 366—A bill to be entitled An act relating to jurors; amending s. 40.24, F.S.; increasing compensation and traveling expenses for jurors; providing an effective date.

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

By Senator Brown—

SB 367—A bill to be entitled An act relating to workers' compensation; amending s. 440.15, F.S.; providing that disability benefits for wages lost, for a permanently impaired employee, shall not be reduced by the amount of social security retirement benefits once the employee reaches 70 years of age; providing an effective date.

—was referred to the Committee on Insurance.

By Senators Ros-Lehtinen and Casas—

SB 368—A bill to be entitled An act relating to health insurance; amending ss. 627.626 and 627.6645, F.S.; requiring individual and group health insurance policies to provide a minimum notice of cancellation, nonrenewal, and change in premium; providing an effective date.

—was referred to the Committee on Insurance.

By Senator Ros-Lehtinen—

SB 369—A bill to be entitled An act relating to local occupational license taxes; amending s. 205.054, F.S.; providing for notice to applicants for occupational licenses of the partial exemption for businesses located in enterprise zones; providing an effective date.

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

By Senator Forman—

SB 370—A bill to be entitled An act relating to property appraisers and tax collectors; amending ss. 145.10, 145.11, F.S.; revising the time within which property appraisers and tax collectors must qualify to receive a special qualification salary; providing an effective date.

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

By Senator Souto—

SB 371—A bill to be entitled An act relating to noise pollution; amending s. 327.02, F.S.; defining the term "personal watercraft"; amending s. 327.65, F.S.; providing a maximum allowable sound level for personal watercraft; providing an effective date.

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

By Senator Souto—

SB 372—A bill to be entitled An act relating to advertising; requiring certain media advertising to contain a statement of a product's origin; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senators Johnson and Forman—

SB 373—A bill to be entitled An act relating to education; amending s. 236.25, F.S.; increasing the authorized millage levy for capital outlay purposes; providing an effective date.

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

By Senator Johnson—

SB 374—A bill to be entitled An act relating to education; creating the Drug Abuse Resistance Education Program; providing duties of the Department of Law Enforcement, Department of Education, local law enforcement agencies, and school districts; providing application requirements; providing eligibility for funding; creating a board of directors for the program and providing duties; providing for evaluation; providing an appropriation; providing an effective date.

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

By Senator Johnson—

SR 375—A resolution relating to the Gulf of Mexico Initiative for the management and protection of the resources of the Gulf of Mexico.

—was referred to the Committee on Rules and Calendar.

By Senators Kiser, Gardner, Beard and Myers—

SB 376—A bill to be entitled An act relating to the executive branch of state government; abolishing the Department of Administration, the Department of Agriculture and Consumer Services, the Department of Banking and Finance, the Department of Business Regulation, the Department of Citrus, the Department of Commerce, the Department of Community Affairs, the Department of Corrections, the Department of Education, the Department of Environmental Regulation, the Department of General Services, the Department of Health and Rehabilitative Services, the Department of Highway Safety and Motor Vehicles, the Department of Insurance, the Department of Labor and Employment Security, the Department of Law Enforcement, the Department of Legal Affairs, the Department of the Lottery, the Department of Military Affairs, the Department of Natural Resources, the Department of Professional Regulation, the Department of Revenue, the Department of State, the Department of Transportation, the Department of Veterans' Affairs, and the Executive Office of the Governor, according to a schedule of dates extending from June 30, 1991, to June 30, 1997; terminating all statutory powers, duties, and functions of an agency simultaneously with its abolishment; providing for review of each agency scheduled for abolishment, and its respective statutory powers, duties, and functions, by the Legislature in advance of the date scheduled for abolishment; providing that any legislative act that provides for the reestablishment of an abolished agency and its statutory powers, duties, and functions must reschedule the reestablished agency and its statutory powers, duties, and functions for review and for abolishment and termination within a specified period; prescribing duties of the Auditor General with respect to conducting performance audits of agencies scheduled for review; requiring agencies scheduled for review to submit legislative budget requests in a certain manner; prescribing criteria that the Legislature should consider in determining whether to reestablish an abolished agency; abolishing personnel positions of an agency when it is abolished; providing for disposition of funds of an abolished agency; prescribing duties of the Comptroller with respect to refunding fees collected pursuant to programs or duties that have been terminated; providing that employees of an abolished agency retain any career service protections and rights to state retirement and pension benefits to which they were entitled; saving pending criminal actions, disciplinary proceedings, and civil actions from abatement; providing for substitution of the Attorney General in place of the abolished agency as a party in such actions or proceedings; saving certain programs and functions from termination; providing an effective date.

—was referred to the Committees on Governmental Operations; Personnel, Retirement and Collective Bargaining; Rules and Calendar; Finance, Taxation and Claims; Appropriations.

By Senator Grant—

SB 377—A bill to be entitled An act relating to the Department of Corrections; amending s. 775.089, F.S.; authorizing courts to order the department to collect and dispense court-ordered payments; creating s. 945.31, F.S.; requiring the department to collect and dispense such payments and providing for a processing fee; creating s. 945.32, F.S.; creating the Court-Ordered Payment Trust Fund; providing an effective date.

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

By Senator Johnson—

SB 378—A bill to be entitled An act relating to filing charges for court proceedings; amending s. 28.241, F.S.; limiting the amount of the service charge to be paid to the clerk of court in civil actions; deleting certain specified service charges; authorizing a part of the service charge to be allocated by a county governing authority or by special or local law to pay for court facilities; deleting the provision that s. 28.241, F.S., is not to be construed to include the service charges provided in s. 28.24, F.S., or other statutes; specifying amount to be deposited in the Court Education Trust Fund; providing for nonapplicability to suits or proceedings pending on October 1, 1989; providing an effective date.

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

By Senator Meek—

SB 379—A bill to be entitled An act relating to employment; defining the terms "employer" and "employee" for purposes of the act; requiring certain employers to grant parental leave to an employee upon the birth of a child or upon the adoption of a child under a certain age by such employee or his spouse; providing circumstances under which such leave may be taken; providing restrictions as to the period of time within which such leave must be taken; requiring that an employee be reinstated to the same or similar position following parental leave; providing an exception; requiring an employer to provide certain benefits to an employee on parental leave; prohibiting an employer from taking certain disciplinary or retaliatory measures against employees who exercise their rights under the act; providing for enforcement; authorizing the Department of Labor and Employment Security to adopt rules; authorizing the department to hear complaints of alleged violations of the act; providing penalties; creating the Parental Leave Wage Replacement Trust Fund; providing a formula for disbursement from the fund to employees on parental leave; providing for funding the trust fund by employer contributions; providing an appropriation; providing an effective date.

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

By Senators Thomas, W.D. Childers, Gardner, Beard, Gordon, Casas, Dudley, Meek, Myers, Jennings, Bruner, Deratany, Johnson, Forman, Woodson-Howard, Girardeau, Malchon, Thurman, Peterson, Walker, Kirkpatrick, Souto, McPherson, Crenshaw and Margolis—

SJR 380—A joint resolution proposing an amendment to Section 3, Article III of the State Constitution, relating to the date of the regular sessions of the Legislature.

—was referred to the Committee on Rules and Calendar.

By Senators Thomas, W.D. Childers, Gardner, Beard, Gordon, Casas, Dudley, Meek, Myers, Bruner, Johnson, Forman, Woodson-Howard, Girardeau, Malchon, Peterson, Walker, Kirkpatrick, Souto and Margolis—

SB 381—A bill to be entitled An act relating to elections; amending s. 100.061, F.S.; changing the date of the first primary election; amending s. 100.091, F.S.; changing the date of the second primary election; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Souto—

SB 382—A bill to be entitled An act relating to the Department of the Lottery; amending s. 24.105, F.S.; requiring the department to publish detailed financial reports; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Souto—

SB 383—A bill to be entitled An act relating to events on public property; requiring sponsors or promoters of events held on public property to protect, cleanup, and restore such property to its original condition; providing a time limit; providing that this act does not supersede existing requirements which are more stringent; providing a noncriminal penalty; providing an effective date.

—was referred to the Committees on Community Affairs and Governmental Operations.

By Senator Souto—

SB 384—A bill to be entitled An act relating to the management of hazardous substances; requiring the Department of Environmental Regulation to compile a list of substances deemed to be toxic or hazardous; requiring persons who manufacture, import, transport, or distribute such substances to register with the department; requiring certain records to be maintained relating to the sale of toxic or hazardous substances; providing an effective date.

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

By Senator Souto—

SB 385—A bill to be entitled An act relating to sentencing; amending s. 921.187, F.S.; authorizing courts to sentence teenagers who commit misdemeanors to work on fishing boats or farms; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Souto—

SB 386—A bill to be entitled An act relating to handicapped persons; amending ss. 320.0843, 320.0848, F.S.; providing for persons who are physically disabled or legally blind to be issued a license plate stamped with the international wheelchair user symbol; providing for the parking permit issued to such persons by the Department of Highway Safety and Motor Vehicles to be suitable for display on a dashboard or rearview mirror; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Souto—

SB 387—A bill to be entitled An act relating to victim assistance; amending s. 960.03, F.S.; amending the definition of "crime" for purposes of the Florida Crimes Compensation Act to include hit and run accidents involving death, personal injury, or damage to property; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Souto—

SB 388—A bill to be entitled An act relating to the correctional system; amending s. 944.275, F.S.; providing that prisoners serving sentences for crimes involving violation of ch. 893, F.S., relating to drug abuse, or of any law while under the influence of a controlled substance shall be granted incentive gain-time only upon successful completion of substance abuse treatment; providing an effective date.

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

By the Committee on Insurance—

SB 389—A bill to be entitled An act relating to civil procedure; amending s. 768.79, F.S.; prescribing procedures to be followed in making and accepting offers of judgment and demands for judgment; prescribing information which must be contained therein; providing for award of costs and attorney's fees when an offer or demand has been wrongfully rejected; providing for disallowal of costs and fees if the offer or demand was not made in good faith; repealing s. 45.061, F.S., relating to offers of settlement; providing for applicability; providing an effective date.

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

By Senators Ros-Lehtinen, Meek and Casas—

SB 390—A bill to be entitled An act relating to affirmative action; amending s. 110.112, F.S.; requiring the head of each executive agency to develop and implement an affirmative action plan in accordance with rules approved by the Administration Commission and adopted by the Department of Administration; requiring such agencies to establish annual goals and annually to submit the plan and goals to the department for approval; prescribing a deadline for the annual report of the department to the Governor; requiring the department to provide training to executive agency supervisors and requiring the agencies to reimburse the department; requiring each agency to submit a plan for ensuring that supervisory personnel will receive the training; requiring each state attorney and public defender to develop and implement an affirmative action plan; providing requirements of the plan; requiring the department to audit executive branch compliance with rules adopted pursuant to this act and to submit post-audit reports to the Governor, Legislature, and Auditor General; providing an effective date.

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

By Senator Forman—

SB 391—A bill to be entitled An act relating to state minimum electrical standards; amending s. 553.19, F.S.; deleting certain exclusions from the minimum electrical standards; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Gordon—

SB 392—A bill to be entitled An act relating to life-prolonging procedures; amending s. 765.03, F.S.; revising the definition of the term "life-prolonging procedure" as used in ss. 765.01-765.15, F.S., the Life-Prolonging Procedure Act of Florida, which act provides a procedure for permitting life-prolonging procedures to be withheld or withdrawn from a patient in a terminal condition under certain circumstances; creating s. 765.075, F.S.; requiring certain determinations and documentation to be made by certain physicians before sustenance may be withheld or withdrawn; providing that certain declarations made before a specified date are deemed not to authorize the withholding or withdrawal of sustenance; providing an effective date.

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

By Senator Davis—

SB 393—A bill to be entitled An act relating to state uniform traffic control; creating s. 316.2399, F.S., permitting buses and taxicabs to be equipped with special warning lights; providing for approval by the Department of Highway Safety and Motor Vehicles; amending s. 316.2397, F.S., to conform; providing an effective date.

—was referred to the Committee on Transportation.

By Senators Bankhead and Forman—

SB 394—A bill to be entitled An act relating to credit life and credit disability insurance; amending ss. 627.553 and 627.679, F.S.; increasing the allowable amount of credit life and credit disability insurance; providing an effective date.

—was referred to the Committee on Insurance.

By Senator Grant—

SB 395—A bill to be entitled An act relating to the Florida Employment Opportunity Act; amending s. 409.029, F.S.; revising criteria with respect to participation requirements for the act; providing an effective date.

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

By Senator D. Childers—

SB 396—A bill to be entitled An act relating to telephone solicitation; creating s. 365.1655, F.S.; prohibiting any person from using a machine that electronically transmits facsimiles of documents through connection with a telephone network to transmit unsolicited advertising material for the sale of any real property, goods, or services; providing a penalty; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Langley—

SB 397—A bill to be entitled An act relating to criminal trespass; amending s. 810.09, F.S., relating to the offense of trespass on property other than a structure or conveyance; precluding a certain defense under certain circumstances; deleting an obsolete provision relating to punishment for subsequent misdemeanors; amending s. 810.12, F.S., relating to prima facie evidence of unauthorized entry on land; redefining the term "owner of said land" to include holders of record title under certain circumstances; revising and updating provisions relating to exemptions from that section; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senators D. Childers, Ros-Lehtinen, Plummer, Meek, Stuart and Myers—

SB 398—A bill to be entitled An act relating to community colleges; amending s. 240.345, F.S.; authorizing community college boards of trustees 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 Higher Education; Finance, Taxation and Claims; and Appropriations.

By Senator Margolis—

SB 399—A bill to be entitled An act relating to county criminal justice; creating s. 125.902, F.S.; authorizing each county to create a countywide independent special district to administer criminal justice; providing for a governing board of the special district; providing for appointing members; providing powers and duties of the governing board; authorizing the issuance of bonds; authorizing the levy of ad valorem taxes subject to voter approval; authorizing user fees and charges; providing the power of eminent domain; requiring an annual budget and financial report; providing an effective date.

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

By Senator Gordon—

SB 400—A bill to be entitled An act relating to weapons and firearms; amending s. 790.001, F.S.; defining the term "assault weapon"; creating s. 790.223, F.S.; prohibiting the sale or transfer of ownership of an assault weapon, a weapon which may be restored to an assault weapon, or a magazine or clip which may be attached to an assault weapon with an ammunition capacity greater than a specified amount; providing an exception; providing a penalty; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Bankhead—

SB 401—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091, F.S.; allowing the Board of Trustees of the Florida School for the Deaf and the Blind to reemploy a retired member of the system as a substitute teacher, substitute residential instructor, or substitute nurse after he has been retired for 1 calendar month; providing for payment of retirement contributions; providing a limitation on such reemployment; providing for suspension of retirement benefits if period of allowed reemployment is exceeded; providing for repayment of retirement benefits received while reemployed after the period of allowed reemployment has been exceeded; providing an effective date.

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

By Senator Grant—

SB 402—A bill to be entitled An act relating to voter registration; amending s. 98.051, F.S.; authorizing registration on Sundays; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator McPherson—

SB 403—A bill to be entitled An act relating to pari-mutual wagering; amending s. 550.2636, F.S.; increasing the amount of the tax credit that the Florida Pari-mutuel Commission may credit to the permitholder conducting the Breeders' Crown Meet; providing an effective date.

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

By Senator Davis—

SB 404—A bill to be entitled An act relating to education; creating s. 229.603, F.S.; requiring the Department of Education to develop a model of family involvement in education; providing for assistance to school districts to implement models; amending s. 230.2316, F.S., relating to dropout prevention; providing for parent involvement in educational alternatives programs; amending s. 229.58, F.S.; requiring the establishment of school advisory committees and authorizing the establishment of district advisory committees; encouraging local representatives from the Department of Health and Rehabilitative Services to serve on school advisory committees; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senators Grant, Davis and Beard—

SB 405—A bill to be entitled An act relating to the Florida Retirement System; creating s. 121.1124, F.S.; authorizing a county commissioner whose term was shortened because the election at which he was elected was delayed by federal intervention under the Voting Rights Act to purchase service credit under the system for the period by which his term was shortened; providing an effective date.

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

By Senator Grant—

SB 406—A bill to be entitled An act relating to license plates; providing for the issuance of license plates to commemorate Super Bowl XXV; providing license fees; providing for the use of license fees; providing for expiration of such provisions; providing an effective date.

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

By Senator Weinstein—

SB 407—A bill to be entitled An act relating to law enforcement and correctional officers; amending s. 112.531, F.S.; revising the definition of the term "correctional officer" to include correctional probation officers for purposes of part VI of ch. 112, F.S.; amending s. 112.533, F.S.; providing that an officer who is the subject of a complaint may review such complaint and certain written statements; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Ros-Lehtinen—

SB 408—A bill to be entitled An act relating to the Florida Graduate Scholars' Fund; amending s. 240.4025, F.S.; establishing space science, space commerce, and space policy as research areas in which graduate students will be eligible to receive fellowships under the Graduate Scholars' Program; authorizing the Challenger Astronauts Memorial Scholarship Trust Fund to be a funding source for Graduate Scholars' awards in the designated space programs; providing an effective date.

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

By Senator Davis—

SB 409—A bill to be entitled An act relating to education; creating the Florida Professional Educator Act of 1989; creating s. 11.077, F.S.; providing requirements with respect to legislation affecting education reporting and other paperwork; amending s. 231.55, F.S.; revising legislative intent provisions relating to teaching as a profession; amending s. 228.041, F.S.; revising the definition of the term "instructional personnel"; defining the terms "school-based management" and "collegial decisionmaking"; amending s. 229.555, F.S.; authorizing activities relating to school-based management; providing additional responsibilities of the Commissioner of Education relating to the comprehensive management information system; revising a reporting requirement; amending s. 229.59, F.S.; expanding areas to be addressed by educational improvement projects and deleting a restriction on the amount of grant funds; amending s. 230.23, F.S.; revising provisions relating to appointment of teacher aides; amending s. 230.33, F.S.; providing for consideration of the advice of teachers in certain plans; amending s. 231.39, F.S.; encouraging school boards to grant professional leave for teachers; amending s. 231.087, F.S.; providing additional duties of the Florida Council on Educational Management relating to school-based management; amending s. 231.603, F.S.; providing an additional evaluation standard for teacher education centers; expanding inservice teacher education center programs; amending s. 236.081, F.S.; revising the inservice educational personnel training expenditure; providing for an additional expenditure of such funds; amending s. 236.0811, F.S.; providing for inclusion of certain information in each school district's plan for inservice educational training; amending s. 235.26, F.S.; requiring standards, as a part of the Uniform Building Code, for provision of a professional teaching environment; amending s. 231.546, F.S.; requiring the Education Standards Commission to conduct a study on the professionalization of teaching; creating s. 236.095, F.S.; providing for an appropriation for school instructional enhancement; providing for use of funds; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Davis—

SB 410—A bill to be entitled An act relating to job services; providing eligibility criteria for obtaining assistance from state Job Service offices; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Ros-Lehtinen—

SB 411—A bill to be entitled An act relating to Indian reservations and affairs; amending s. 285.18, F.S.; providing that all law enforcement personnel employed by the tribal council shall have the same powers as municipal and county law enforcement officers; providing legislative intent; providing an effective date.

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

By Senator McPherson—

SB 412—A bill to be entitled An act relating to law enforcement officers; amending s. 92.141, F.S.; providing that law enforcement agencies' appointees are entitled to travel and per diem when appearing as official witnesses; requiring certain officers to be given administrative leave when appearing as official witnesses; providing an effective date.

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

By Senator Souto—

SB 413—A bill to be entitled An act relating to the sale or rental of films and video tapes; requiring the operator of a retail establishment that sells or rents sexually explicit films or video tapes to keep them in a room separated by a door or curtain from any room that contains other merchandise and to post a sign containing certain information on the door or curtain; prohibiting the operator of a retail establishment from selling, offering for sale, renting, or offering for rent a film or video tape that is not marked with a rating and, under certain circumstances, a warning; prohibiting the operator or employee of a retail establishment from allowing a person under 21 years of age to enter such a room or to purchase or rent such films or video tapes; prohibiting the display of film or video tape containers that are obscene, indecent, or suggestive except under certain circumstances; providing penalties; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Souto—

SB 414—A bill to be entitled An act relating to nursing scholarships; creating s. 240.4071, F.S.; creating a nursing scholarship loan program; providing for eligibility; providing for repayment of the loan; establishing the Nursing Scholarship Loan Trust Fund; providing procedures for private contributions; providing an effective date.

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

By Senator Thurman—

SB 415—A bill to be entitled An act relating to dogracing; amending ss. 550.09, 550.162, F.S.; revising the percentage of contributions to pari-mutuel pools that must be withheld as handle by a permitholder conducting a dograce; providing for the use of such revenues; creating s. 550.166, F.S.; providing that certain amounts contributed to pari-mutuel pools be used for greyhound owners' awards; requiring the Florida Pari-mutuel Commission to choose an association to administer the awards program; requiring the commission to approve a plan of distribution of awards; providing requirements for permitholders; providing for the administration of the awards program; providing an effective date.

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

By Senator Thurman—

SB 416—A bill to be entitled An act relating to law enforcement officers; amending s. 112.19, F.S.; providing for the waiver of actual educational expenses for the children of deceased law enforcement officers under certain circumstances; providing for the applicability of the act; providing an effective date.

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

By Senator Thurman—

SB 417—A bill to be entitled An act relating to clinical laboratories; creating s. 483.182, F.S.; authorizing a licensed clinical laboratory director to collect and examine specimens upon a patient's written request; requiring reports of contagious diseases; providing for future review and repeal of said section; providing an effective date.

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

By Senator Thurman—

SB 418—A bill to be entitled An act relating to elections; amending s. 102.012, F.S.; providing qualifications for election board members; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Thurman—

SB 419—A bill to be entitled An act relating to water and sewer services; amending ss. 367.081, 367.082, F.S.; requiring that certain rate increases be held in a trust account subject to final order by the Florida Public Service Commission; providing for the disallowance or reduction of certain rate case expense awards under certain circumstances; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Thurman—

SB 420—A bill to be entitled An act relating to the practice of auctioneering; amending ss. 468.381, 468.383, F.S.; providing additional exemptions from provisions regulating the practice of auctioneering; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Ros-Lehtinen—

SB 421—A bill to be entitled An act relating to the Challenger Astronauts Memorial Scholarship Program; amending s. 240.408, F.S.; restricting scholarships to future teachers; revising academic and other requirements for recipients; increasing the number of scholarships; increasing the annual award; providing for temporary continuation of the current scholarship program; providing for funding of certain other programs which relate to teacher development; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 422—A bill to be entitled An act relating to family foster homes; amending s. 409.175, F.S.; providing for a fee to be paid to certain persons who recruit emergency shelter or foster families; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 423—A bill to be entitled An act relating to health care facilities; amending s. 381.706, F.S.; deleting home health agencies from provisions relating to certificates of need; repealing s. 400.471(3), F.S., relating to the certificate-of-need requirement for licensure of home health agencies; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Gordon—

SB 424—A bill to be entitled An act relating to films; creating s. 288.033, F.S.; establishing the Florida Film Industry Development Program; authorizing the Department of Commerce to participate in film industry promotion events and to expend state funds; providing criteria for the expenditure of such funds; establishing the Florida Film Industry Development Trust Fund; requiring an annual report; creating the Florida Institute for Film Education; establishing goals and objectives for the institute; providing for a board and membership thereof; establishing procedure for appointment to the institute; designating terms of members; requiring a report to the Legislature; providing for staffing of the institute; providing for future repeal and legislative review; providing appropriations; providing an effective date.

—was referred to the Committees on Commerce, Higher Education and Appropriations.

By Senator Gordon—

SB 425—A bill to be entitled An act relating to the State University System; amending s. 240.209, F.S.; providing procedure for the selection of university presidents; establishing the composition of a search committee; providing an effective date.

—was referred to the Committee on Higher Education.

By Senator Souto—

SB 426—A bill to be entitled An act relating to public welfare; providing for the Department of Community Affairs to award housing grants to certain persons; providing an appropriation; providing an effective date.

—was referred to the Committees on Community Affairs and Appropriations.

By Senator Thurman—

SB 427—A bill to be entitled An act relating to the correctional system; amending s. 944.277, F.S.; requiring the Parole Commission to screen certain inmates in order to identify violent and repeat offenders; prohibiting the Secretary of Corrections from granting such inmates provisional credits; providing an effective date.

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

By Senator Weinstein—

SB 428—A bill to be entitled An act relating to credit card crimes; amending ss. 817.62, 817.67, F.S.; prohibiting, without the authorization of the acquirer, the employment or solicitation of a person who is authorized by an acquirer to accept payment by credit card for furnishing money, goods, or services, or the employment or solicitation of an agent or employee of such authorized person, for the purpose of remitting to the acquirer a credit card transaction record of a sale that was not made by such authorized person or his agent or employee; specifying a violation of such prohibition as a felony of the third degree; providing that a violation of such prohibition is an unfair or deceptive act or practice and a basis for a civil or administrative action by the state attorney or the Department of Legal Affairs pursuant to pt. II, ch. 501, F.S.; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By the Committee on Commerce—

SB 429—A bill to be entitled An act relating to tourism and economic development; amending s. 288.012, F.S.; specifying certain requirements from which the Department of Commerce is exempt in establishing, operating, and managing its foreign offices; repealing s. 10, ch. 88-201, Laws of Florida, which provides for the repeal of s. 288.012(2), F.S., effective October 1, 1989; repealing s. 288.012, F.S., relating to such foreign offices, at a future date, and providing for prior legislative review of said section; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By the Committee on Agriculture—

SB 430—A bill to be entitled An act relating to fence post products; continuing s. 501.90, F.S., the Florida Treated Fence Post Act, regulating the treatment of fence posts with preservatives and the sale of treated fence posts, notwithstanding its scheduled repeal by the Regulatory Sunset Act effective October 1, 1989; repealing said section October 1, 1999, and providing for legislative review of said section prior to that date; providing an effective date.

—was referred to the Committee on Agriculture.

By Senators Meek, Casas, Malchon and Davis—

SB 431—A bill to be entitled An act relating to housing for the elderly; amending s. 420.5087, F.S.; requiring the Florida Housing Finance Agency of the Department of Community Affairs to reserve a specified amount of the program funds of the State Apartment Incentive Loan Program to provide mortgage loans for specified repairs and improvements of housing for the elderly; specifying a maximum loan amount, interest rate, and loan term; requiring a sponsor to match a specified percentage of the loan amount; requiring the agency to establish a procedure for applying for such a loan; prohibiting a sponsor from using loan proceeds for certain purposes; providing an effective date.

—was referred to the Committees on Community Affairs and Appropriations.

By Senator Gordon—

SB 432—A bill to be entitled An act relating to voter registration; amending s. 98.051, F.S.; authorizing registration on Sundays; providing for deputy voter registrars to continue to take registrations when the supervisor of elections office is closed; authorizing registration in churches, high schools, social security offices, food stamp offices, and drugstores; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Peterson—

SB 433—A bill to be entitled An act relating to education; amending ss. 228.072, 228.073, 228.074, 228.075, 228.076, 229.132, 230.645, 240.301, 240.359, F.S.; providing requirements for lay member nominees to the regional coordinating councils established within each vocational education planning region; requiring a council chairman to notify the Commissioner of Education rather than the Governor of the absence of certain council members; providing additional duties for the councils; requiring the Department of Education to summarize regional vocational education plans coordinated by the councils; deleting the requirement that school districts and community colleges submit annual budgets to the appropriate regional coordinating council for review; deleting obsolete provisions relating to community instructional services; providing an effective date.

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

By Senator Meek—

SB 434—A bill to be entitled An act relating to personnel of school districts and community college districts; amending s. 231.495, F.S.; authorizing district school boards to purchase annuities for certain school personnel under certain circumstances; amending s. 240.344, F.S.; authorizing community college district boards of trustees to purchase annuities for certain community college personnel under certain circumstances; providing an effective date.

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

By Senator Peterson—

SB 435—A bill to be entitled An act relating to public schools; creating s. 232.015, F.S.; requiring each public school student to provide certification that he has a social security number; requiring the number to be in the student's permanent records; prohibiting his graduation from high school if the number is not in the records; providing an effective date.

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

By Senator Girardeau—

SB 436—A bill to be entitled An act relating to the state lottery; amending ss. 24.115 and 24.121, F.S.; providing a limit on prizes; providing that certain ticket sale proceeds be deposited in the Educational Enhancement Trust Fund; providing an effective date.

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

By Senator Girardeau—

SB 437—A bill to be entitled An act relating to the correctional system; amending s. 945.25, F.S.; prohibiting the furnishing of certain information to inmates in certain circumstances; providing an effective date.

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

By Senator Girardeau—

SB 438—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.08, F.S.; providing that it is illegal to possess certain food fish damaged by explosives; providing that the possession of explosive

devices and headless food fish is a prima facie violation; providing an effective date.

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

By Senator Gardner—

SB 439—A bill to be entitled An act relating to county officers and employees; authorizing county constitutional officers to reimburse employees for educational expenses under specified conditions; providing an effective date.

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

By Senator Gardner—

SB 440—A bill to be entitled An act relating to the sale of cigarettes and tobacco products; creating s. 859.061, F.S.; requiring the posting of a sign in certain places of business which states that the sale of cigarettes and tobacco products to minors is prohibited; providing for enforcement; providing a penalty; providing an effective date.

—was referred to the Committees on Regulated Industries and Appropriations.

By Senator Meek—

SB 441—A bill to be entitled An act relating to treatment of drug abuse; amending s. 397.052, F.S.; revising involuntary treatment procedures to facilitate involuntary commitment and authorizing involuntary mental illness hospitalization in certain circumstances; authorizing a treatment resource to select and require treatment alternatives for persons committed to it on an involuntary basis; providing procedures for renewal of commitment; creating s. 397.0521, F.S.; providing for involuntary treatment of habitual substance abusers and providing a definition; creating s. 397.0522, F.S.; providing emergency commitment procedures for substance abusers; creating s. 397.0523, F.S.; providing legislative findings and intent and authorizing local ordinances by petition to circuit courts for detention and treatment of persons who are chronic public substance abusers; providing criteria, procedures, and jurisdiction, and authorizing detention; amending s. 397.0525, F.S.; providing limitations on refusing to admit or expelling substance abusers from drug treatment programs; providing rulemaking authority to the Department of Health and Rehabilitative Services and providing for establishment of guidelines by the department and the Statewide Coordinator for Substance Abuse Prevention and Treatment; providing an effective date.

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

By Senator Gardner—

SB 442—A bill to be entitled An act relating to financial institutions; creating s. 655.51, F.S.; providing that a person may furnish information to financial institutions and certain other persons about employees, which information has been reported to state or federal authorities; providing for limitation of civil liability under certain circumstances; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Malchon—

SB 443—A bill to be entitled An act relating to arson; amending s. 806.01, F.S.; providing that damaging a dwelling or other structure, by fire or explosion, willfully, unlawfully, or while committing any unlawful act is arson; providing penalties; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senators Stuart, Johnson and Gardner—

SB 444—A bill to be entitled An act relating to the Department of State; amending s. 15.16, F.S.; providing for optical image record storage; prescribing admissibility and authenticity of records so stored; providing for receipt of certain records through facsimile or other electronic transfer; providing for certification and electronic transmittal of department records; authorizing the department to adopt rules; providing an effective date.

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

By Senator Peterson—

SB 445—A bill to be entitled An act relating to assessment of, and funding for, educational and training programs; requiring the Department of Education to develop and maintain the Florida Education and Training Placement Information Program; amending s. 229.557, F.S.; providing additional requirements for data to be included in the vocational education management information system; revising requirements for the dissemination of such data; amending s. 443.171, F.S.; authorizing the Division of Unemployment Insurance of the Department of Labor and Employment Security to provide certain information to the Department of Education; amending s. 229.551, F.S.; requiring school districts and community college districts to report to the department specified information concerning students who enroll in, leave, or complete vocational education programs; requiring the department to identify the placement of students who complete such programs; authorizing school districts and community college districts to identify the placements of students whose placements are not identified by the department; providing definitions; providing methods for computing placement rates and completion rates for vocational education programs; providing conditions under which state funding is not available for certain vocational education programs; providing exceptions and exemptions; requiring the Correctional Education School Authority to report on placement of inmates who participate in vocational education programs; requiring the department to provide technical assistance to school districts and community college districts; requiring the State Board for Vocational Education to adopt rules to implement certain provisions; repealing s. 229.5585, F.S., relating to student follow-up surveys with respect to vocational students; providing an effective date.

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

By Senators Gordon, Forman, Casas, Malchon, Davis and Weinstein—

SB 446—A bill to be entitled An act relating to minimum wages; requiring employers to pay employees specified hourly minimum wages; providing an exception for employees who receive tips in excess of specified amounts; providing an exception to the minimum wage requirement for certain employees; requiring the Department of Labor and Employment Security to propose legislation to conform wage requirements of the state to federal law; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Peterson—

SB 447—A bill to be entitled An act relating to education; amending s. 229.575, F.S.; requiring school districts to annually report information on the use of student performance information received from postsecondary institutions; providing an effective date.

—was referred to the Committee on Education.

By Senators Beard and Thomas—

SB 448—A bill to be entitled An act relating to military personnel of the Department of Military Affairs; amending s. 120.50, F.S.; exempting administrative procedures of the department which involve military personnel from ch. 120, F.S., the Administrative Procedure Act; providing an effective date.

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

By Senator Dudley—

SB 449—A bill to be entitled An act relating to sovereignty lands; providing legislative intent; creating s. 253.1201, F.S.; providing definitions; providing for the grant of public trust rights; providing for the designation of currently navigable waters and the ordinary high-water line; providing for approval by the Board of Trustees of the Internal Improvement Trust Fund; providing that upon failure to object or file notice of claims, certain lands shall be vested in the state; providing for the grant of special riparian easement and title to uplands to private landowners; authorizing sovereignty lands deeds to the state; providing a procedure for challenges to navigability determination; providing a procedure for objections to the determination of ordinary high-water line; providing for no effect on police and regulatory powers, and the release of claims against landowners; providing for admission of nonnavigability; providing for subsequent changes in the ordinary high-water line; eliminating cer-

tain ad valorem taxes; providing for nonseverability; providing an effective date.

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

By Senator Dudley—

SB 450—A bill to be entitled An act relating to mobile home and recreational vehicle dealers; amending s. 320.77, F.S.; increasing the bond required of such dealers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Dudley—

SB 451—A bill to be entitled An act relating to vessel repairs; amending ss. 559.901, 559.902, 559.903, 559.905, 559.907, 559.909, 559.911, 559.915, 559.917, 559.919, F.S.; providing for the regulation of vessel repair in the same manner as motor vehicle repair is regulated; prescribing duties of repair shops; prohibiting certain charges; requiring notification to vessel owners; requiring records to be kept; providing for release of liens; providing penalties; providing an effective date.

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

By Senator Dudley—

SB 452—A bill to be entitled An act relating to the Uniform Commercial Code; amending s. 679.401, F.S.; providing for the perfection of a security interest in certain equipment used in farming operations by filing in the office of the Department of State; providing an effective date.

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

By Senators Johnson and Woodson-Howard—

SB 453—A bill to be entitled An act relating to education; creating s. 228.083, F.S.; creating a Board of Trustees for the Florida Residential School for Mathematics and Science; providing for appointment of members; authorizing adoption of rules for operation of the school; providing duties of the board of trustees and authorizing receipt of gifts; providing for the deposit and expenditure of moneys; providing an effective date.

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

By Senator Johnson—

SB 454—A bill to be entitled An act relating to educational facilities; amending s. 235.41, F.S.; changing the submission date of the comprehensive capital outlay budget request; providing for the submission of certain reports to the Executive Office of the Governor; amending s. 235.435, F.S.; providing for the submission of the 3-year priority list of the boards of trustees of community colleges and the Board of Regents in the budget request; providing an effective date.

—was referred to the Committee on Appropriations.

By Senators Johnson and Woodson-Howard—

SB 455—A bill to be entitled An act relating to education; amending s. 231.532, F.S.; providing for district quality instruction incentives program awards for standard diploma graduation rate improvement; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Johnson—

SB 456—A bill to be entitled An act relating to public school education; reenacting s. 230.2316(5)(d), F.S.; resolving differences between provisions authorizing a school district to modify courses listed in the State Course Code Directory for the purpose of providing dropout prevention programs under the Dropout Prevention Act, which provisions were enacted by s. 6, ch. 86-157, and s. 4, ch. 86-225, Laws of Florida; omitting provisions limiting the duration and application of that authority and a provision that required a report by a certain date that has occurred; providing for retroactive application; providing an effective date.

—was referred to the Committee on Education.

By Senators Johnson and Crenshaw—

SB 457—A bill to be entitled An act relating to parking violations; amending s. 316.1967, F.S.; authorizing counties to send computer tapes to the Department of Highway Safety and Motor Vehicles, listing names of persons with three or more outstanding parking violations; requiring the department to flag registration records of such persons; providing an effective date.

—was referred to the Committee on Transportation.

By Senators Johnson and Forman—

SB 458—A bill to be entitled An act relating to transaction of business with governmental agencies; creating s. 287.133, F.S.; prohibiting persons who have been found guilty of certain crimes, or affiliates of such persons, from transacting business in excess of a specified amount with any state agency or political subdivision thereof; prohibiting governmental agencies from accepting bids or awarding contracts to transact any such business with a person or affiliate thereof so found guilty; requiring a person to file certain sworn statements before entering into a contract to provide goods or services to a governmental agency; requiring persons found guilty of certain crimes, or having information of persons found guilty of such crimes, to notify the Department of General Services; requiring the department to publish, after notice, a list of persons who are disqualified from contracting with governmental agencies; providing for a hearing under ch. 120, F.S., to determine if it is in the public interest to place the name of a person, or affiliate of such person, on such list; providing for removal of a person or affiliate from such list; providing an exception to the prohibition on certain business transactions; providing an effective date.

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

By Senators Johnson, Stuart, Gordon and Walker—

SB 459—A bill to be entitled An act relating to public schools; creating s. 233.0575, F.S.; providing legislative intent; authorizing school districts to employ mathematics-science mentor teachers; providing qualifications; providing duties; providing for the allocation of appropriated funds; providing for rules, evaluations, and reporting; providing for state funded pilot projects; providing requirements for approving pilot projects; requiring a library of information; providing for review and repeal; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Crenshaw—

SB 460—A bill to be entitled An act relating to marine and coastal environmental protection; authorizing the Governor to enter, on behalf of the state, into a Southern Atlantic and Gulf States' Coastal Protection Compact with one or more specified states; specifying the form of such compact; specifying within such compact that the states must receive the consent of the Congress of the United States to enter into such compact, that the signatory states of the compact agree to the creation of a commission comprised of members from each state, that the commission is to recommend to the states uniform laws for the preservation, management, and conservation of marine and coastal environments, that the states are not bound by such recommendations, that each state agrees to pay a pro rata share of the expenses of the commission, and that the commission will file a financial report with the governor and legislature of, and is subject to an audit by, each state that agrees to the compact; providing for membership of the commission from this state; requiring state agencies to cooperate with the commission and to provide information, personnel, and equipment to the commission; providing for the creation of an advisory committee by the Governor to advise commission members from this state; providing an effective date.

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

By Senator Girardeau—

SB 461—A bill to be entitled An act relating to public health; amending s. 381.042, F.S.; extending time allowed for completion of AIDS education requirement by certain current licensees; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Forman—

SB 462—A bill to be entitled An act relating to pharmacy; amending s. 465.0156, F.S.; relating to disclosure of nonresident pharmacies; creating a registration for nonresident pharmacies under the Department of Professional Regulation; requiring any out-of-state pharmacy which ships, mails or delivers drugs to be registered; providing a fee; providing for adherence to pharmacy regulations; providing for denial, revocation, or suspension of registration, or fine or reprimand; prohibiting advertising by nonresident pharmacies under certain circumstances; amending s. 465.025, F.S., to include reference to nonresident registered pharmacies; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Forman—

SB 463—A bill to be entitled An act relating to unlawful speed; amending s. 318.14, F.S.; providing that persons who are cited for certain speeding violations may not elect to attend a driver improvement course in lieu of a civil penalty or court appearance; amending s. 322.27, F.S.; directing the Department of Highway Safety and Motor Vehicles to permanently maintain the record of certain speeding convictions; providing an effective date.

—was referred to the Committee on Transportation.

By Senators Casas and Kiser—

SB 464—A bill to be entitled An act relating to the manufacture of speed-crack; creating chapter 557, F.S., consisting of ss. 557.001-557.19, F.S., providing legislative intent; providing definitions; requiring a license or permit to manufacture, distribute, deal in, or purchase phenylacetic acid, acetic anhydride, or sodium acetate; providing fees; providing forms; providing for the issuance of licenses and permits; prohibiting possession of such substances without a license or permit; providing exceptions; requiring the maintenance of certain records; providing for inspections; requiring reports with respect to the theft, illegal use, or illegal possession of such substances; prohibiting possession in or near residential housing; providing for the promulgation of rules by the Division of Crime Laboratories and Staff Services of the Department of Law Enforcement; providing a procedure for cease and desist orders and for administrative fines; providing for suspension or revocation of license or permit; providing for the conduct of hearings and review of orders of the division; providing penalties; providing for injunctive relief; providing exceptions; providing for the application of the act to county and municipal ordinances; providing for administration; providing for deposit of fees; providing an effective date.

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

By Senator Casas—

SB 465—A bill to be entitled An act relating to telephone solicitation; creating s. 365.1655, F.S.; prohibiting any person from using a machine that electronically transmits facsimiles of documents through connection with a telephone network to transmit unsolicited advertising material for the sale of any real property, goods, or services; providing penalties; providing injunctive relief; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Souto—

SB 466—A bill to be entitled An act relating to accidents involving vehicles, vessels, or aircraft; amending s. 316.1932, F.S.; requiring persons arrested for offenses which result in the vehicles they are driving becoming involved in accidents to submit to testing for alcohol, chemical substances, and controlled substances; amending s. 327.352, F.S.; requiring persons arrested for offenses which result in the vessels they are operating becoming involved in collisions, accidents, or other casualties to submit to testing for alcohol and controlled substances; declaring that the operation of an aircraft is a privilege; providing that a person operating an aircraft must submit to testing for alcohol and controlled substances if he is arrested for an offense which results in the aircraft he is operating becoming involved in an accident; providing penalties; providing an effective date.

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

By Senator Jennings—

SB 467—A bill to be entitled An act relating to construction contracting; creating s. 255.291, F.S.; authorizing general contractors to enter into design-build contracts with governmental agencies under certain conditions; creating s. 489.126, F.S.; allowing general contractors to enter into certain contracts providing engineering and architectural services without being licensed or certified or registered as an architect or engineer; amending s. 471.003, F.S.; providing an exemption to the engineering licensing law; amending s. 481.229, F.S.; providing an exemption to the architect licensing and certification law; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Davis—

SB 468—A bill to be entitled An act relating to unemployment compensation; amending s. 443.101, F.S.; providing that a person is not disqualified from receiving benefits when his unemployment results from a lockout by his employer; defining "lockout" for purposes of the act; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Grant—

SB 469—A bill to be entitled An act relating to criminal procedure; repealing Rule 3.220(d), Florida Rules of Criminal Procedure, relating to the taking of discovery depositions in criminal cases; providing an effective date.

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

By Senators Weinstein, Kiser, Langley and Forman—

SB 470—A bill to be entitled An act relating to mobile home tenancies; amending s. 723.061, F.S.; requiring that a violation of law or ordinance must be judicially determined to be detrimental to health, welfare, or safety before it may be used as grounds for eviction of a mobile home or mobile home owner; authorizing the court to order the immediate removal of a mobile home owner or occupant in certain circumstances; prescribing the time at which a notice or demand given by a mobile home park owner begins and requiring notice to be given to a mobile home owner at his mobile home's park address in addition to his last known address; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Grant—

SB 471—A bill to be entitled An act relating to youth services; amending s. 959.225, F.S.; authorizing the release of certain privileged information to the Department of Corrections; providing an effective date.

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

By the Committee on Natural Resources and Conservation—

SB 472—A bill to be entitled An act relating to natural resources; repealing s. 177.505, F.S., which provides for the establishment of an advisory board of land surveyors within the Department of Natural Resources; repealing ss. 258.17, 258.18, 258.19, 258.21, 258.22, 258.23, 258.24, 258.25, 258.26, 258.28, 258.29, 258.30, 258.31, 258.32, 258.331, 258.332, F.S., relating to wilderness areas; repealing s. 370.16(24), (25), (26), (27), (28), (30), (33), F.S., relating to oyster rehabilitation commissions and oyster conservation districts; reviving and readopting s. 372.5714, F.S., notwithstanding repeal scheduled under the Sundown Act; amending s. 372.5714, F.S.; redesignating the Waterfowl Advisory Committee as the Waterfowl Advisory Council; providing for 4-year, staggered terms of members; providing for future repeal and review of s. 372.5714, F.S.; reviving and readopting s. 259.035, F.S., notwithstanding repeal scheduled under the Sundown Act; amending s. 259.035, F.S.; redesignating the selection committee as the Land Acquisition Advisory Council; reviving and readopting s. 375.021(2), F.S., notwithstanding repeal scheduled under the Sundown Act; amending s. 375.021, F.S.; requiring certain agencies to cooperate with the Department of Natural Resources; specifying the purpose of the comprehensive multipurpose state outdoor recreation plan and providing for periodic updates; abolish-

ing the Outdoor Recreation Advisory Council; amending s. 375.031, F.S.; subjecting certain land acquisitions to selection procedures of s. 259.035, F.S.; providing an effective date.

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

By Senators Jennings, Forman, Stuart and Gardner—

SB 473—A bill to be entitled An act relating to risk management; amending s. 768.28, F.S.; providing for the confidentiality of claims files maintained by risk management programs of the state and its agencies and subdivisions; providing severability; providing an effective date.

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

By Senators Jennings, Brown, Dudley, Thurman, Stuart and Gardner—

SB 474—A bill to be entitled An act relating to land dedicated for park purposes; amending s. 95.36, F.S.; extending provisions to dedications of land to counties and in unincorporated areas of counties; providing for use of funds from the sale of such lands; providing an effective date.

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

By Senators Gardner, Casas and Deratany—

SB 475—A bill to be entitled An act relating to the Florida Consumer Finance Act; amending s. 516.01, F.S.; redefining the term "consumer finance loan" to increase the amount of money which the term encompasses; amending s. 516.02, F.S.; increasing the amount of money for which a limitation on interest applies with respect to certain loans and lines of credit; amending s. 516.031, F.S.; revising language with respect to the maximum rates allowable for certain finance rates; eliminating an interest rate limitation on certain amounts; amending s. 516.21, F.S.; revising language with respect to restrictions on borrower's indebtedness to provide increased monetary limits; amending and reenacting s. 516.19, F.S.; providing penalties; providing an effective date.

—was referred to the Committee on Commerce.

By Senators Malchon and Weinstock—

SB 476—A bill to be entitled An act relating to firefighters; amending s. 633.34, F.S.; requiring a person who applies for a job as a firefighter to be a nonuser of tobacco or tobacco products; providing an effective date.

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

By Senator Dudley—

SB 477—A bill to be entitled An act relating to limitations of actions; amending s. 95.051, F.S.; providing that nothing contained in the provision of law governing when limitations on actions are tolled shall be construed to limit the ability of any person to initiate an action, if entitled to, within a certain time period of the lifting on an automatic stay issued in certain bankruptcy proceedings; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Grizzle—

SB 478—A bill to be entitled An act relating to state lands; repealing s. 253.55(3), F.S., relating to limitation on the term of oil and gas drilling leases; repealing s. 253.571, F.S., relating to lessees' surety bonds; repealing s. 253.58, F.S., relating to manner of drilling wells; providing an effective date.

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

By Senator Crenshaw—

SB 479—A bill to be entitled An act relating to the Camp Blanding armory; naming the armory the Major General Kennedy C. Bullard Armory, in honor of the retired Adjutant General of this state; directing the Department of Military Affairs to erect suitable markers; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Crenshaw—

SB 480—A bill to be entitled An act relating to criminal penalties; amending s. 228.091, F.S.; increasing the penalties for trespass upon grounds or facilities of public schools; amending s. 230.23, F.S.; providing for school boards to add specified notice of possible criminal penalties to codes of student conduct; amending s. 790.01, F.S.; increasing penalties for carrying concealed weapons upon grounds or facilities of public schools and deleting an obsolete cross-reference; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Crenshaw—

SB 481—A bill to be entitled An act relating to coastal and marine resources; providing legislative intent; amending s. 253.61, F.S.; specifying additional lands not subject to lease; amending ss. 377.24, 377.242, F.S.; prohibiting permits for drilling and associated construction for exploration or production of oil, gas, or other petroleum products, in a specified area; creating the Marine Mining Act; providing intent; providing that the Governor or his designee shall be the state liaison with the Federal Government; creating the Florida Ocean and Coastal Law Policy Program within the Florida Sea Grant College; providing duties of the program; creating ss. 380.31, 380.32, 380.33, 380.34, F.S.; establishing the Interagency Management Committee; providing duties, responsibilities, organization, and staff; creating the Coral Reef Conservation Areas Management Council; providing powers and duties; providing powers and duties of the Department of Natural Resources with respect to the council; providing an effective date.

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

By Senator Crenshaw—

SB 482—A bill to be entitled An act relating to the Department of Professional Regulation; amending s. 20.30, F.S.; establishing a Division of Administrative Services; providing for a director; providing an effective date.

—was referred to the Committees on Economic, Professional and Utility Regulation; Governmental Operations; and Appropriations.

By Senators Stuart, Johnson and Gardner—

SB 483—A bill to be entitled An act relating to public records; creating the "Florida Fair Information Practices Act"; providing purpose and intent; providing exemptions; providing definitions; providing for departmental reports of the existence, type, and disclosures of certain public records containing personal information; requiring copies of such reports be maintained for public use; providing for notice to certain persons concerning the collection, maintenance, and use of personal information; providing procedures for requesting a change in personal information in certain public records; requiring the Division of Library and Information Services of the Department of State to recommend rules of procedure; requiring the Administration Commission to adopt rules to implement this act; providing for an annual report to the Legislature; providing an appropriation; providing severability; providing effective dates.

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

By the Committee on Natural Resources and Conservation—

SB 484—A bill to be entitled An act relating to water resources; amending s. 373.079, F.S.; providing for delegation of permitting authority to water management district executive directors; amending s. 373.117, F.S.; authorizing the Department of Environmental Regulation or governing board of a water management district to require the certification of permits and permit applications by professional engineers and other regulated professionals; creating s. 373.122, F.S.; providing for the inspection of certain property for permit condition compliance by water management district personnel; creating s. 373.1395, F.S.; providing a limitation on liability of water management districts making certain areas available without charge to the public for recreational purposes; authorizing the Department of Environmental Regulation or a water management district to require that permit conditions be recorded and run with the land; abolishing the Green Swamp Basin within the Southwest Florida Water Management District; authorizing the district to establish a Green Swamp Basin Advisory Council; amending s. 373.503,

F.S.; increasing the millage that may be levied by the Northwest Florida Water Management District; removing obsolete provisions; creating s. 403.064, F.S.; providing requirements for the reuse of reclaimed water within critical water supply problem areas; repealing s. 403.1659, F.S., relating to the Florida Groundwater Protection Task Force; creating s. 403.1657, F.S.; requiring interdepartmental coordination of groundwater protection; repealing s. 2 of ch. 85-211, Laws of Florida, abrogating the scheduled repeal of a millage assessment within the St. Johns River Water Management District; repealing ss. 1, 2, 25 of ch. 88-242, Laws of Florida, relating to the governing board of the Southwest Florida Water Management District and the length of board members' terms of office; saving ss. 373.0693, 373.0695, 373.073, 373.076, 373.079, 373.083, 373.084, 373.085, 373.086, 373.087, 373.089, 373.093, 373.096, 373.099, 373.103, F.S., from repeal under the Sunset Act; amending s. 1 of ch. 82-46, Laws of Florida; exempting water management district governing boards and basin boards from review pursuant to the Sundown Act; providing legislative intent; providing effective dates.

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

By Senator Malchon—

SB 485—A bill to be entitled An act relating to health care; providing legislative findings and intent; requiring the Health Care Cost Containment Board to conduct a study of public-sector purchasing of health care coverage; requiring a report; requiring the Health Care Cost Containment Board to convene a statewide conference of public-sector health care purchasers; requiring the Health Care Cost Containment Board to contract with the State University System to conduct the conference; establishing the Florida Task Force on Private Sector Health Care Responsibility; requiring reports and recommendations; providing for membership, duties, powers, and compensation; providing for subpoenas, audits, and investigations; providing confidentiality; requiring cooperation of state agencies; providing appropriations; providing an effective date.

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

By Senator Souto—

SB 486—A bill to be entitled An act relating to go-carts; prohibiting a person from operating a go-cart on a public street or highway; prohibiting a minor from riding a go-cart unless he conforms to certain requirements; providing penalties; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Dudley—

SB 487—A bill to be entitled An act relating to acupuncture; amending s. 457.105, F.S.; providing for licensure by certain means other than examination; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Casas—

SB 488—A bill to be entitled An act relating to the Florida Casualty Insurance Risk Management Trust Fund; creating s. 284.361, F.S.; directing the Department of Insurance to promulgate rules to cause the fund to be actuarially sound for accrued losses by a certain date; directing the department to bill participating agencies; providing an effective date.

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

By Senator Casas—

SB 489—A bill to be entitled An act relating to motor vehicles; amending s. 713.78, F.S.; authorizing lessees to have wrongfully parked vehicles towed; providing that a person who recovers, tows, or stores a vehicle has a lien for his services; requiring persons recovering, towing, or storing a vehicle to give notice to certain persons; prescribing content of notice; providing that a towed vehicle for which fees have not been paid or which is unclaimed may be sold under certain conditions; providing for suspension of an owner's driver's license for nonpayment of towing charges; requiring law enforcement agencies to obtain information from the Department of Highway Safety and Motor Vehicles and forward it to persons providing recovery, towing, and storage services; requiring law enforcement agencies to help such persons locate the owner of the vehicle; providing exemptions from liability for law enforcement agencies and persons claiming liens for recovery, towing, or storage of a vehicle; providing that lienors and law enforcement agencies which cause a towed vehicle to be sold are not liable to the owner; providing a penalty for failing to give notice to the owner of a towed vehicle; providing a defense; providing for a hearing before a hearing officer for the owner of a car which has been towed; modifying certain procedures for the sale of a towed vehicle; authorizing the award of damages and costs to a prevailing party; amending s. 715.07, F.S.; requiring storage sites for towed vehicles to be kept open during certain times; repealing s. 715.05, F.S., relating to reporting of unclaimed motor vehicles; providing an effective date.

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

By Senators Peterson, Myers, Margolis, Stuart, Woodson-Howard, Kirkpatrick, Thomas and Johnson—

SJR 490—A joint resolution proposing an amendment to Section 9, Article XII of the State Constitution, relating to bonds, to revise certain time limitations on depositing gross receipts taxes and on issuing public education capital outlay bonds.

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

By Senators Malchon and Kiser—

SB 491—A bill to be entitled An act relating to contracting; amending ss. 489.103, 489.105, 489.127, 489.503, 489.505, and 489.531, F.S.; providing that the exemptions granted to employees of certain certified or registered construction or electrical contractors do not extend to the employees of uncertified or unregistered contractors; revising the definition of the term "contracting"; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senators Dudley and Woodson-Howard—

SB 492—A bill to be entitled An act relating to state government; creating s. 11.074, F.S.; requiring an estimate of the impact of legislation on families; amending s. 120.54, F.S.; requiring family impact statements in formulating and implementing certain policies and rules; providing procedure; providing an effective date.

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

By Senator McPherson—

SB 493—A bill to be entitled An act relating to boating safety; creating s. 327.321, F.S.; prohibiting certain persons from operating vessels without having successfully completed a boating safety course and without having proof of successful course completion available for inspection; authorizing the Department of Natural Resources to adopt rules for approval or registration of boating courses, training facilities, and instructors; providing exemptions for certain persons; amending s. 327.73, F.S.; providing that violations relating to boating safety courses are noncriminal infractions; providing an effective date.

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

By Senator McPherson—

SB 494—A bill to be entitled An act relating to the Department of Environmental Regulation; amending s. 403.061, F.S.; ratifying certain rules relating to the protection of shellfish harvesting waters; authorizing a category of Outstanding National Resource Waters; prohibiting certain activities which lower water quality within such waters; providing an effective date.

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

By Senator Stuart—

SB 495—A bill to be entitled An act relating to public schools; amending s. 230.2316, F.S.; providing for the Department of Education to award incentive grants, on the basis of competition, to school districts for the development and initial operation of open-enrollment minischools as an educational alternative to ordinary schools as a part of their comprehen-

sive dropout prevention plans; establishing guidelines for grant proposals; providing the department with factors to be given the most consideration in awarding grants; providing for submission of final reports to the department by the school districts receiving the grants; providing for biennial reports; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Stuart—

SB 496—A bill to be entitled An act relating to immunity from liability; amending s. 768.136, F.S., relating to donation of food to charitable or nonprofit organizations; providing a definition; clarifying applicability; providing an additional limitation on immunity; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senators Stuart, Thurman, Johnson, Forman, Brown, Meek, Woodson-Howard, Grant, Gardner, Casas, Malchon, Beard, Souto and Weinstein—

SB 497—A bill to be entitled An act relating to education; creating s. 228.0727, F.S.; the Zollie M. Maynard, Sr., Education for Handicapped Adults Act, relating to education for handicapped adults; providing for development of a program to be conducted by a school district or a community college; providing for the development of a plan and annual reports; requiring the State Board of Education to develop curriculum frameworks and entrance and exit criteria; amending s. 236.081, F.S., relating to the Florida Education Finance Program; providing additional funding for eligible students enrolled in approved programs of education for handicapped adults; providing an effective date.

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

By Senators Stuart, Johnson and Gardner—

SB 498—A bill to be entitled An act relating to information resources; creating the Information System Disaster Recovery Act; providing legislative findings and intent; providing definitions; providing for a disaster recovery facility to be administered by the Department of General Services; providing requirements for such facility; providing that certain procedures and test results of the facility are exempt from public record disclosure requirements; requiring future legislative review of such exemptions pursuant to the Open Government Sunset Review Act; requiring departments to perform certain tests; authorizing political subdivisions of the state to contract with the disaster recovery facility for disaster recovery services; creating the Disaster Recovery Facility Advisory Council; providing for membership, staff support, and meetings of the council; creating the Florida Information System Disaster Recovery Trust Fund; providing for funding and administering the fund; providing appropriations; providing an effective date.

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

By Senators Stuart, W.D. Childers, Johnson, Gardner and Brown—

SB 499—A bill to be entitled An act relating to elections; amending s. 97.012, F.S.; providing duties of the Secretary of State; amending s. 97.021, F.S.; providing definitions; creating s. 101.015, F.S.; requiring the Department of State to adopt rules; amending s. 101.292, F.S.; revising the definition of the term "voting equipment"; amending s. 101.294, F.S.; requiring the department to review certain contracts relating to the purchase of voting equipment; authorizing the department to negotiate certain agreements and contracts relating to the purchase of voting systems by local governments; amending s. 101.31, F.S.; providing for experimental use of voting systems; amending s. 101.5603, F.S.; providing definitions; amending s. 101.5605, F.S.; providing for additional testing of a voting system by the department; amending s. 101.5606, F.S.; providing an additional requirement for the approval of voting systems by the department; amending s. 101.5607, F.S.; requiring a supervisor of elections to file voting system software with the department; authorizing the department to review county voting systems; authorizing the department to prepare software for voting systems; amending s. 101.5609, F.S.; requiring the department to adopt standards for certain ballots; creating s. 101.591, F.S.; requiring the department to audit county voting systems; amending s. 102.166, F.S.; providing requirements for elections canvassing boards; providing procedures for manual recounts by such boards; creating the Bureau of Voting Systems Certification within the Division of Elections of the department; providing an appropriation; providing an effective date.

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

By Senator Kiser—

SB 500—A bill to be entitled An act relating to aquatic plant control; amending ss. 369.20 and 369.22, F.S.; clarifying certain authority of the Department of Natural Resources under the Florida Aquatic Weed Control Act and the Florida Nonindigenous Aquatic Plant Control Act; providing rulemaking authority; requiring a permit for control or eradication of aquatic weeds or plants; providing for exemptions; providing criteria and standards for review of permit applications; providing an effective date.

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

By Senator Grizzle—

SB 501—A bill to be entitled An act relating to state aquatic preserves; amending s. 258.36, F.S.; revising legislative intent with respect to setting aside preserves; amending s. 258.37, F.S.; revising definitions of different types of aquatic preserves for purposes of ss. 258.35-258.46, F.S.; amending s. 258.38, F.S.; requiring each aquatic preserve to be classified as one of specified types and managed according to its classification; amending s. 258.396, F.S.; revising the conditions under which the Board of Trustees of the Internal Improvement Trust Fund may sell, transfer, or lease certain lands within the Boca Ciega Bay Aquatic Preserve; amending s. 258.41, F.S.; revising the procedure by which the board of trustees may add areas to, or remove areas from, the aquatic preserve system or may modify the boundaries of existing preserves within the system; amending ss. 258.39, 258.392, 258.3925, F.S.; revising the boundary descriptions of certain aquatic preserves; providing an effective date.

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

By Senators Davis, Gordon, Weinstein and Malchon—

SB 502—A bill to be entitled An act relating to the Life-Prolonging Procedure Act of Florida; amending s. 765.03, F.S.; redefining the term "declaration"; creating s. 765.045, F.S.; establishing procedures for making a declaration for minors; amending s. 765.10, F.S.; providing immunity from liability for certain health facilities and persons; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senators Davis and Forman—

SB 503—A bill to be entitled An act relating to taxicabs; providing definitions; providing criteria for rules of the Department of Highway Safety and Motor Vehicles with respect to bullet-resistant safety shields and drop safes; providing that such equipment shall be mandatory in some taxicabs; providing additional criteria; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Davis—

SB 504—A bill to be entitled An act relating to ad valorem taxation; creating s. 196.1978, F.S.; providing an exemption from such taxation for certain real property used as housing for low-income persons; specifying criteria for qualification for the exemption; providing an effective date.

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

By Senator Davis—

SB 505—A bill to be entitled An act relating to pharmacy; amending s. 465.003, F.S.; redefining the "practice of the profession of pharmacy"; amending s. 465.016, F.S.; providing disciplinary action for violating any provisions of an in-state or out-of-state practice act under which a practitioner is licensed or for failure to notify the board of the commencement or cessation of practice; providing criteria; amending s. 465.0275, F.S.; providing for emergency prescription refills without an original prescription; providing criteria; creating s. 499.0245, F.S.; requiring that all drug products manufactured or distributed in the state bear a standard expira-

tion date; providing for exemptions; providing for rules; providing for review and repeal; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Thomas—

SB 506—A bill to be entitled An act relating to landlord and tenant; amending s. 83.51, F.S.; prescribing the landlord's obligation to maintain and equip the premises of dwelling units; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senators Stuart, Gardner, Jennings and Peterson—

SB 507—A bill to be entitled An act relating to death benefits and educational expenses payable with respect to deceased law enforcement officers and firefighters; amending ss. 112.1904, 112.1914, F.S.; deleting certain limitations upon death benefits and educational expenses of children of deceased officers and firefighters payable with respect to law enforcement officers and firefighters killed as a consequence of the performance of their duties; providing retroactivity to such benefits; providing an effective date.

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

By Senator Davis—

SB 508—A bill to be entitled An act relating to state employment; amending s. 110.221, F.S.; prohibiting the state from terminating the employment of a career service employee because of the pregnancy of the employee's spouse; providing for parental leave for certain state employees; prohibiting the state from denying certain employees the use and payment for specified leave for specified reasons; providing an effective date.

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

By Senator Brown—

SB 509—A bill to be entitled An act relating to the Game and Fresh Water Fish Commission; authorizing the commission to enter into agreements to secure the private publication of public information materials containing advertising; providing that the commission shall retain the right to approve all elements of such advertising; requiring a disclaimer; providing an effective date.

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

By Senator Bankhead—

SB 510—A bill to be entitled An act relating to public accountancy; amending s. 473.305, F.S.; providing for a delinquency fee; amending s. 473.308, F.S.; providing qualifications for licensure by endorsement; amending s. 473.309, F.S.; providing certain requirements for corporations engaged in the practice of public accounting; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Beard—

SB 511—A bill to be entitled An act relating to taxation; amending ss. 206.9925 and 206.9941, F.S.; specifying that lead-acid batteries are exempt from the tax for coastal protection and the tax for inland protection and revising the application of the tax for water quality to such batteries for a specified period; amending s. 206.9942, F.S.; providing that the amount of the tax for water quality paid on lead-acid batteries subsequently exported may be refunded or deducted from amounts owed; providing for retroactive application; amending ss. 206.9925 and 206.9935, F.S., and repealing s. 206.9941(4), (5), and (6), F.S.; exempting lead-acid batteries from said tax effective July 1, 1989; amending s. 403.718, F.S.; specifying application of the waste tire fee; imposing a fee on the retail sale of certain lead-acid batteries; providing for collection and enforcement; amending s. 376.307, F.S.; providing for deposit in the Water Quality Assurance Trust Fund; providing for expiration and review of the fee; amending s. 213.21, F.S.; authorizing the compromise of taxes levied pursuant to parts II, III, and IV of chapter 206, F.S.; providing effective dates.

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

By Senator Beard—

SB 512—A bill to be entitled An act relating to campaign financing; amending s. 106.08, F.S.; prohibiting candidates for election to either house of the Legislature from collecting certain contributions until a certain time period with respect to the election; providing penalties; providing a penalty with respect to persons who make illegal contributions; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senator Beard—

SB 513—A bill to be entitled An act relating to campaign financing; amending s. 106.011, F.S.; revising the definition of "political committee" for purposes of ch. 106, F.S.; creating s. 106.035, F.S.; requiring a public official to form a political committee in order to solicit or accept contributions for use to support or oppose or make contributions to candidates; providing penalties for soliciting or accepting such contributions without complying; creating s. 106.101, F.S.; providing that a specified portion of each filing fee remitted to a state executive committee of a political party must be used to promote candidacies for certain offices; creating s. 106.102, F.S.; prohibiting a political party, or person acting on behalf thereof, from accepting a contribution to be expended to support or oppose, or be contributed to, a particular candidate, from maintaining accounts, funds, or records of contributions segregated for use in support of or opposition to a particular candidate, from placing funds at the disposition of a public official for use, in his discretion, in supporting or opposing or making contributions to candidates, from making contributions to certain political committees in excess of certain limits, from making expenditures or contributions to a candidate unless approved by the central committee, and from making expenditures or contributions to a particular candidate in any primary election; providing penalties; creating s. 106.103, F.S.; prohibiting a person from requiring, directing, or requesting a political party to use a contribution for a particular candidate; providing penalties; amending s. 99.061, F.S.; deleting a provision that specifies the portion of each filing fee that a state executive committee must use to promote candidacies for certain offices; amending s. 103.121, F.S.; regulating expenditures and contributions by party executive committees with respect to candidates; providing for forfeiture of party assessments; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senator Kirkpatrick—

SB 514—A bill to be entitled An act relating to insurance rates and contracts; amending s. 627.215, F.S.; exempting certain insurer groups which write umbrella liability policies from provisions which prohibit excessive profits; providing an effective date.

—was referred to the Committee on Insurance.

By Senator Kiser—

SB 515—A bill to be entitled An act relating to drivers' licenses; amending s. 322.21, F.S.; increasing the delinquent fee for driver's license renewal; deleting an exception to the delinquent fee; providing for the disposition of delinquent fees; providing an effective date.

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

By Senator Margolis—

SB 516—A bill to be entitled An act relating to water resources; requiring the South Florida Water Management District by a specified deadline, to devise a plan for wellfield protection of public water supply wellfields in the district; providing the contents of the plan; requiring the district to coordinate its efforts with appropriate state and local agencies; requiring conformity to federal legislation; providing an effective date.

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

By Senator Margolis—

SB 517—A bill to be entitled An act relating to state lands; amending s. 253.033, F.S.; revising language with respect to the Inter-American Center property to provide an exclusion to the requirement of the immediate sale of a certain portion of "the Graves tract" reserved for right-of-way; providing for the transfer of the proceeds from the sale of "the Graves tract" to the City of North Miami; providing an effective date.

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

By Senator Davis—

SB 518—A bill to be entitled An act relating to education; amending s. 228.061, F.S., relating to other public schools; correcting cross-references; amending and renumbering s. 228.0615, F.S.; revising provisions relating to the prekindergarten early intervention program; revising intent and purpose; providing for the administration of prekindergarten early intervention programs by district school boards; revising requirements relating to children to be served; authorizing the submission of a plan for implementing a prekindergarten early intervention program; specifying requirements for plan approval; requiring the Commissioner of Education to conduct a study of the effectiveness of the program; providing for monitoring of programs; revising content of annual reports by school districts; revising funding provisions; providing additional uses for funds; providing for allocation of funds; revising membership, staffing, and duties of the State Advisory Council on Early Childhood Education; revising membership of the district interagency coordinating councils and deleting a reporting requirement; requiring standards for facilities and staffing; providing for review and repeal; amending s. 228.0617, F.S.; requiring proposals for school-age child care incentives programs to include staff training plans, coordination with other community-based programs and social services, and a description of a program to employ as trainees students from work experience and vocational programs and otherwise revising the specifications for proposals; revising provisions relating to the funding priority given to proposals; deleting obsolete provisions; permitting an increase in membership on the school-age child care advisory council; amending s. 229.565, F.S.; requiring examination and evaluation of programs; amending s. 232.01, F.S.; requiring admission of 3-year-old handicapped children to public special education programs and permitting attendance by handicapped children below age 3; amending s. 232.03, F.S.; requiring evidence of a child's age before admission to prekindergarten; amending s. 232.045, F.S.; conforming a cross-reference; amending s. 236.013, F.S.; redefining the term "full-time equivalent student" in order to include students in prekindergarten early intervention programs; amending s. 236.083, F.S.; providing a method for allocating school district transportation funds for prekindergarten students; amending s. 402.30, F.S.; conforming a cross-reference; providing an effective date.

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

By Senators Davis and Casas—

SB 519—A bill to be entitled An act relating to radiation; amending s. 404.056, F.S.; requiring testing of all public buildings for radon; providing for waiver; requiring radon testing with certain real estate transactions; requiring radon testing with certain rental agreements; requiring an annual report; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Governmental Operations; Economic, Professional and Utility Regulation; and Appropriations.

By Senator Weinstock—

SB 520—A bill to be entitled An act relating to evidence; amending s. 90.803, F.S.; providing for the admissibility of an out-of-court statement describing an act of sexual abuse witnessed by a victim of child abuse or sexual offense against a child under certain circumstances; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator McPherson—

SB 521—A bill to be entitled An act relating to environmental regulation; amending s. 403.813, F.S.; revising the types of activities for which the environmental districts may issue permits; amending s. 403.914, F.S.; increasing the period of time during which certain declaratory statements relating to the jurisdiction of the Department of Environmental Regulation are effective; providing an effective date.

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

By Senator McPherson—

SB 522—A bill to be entitled An act relating to boating safety; prohibiting persons under a specified age from operating certain vessels; providing exceptions to such prohibition; prohibiting persons under a specified age from operating vessels in waters designated as hazardous by the Department of Natural Resources; providing penalties; providing definitions; amending s. 327.02, F.S.; including navigation and safety responsibilities in the operation of a vessel; amending s. 327.04, F.S.; authorizing the department to require certain information to be supported by oath or affirmation; amending s. 327.46, F.S.; authorizing the department to designate areas of congested vessel traffic; authorizing local governmental authorities to designate certain restricted waterways pursuant to ordinance; amending s. 327.73, F.S.; clarifying a cross-reference; amending s. 327.731, F.S.; authorizing the department to adopt rules relating to boating safety courses; authorizing the clerk of the court to assess a charge for filing proof of completion of a boating safety course; amending s. 327.74, F.S.; requiring a court to certify to the department the final disposition of cases involving violations of boating laws or ordinances; providing an effective date.

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

By Senator McPherson—

SB 523—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.07, F.S.; revising language with respect to wholesale saltwater products dealers to provide that when dealers purchase products at a site other than a permanent address, notification must be given to the Division of Law Enforcement of the Department of Natural Resources; providing an effective date.

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

By Senator Walker (by request)—

SB 524—A bill to be entitled An act relating to the designation of a state soil; creating s. 15.047, F.S.; designating Myakka fine sand as the official state soil; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Forman—

SB 525—A bill to be entitled An act relating to municipal utilities; amending s. 180.13, F.S.; providing that a homeowners' association of a condominium, cooperative, mobile home park, or other private housing development be permitted to provide security to meet the utility deposit requirements of its individual members; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Forman—

SB 526—A bill to be entitled An act relating to insurance; creating ss. 627.6419 and 627.6619, F.S.; requiring certain individual or group accident or health insurance policies to provide coverage for scalp hair prosthesis; providing a monetary limitation; providing for review and repeal; providing an effective date.

—was referred to the Committees on Insurance and Appropriations.

By Senator Forman—

SB 527—A bill to be entitled An act relating to coastal zone protection; amending s. 161.56, F.S.; providing for the state land planning agency to charge registration fees for certain training programs; specifying programs to be provided by the state land planning agency; deleting a provision which requires the agency to pay grants to local government enforcement agencies for participants attending training sessions; providing an effective date.

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

By Senator Stuart—

SB 528—A bill to be entitled An act relating to handicapped persons; amending ss. 258.014, 125.01, F.S.; providing for exemption from state or county park admission fees for certain handicapped or disabled persons; providing for issuance of identification cards; providing an effective date.

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

By Senator Stuart—

SB 529—A bill to be entitled An act relating to special assessments; amending s. 170.01, F.S.; providing additional purposes for which a municipality may levy special assessments against certain property; requiring the approval of the owners of certain property benefited by improvements or services for which special assessments are levied; providing an effective date.

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

By Senator Walker—

SB 530—A bill to be entitled An act relating to elections; amending s. 98.051, F.S.; authorizing supervisors of elections to provide for registration on holidays that occur on weekdays; amending s. 106.05, F.S.; excluding Saturdays from the calculation of time limits for deposit of campaign funds; amending s. 106.07, F.S.; prescribing when campaign treasurers' reports must be filed; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Plummer—

SB 531—A bill to be entitled An act relating to elections; amending s. 100.011, F.S.; extending the hours for the closing of the polls; amending ss. 101.6103, 101.65, 101.67, 101.68, 163.511, F.S.; providing conforming language; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By the Committee on Judiciary-Civil—

SB 532—A bill to be entitled An act relating to child support; amending s. 61.30, F.S.; providing presumptive guidelines to be used by the trier of fact in ordering payment of child support; providing for deviation from the use of presumptive guidelines by the trier of fact; providing for the adjustment of the guideline minimum child support award under certain circumstances; providing the IV-D agency periodically shall review the guidelines and make recommendations to the Legislature; amending s. 742.12, F.S.; providing that in certain circumstances, the court shall require certain persons to submit to tests to establish paternity; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Thurman—

SB 533—A bill to be entitled An act relating to housing for the elderly; amending s. 410.501, F.S.; providing for the Department of Health and Rehabilitative Services to assume responsibility for forming an advisory group relating to housing for the elderly; specifying entities with which the group is to work cooperatively; specifying duties of the group; providing an effective date.

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

By Senator Brown—

SB 534—A bill to be entitled An act relating to the Taxation and Budget Reform Commission; amending s. 101.161, F.S.; including proposals submitted by the commission in provisions relating to constitutional amendment ballot language; creating s. 286.036, F.S.; providing for appointment and powers of the commission; providing for assignment to the Joint Legislative Management Committee; providing for compensation of members and assistance by governmental agencies; providing an effective date.

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

By Senator Brown—

SB 535—A bill to be entitled An act relating to public officers and government employees; prohibiting public officers and government employees from accepting honoraria; prohibiting persons from giving honoraria to public officers or government employees; prohibiting the use of public funds by public officers for distributing certain mass mailings; providing an effective date.

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

By Senator Thurman—

SB 536—A bill to be entitled An act relating to interchange programs; amending s. 112.24, F.S.; providing for biennial extensions of agreements relating to faculty members of the State University System; providing application to existing agreements; providing an effective date.

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

By Senator Thurman—

SB 537—A bill to be entitled An act relating to honeybees; amending s. 586.02, F.S.; defining "compliance agreement"; creating s. 586.045, F.S.; requiring beekeepers to register with the Department of Agriculture and Consumer Services; amending s. 586.10, F.S.; providing additional powers and duties of the department; amending s. 586.11, F.S.; revising requirements for shipments of honeybees and used beekeeping equipment; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Thurman—

SB 538—A bill to be entitled An act relating to personnel of the school system; creating s. 231.3605, F.S.; providing for employment of education support employees; providing a definition; providing for a probationary period and regular appointment and specifying requirements therefor; providing for unsatisfactory performance; providing for notice and hearings; providing for reductions in the work force; amending s. 120.68, F.S.; conforming provisions relating to judicial review; providing for review and repeal; providing an effective date.

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

By Senator Thurman—

SB 539—A bill to be entitled An act relating to the Florida Boll Weevil Eradication Law; amending s. 593.116, F.S.; providing a penalty for failure to destroy cotton stalks by a specified date each year in which the boll weevil eradication program is in effect; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Thurman—

SB 540—A bill to be entitled An act relating to commercial feed and feedstuffs; amending s. 580.061, F.S.; clarifying provisions relating to inspection fees, payment of such fees, and exemptions from such fees; amending s. 580.091, F.S.; correcting cross-references; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Woodson-Howard—

SB 541—A bill to be entitled An act relating to immunity from civil liability; creating the Florida Volunteer Immunity Act; providing a short title; providing legislative findings and intent; providing definitions; providing specified immunity to volunteers; providing applicability; providing an effective date.

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

By Senator Grant—

SB 542—A bill to be entitled An act relating to outdoor advertising; amending s. 479.15, F.S.; providing for just compensation to be paid by a governmental entity causing the removal or alteration of certain signs;

amending s. 479.24, F.S.; specifying that the Department of Transportation pay just compensation for the removal of certain signs along interstate or federal-aid primary highways; providing an effective date.

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

By Senator Johnson—

SB 543—A bill to be entitled An act relating to educational facilities; amending s. 235.011, F.S.; modifying the definitions of educational facilities, educational plant, maintenance and repair, and renovation; amending s. 235.014, F.S.; providing that the Office of Educational Facilities of the Department of Education shall make post-occupancy evaluation available to district school boards, community college boards of trustees, the Board of Trustees for the Florida School for the Deaf and the Blind, and the Board of Regents; amending s. 235.04, F.S.; authorizing boards as defined in s. 235.011, F.S., including district school boards, to dispose of unnecessary real property without being subjected to the rules of the State Board of Education; amending s. 235.056, F.S.; providing that a lease contract for 1 year or less when renewed beyond a year must be approved by the Office of Educational Facilities; amending s. 235.26, F.S.; authorizing boards to employ a chief building official or inspector or use a local building department inspector certified by the Office of Educational Facilities; increasing the limitation on the cost of constructing or modifying educational facilities which must have the approval of the Office of Educational Facilities; amending s. 235.31, F.S.; allowing boards to renegotiate construction contracts in an emergency; requiring the Department of Education to develop rules; increasing cost limitation on work to be done on a day-labor basis; amending s. 235.435, F.S.; placing additional restrictions on a school district's request for funds from the Special Facility Construction Account; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Grant—

SB 544—A bill to be entitled An act relating to retired justices and judges assigned to temporary judicial duty; amending s. 25.073, F.S.; changing the rate of compensation of such justices and judges; providing an effective date.

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

By Senator Woodson-Howard—

SB 545—A bill to be entitled An act relating to child custody; amending s. 752.01, F.S.; providing that it is mandatory, rather than optional, for a court to award visitation rights to grandparents in specified circumstances; amending s. 39.41, F.S.; requiring a court to determine whether a grandparent is willing to exercise protective supervision or take temporary legal custody of a dependent child and to give priority to a grandparent who requests either type of custody; amending s. 39.401, F.S.; providing that a grandparent has priority over certain other persons with respect to receiving placement of a child who is taken into custody; amending s. 409.165, F.S.; providing that, if the Department of Health and Rehabilitative Services places a dependent child away from his immediate family, placement with a willing grandparent is preferable to placement with another relative; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Grant—

SB 546—A bill to be entitled An act relating to persons with epilepsy; providing legislative intent regarding the design and delivery of treatment and services; specifying rights of persons with epilepsy; providing liability for violations of such rights; providing for notice of rights; providing for programs of resident government within residential facilities; providing an effective date.

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

By Senator Thurman—

SJR 547—A joint resolution proposing an amendment to Section 3 and Section 5, Article XI of the State Constitution; authorizing the Legislature to provide the method of verifying initiative petitions; prescribing time for submitting initiative petitions to a vote of the people.

—was referred to the Committees on Ethics and Elections; and Rules and Calendar.

By Senator Grant—

SB 548—A bill to be entitled An act relating to education; amending s. 233.0672, F.S.; specifying additional requirements when a school provides instruction in human sexuality; providing an effective date.

—was referred to the Committee on Education.

By Senator Stuart—

SB 549—A bill to be entitled An act relating to municipal public improvements; amending s. 170.01, F.S.; revising provisions relating to the authority of a municipality to provide improvements and to levy and collect special assessments against property benefited; amending s. 170.02, F.S.; providing for method of prorating special assessments; amending s. 170.03, F.S.; providing requirements for the resolution expressing intent to levy special assessments; providing that projects may be funded from other sources; amending s. 170.04, F.S.; providing for the filing of preliminary assessment plats, plans and specifications, and cost estimates; amending s. 170.05, F.S.; providing for publication of notice; creating s. 170.053, F.S.; providing requirements for a public hearing; creating s. 170.055, F.S.; providing for a resolution to proceed; creating s. 170.057, F.S.; providing for final plans and specifications and bidding; amending s. 170.06, F.S.; providing requirements for preparation of a preliminary assessment roll; amending s. 170.07, F.S.; providing for notice of preliminary assessment roll and public hearing; amending s. 170.08, F.S.; providing for equalization and confirmation; providing for an Improvement Lien Book; amending and renumbering s. 170.16, F.S.; providing for contest of assessments; providing relationship to bond validation proceedings; amending s. 170.09, F.S.; providing for payment of assessments; providing for prepayment; providing for interest; creating s. 170.095, F.S.; providing for the collection of special assessments; providing a penalty; amending s. 170.10, F.S.; providing for legal proceedings upon failure of a property owner to pay a special assessment or interest when due; providing for foreclosure; amending s. 170.11, F.S.; providing that bonds may be issued for the costs of improvements; providing conditions; providing an exemption from certain taxes; amending s. 170.14, F.S.; providing that the governing authority of the municipality is required to make new assessments under certain conditions; amending s. 170.17, F.S.; providing requirements with respect to bonds; amending s. 170.18, F.S.; providing for posting of notice in certain counties; creating s. 170.182, F.S.; providing for disposition of excess funds on completion of an improvement; creating s. 170.184, F.S.; providing for the disposition of funds derived from delinquent assessments and penalties; creating s. 170.186, F.S.; providing for refunding bonds; creating s. 170.188, F.S.; providing for municipal tax increment financing of improvements; providing requirements and procedures with respect thereto; amending s. 170.19, F.S.; providing for construction and authority of the chapter; amending s. 170.21, F.S.; providing for the application of the chapter; repealing ss. 170.15 and 170.20, F.S., relating to municipal expenditures for improvements and negotiability of bonds; providing for severability; providing an effective date.

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

By Senator Stuart—

SB 550—A bill to be entitled An act relating to real estate time-share resale brokers; amending s. 721.05, F.S.; defining the term "time-share resale broker"; amending s. 721.11, F.S.; providing guidelines for certain advertising and oral statements used by such brokers; requiring certain disclosures in such advertising; amending s. 721.20, F.S.; requiring time-share resale brokers to be licensed pursuant to ch. 475, F.S.; creating s. 721.24, F.S.; requiring such brokers to register with the Division of Florida Land Sales, Condominiums, and Mobile Homes of the Department of Business Regulation; establishing requirements for time-share resale listing agreements and agreements for the purchase and sale of time-share periods; requiring certain disclosures; establishing registration and renewal fees and procedures; amending s. 721.26, F.S.; authorizing the division to take action against such brokers for specified violations; providing penalties; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Stuart—

SB 551—A bill to be entitled An act relating to child abuse or neglect; amending s. 415.504, F.S.; providing for expunction of certain information contained in records of the Department of Health and Rehabilitative Services relating to reports of suspected child abuse or neglect that are

classified as "unfounded"; providing for notice to an alleged perpetrator if the report is classified as "indicated"; removing a time limitation on initiating an appeal to the department to expunge the name of an alleged perpetrator if the report is classified as "confirmed" and extending the same right of appeal to an alleged perpetrator if the report is classified as "indicated"; providing for administrative hearings; providing for expunction of certain existing records and information; providing an effective date.

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

By Senator Gordon—

SB 552—A bill to be entitled An act relating to taxation; amending s. 125.0104, F.S.; creating the Tourist Development Trust Fund and providing for a distribution from the fund to certain counties in which a parimutuel establishment is located; providing an annual appropriation; amending s. 550.13, F.S.; increasing the distribution from the Parimutuel Tax Collection Trust Fund; providing an effective date.

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

By Senator Gordon—

SB 553—A bill to be entitled An act relating to public schools; amending s. 236.1223, F.S.; extending the writing skills enhancement program to include the ninth grade in order to enable school districts to receive additional categorical funds from the state for providing instruction in writing skills to students in that grade; revising the allocation formula; amending s. 24.121, F.S.; providing for funding the extension of the program from moneys in the Educational Enhancement Trust Fund; providing an effective date.

—was referred to the Committee on Education.

By Senator Gordon—

SB 554—A bill to be entitled An act relating to nonpublic-sector buses; amending s. 341.102, F.S.; prohibiting local governmental entities from unduly restricting or imposing economic regulation upon the use of such buses in intercity or intracity transportation; defining the term "bus" for purposes of the prohibition; providing an effective date.

—was referred to the Committees on Transportation and Community Affairs.

By Senator Dudley—

SCR 555—A concurrent resolution ratifying the proposed amendment to the Constitution of the United States relating to compensation of Senators and Representatives.

—was referred to the Committee on Rules and Calendar.

By Senator Dudley—

SB 556—A bill to be entitled An act relating to Trust Administration; creating s. 737.106, F.S.; providing that a revocable trust will become void upon a dissolution of marriage or divorce of the divorced spouse beneficiary and the settlor spouse; amending s. 737.402, F.S.; prescribing a trustee's power to terminate a trust of less than $50,000; providing that when such a trust is terminated the principal and undistributed income will be distributed to the beneficiaries; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator W.D. Childers—

SB 557—A bill to be entitled An act relating to legislative organization; amending s. 11.13, F.S.; changing the time at which the Joint Legislative Management Committee sets intradistrict expense allowances for members of the Legislature; providing that each joint legislative committee and division approve its own budget; amending s. 11.147, F.S.; authorizing an agent of the Joint Legislative Management Committee to enter into contracts; repealing s. 11.147(5), s. 11.147(9), s. 11.148(19), F.S., relating to services provided by the Joint Legislative Management Committee concerning contracting for and retaining actuarial services and furnishing material on parliamentary law or legislative procedure; providing an effective date.

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

By the Committee on Natural Resources and Conservation—

SB 558—A bill to be entitled An act relating to confidential and privileged information; amending ss. 253.025, 258.015, 327.30, 370.07, 373.139, 377.22, 377.2408, 377.2409, 377.2424, 377.606, 377.701, 378.101, 378.208, 378.406, F.S.; continuing the exemptions from public record disclosure requirements provided for certain reports and information provided to the Department of Natural Resources, including appraisal reports, auditor's reports, records relating to the sale of saltwater products, reports relating to oil and gas resources, information derived from geophysical activities, geophysical permit information, information relating to petroleum resources, financial statements of persons obligated to reclaim mined lands, and records of the Energy Data Center and research information obtained by the Florida Institute of Phosphate Research; requiring future legislative review of such exemptions pursuant to the Open Government Sunset Review Act; specifying the accidents involving a vessel that must be reported by the operator; providing that vessel accident reports are not privileged information for specified purposes and may be used in evidence in certain proceedings; providing an effective date.

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

By Senator Stuart—

SB 559—A bill to be entitled An act relating to the treatment of alcoholism or drug abuse; amending ss. 396.1725, 397.082, F.S.; exempting licensed clinical social workers, marriage and family therapists, and mental health counselors from licensure provisions pertaining to alcoholism and drug dependency treatment; providing an effective date.

—was referred to the Committee on Economic, Professional and Utility Regulation.

By Senator Stuart—

SB 560—A bill to be entitled An act relating to epilepsy; amending s. 385.207, F.S.; providing that revenues for implementation of epilepsy prevention and education programs shall be derived from a surcharge on certain civil penalties; creating the Epilepsy Services Trust Fund and providing for investment of funds; providing an effective date.

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

By Senator Souto—

SB 561—A bill to be entitled An act relating to dental laboratories; amending s. 466.032, F.S.; providing for annual registration and providing for an annual fee; amending s. 466.036, F.S.; requiring periodic inspections; amending s. 466.037, F.S.; providing for suspension or revocation of certificates for failing to comply with rules; establishing an advisory council on dental laboratories; prescribing membership and duties of the council; providing an effective date.

—was referred to the Committees on Economic, Professional and Utility Regulation; and Appropriations.

By Senator Thomas—

SB 562—A bill to be entitled An act relating to the Agricultural Economic Development Program; amending ss. 3, 5, 6 of ch. 87-229, Laws of Florida; extending the term of the program; providing for additional staff and duties; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By Senator Plummer—

SB 563—A bill to be entitled An act relating to voter registration records; amending ss. 98.081, 98.101, 98.412, 98.461, F.S.; providing that certain voter registration records may be microfilmed and substituted for the original records by a supervisor of elections; requiring such records to be retained in accordance with a specified schedule; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Kiser—

SB 564—A bill to be entitled An act relating to the Auditor General; amending s. 11.45, F.S.; directing the Auditor General to conduct per-

formance audits of each new program and initiative specifically identified in the General Appropriations Act within a certain time period; providing for notice to the Auditor General; providing an effective date.

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

By Senator Myers—

SB 565—A bill to be entitled An act relating to the funding of infrastructure; creating the Local Government Infrastructure Trust Fund; providing for administration of such fund by the Department of Administration; providing requirements for the use of moneys from the fund; requiring the department to allocate moneys in the fund to eligible municipalities and counties; providing for an emergency pool within the fund; providing requirements for the allocation of moneys from the emergency pool; providing requirements for allocation of moneys in the State Infrastructure Fund for fixed capital outlay projects; providing an effective date.

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

By Senator Myers—

SB 566—A bill to be entitled An act relating to local governments; amending s. 11.45, F.S., relating to legislative audits; requiring each special district issuing certain bonds in excess of a specified amount to obtain annual financial audits; providing for hearings by the Legislative Auditing Committee on the failure of local governmental entities to comply with the reporting requirements under said section; providing for actions that may be taken against such entities; providing for forwarding of the findings of an audit of a special district to the Division of Bond Finance of the Department of General Services if problems related to debt policy or practice are found; requiring that division to prepare a report on the matter for the Legislative Auditing Committee; requiring the Auditor General annually to provide lists of special districts that are in compliance and that are not in compliance with said section to the Office of Special District Information of the Department of Community Affairs; amending s. 20.18, F.S.; requiring the Department of Community Affairs to work with other state agencies to improve enforcement of special district reporting requirements and communication among state agencies receiving reports from special districts; amending s. 75.05, F.S., relating to the procedure for bond validation; providing for service of a copy of the complaint on the Division of Bond Finance of the Department of General Services if the issuer is an independent special district; providing that validation of bonds to be issued by a special district is optional with the issuer; amending s. 100.011, F.S.; requiring all elections conducted by special districts to be conducted in accordance with specified general laws unless exempted thereby; prescribing general requirements for the conduct of elections and referenda by special districts; prescribing duties of supervisors of elections with respect thereto; providing for the conversion of certain special districts having governing board members elected on the basis of one vote for each 1 acre of land owned to a different method of electing board members; providing for referenda on the matter in the various special districts; prescribing duties of the supervisors of elections with respect thereto; providing for composition of the governing boards, terms of members, filling of vacancies, landowners' meetings, qualification of candidates, and when elections will be held; amending s. 112.322, F.S.; requiring the Commission on Ethics to report the names of special district officers certified as delinquent in filing financial disclosure to the Office of Special District Information of the Department of Community Affairs; amending s. 112.665, F.S.; requiring the Division of Retirement of the Department of Administration to provide annual reports concerning special district participation in, and compliance with, local government and state-administered retirement system provisions; amending s. 189.001, F.S.; revising a short title relating to ch. 189, F.S.; repealing s. 189.002, F.S., relating to legislative intent and findings pertaining to that chapter; creating s. 189.0033, F.S.; specifying formation procedures for special districts; specifying the contents of laws creating such districts; creating s. 189.0036, F.S.; establishing the Office of Special District Information of the Department of Community Affairs; prescribing its responsibilities with respect to the collection, maintenance, publication, dissemination, and distribution of certain information and reports pertaining to special districts, including the preparation of a master list of special districts; amending s. 189.005, F.S.; revising provisions relating to meetings of a special district governing board and notice thereof and action that may be taken thereat; amending s. 189.006, F.S.; requiring an independent special district to submit a copy of the document creating the district, or of any amendment to such document to the Department of Community Affairs within specified time periods; authorizing that department to make a determination respecting the status of the district as independent or dependent; requiring an independent special district to file certain information about the district with the local general-purpose governing authority; amending s. 189.007, F.S.; providing for the effect of the failure of a special district to file certain reports with the local general-purpose government; amending s. 189.008, F.S., relating to failure of a special district to disclose financial reports, to revise a cross-reference; creating s. 189.10, F.S.; requiring certain special districts, in the provision of certain public facilities, to be consistent with local government comprehensive plans; creating s. 189.101, F.S.; declaring state policy respecting coordination of planning between special districts and local general-purpose governments; requiring, after a specified date, a special district to submit an annual public facilities report; providing exceptions; prescribing the contents and the terms of such a report; requiring the report to be submitted to each local general-purpose government in which the special district is located and providing for the use of such reports by such governments in the preparation or revision of their comprehensive plans; providing for the use of such reports by a special district when providing public facilities addressed by a development order issued to the developer pursuant to s. 380.06, F.S., relating to developments of regional impact; creating s. 189.104, F.S.; requiring certain independent special districts to consider whether to hire a full-time professional manager; amending s. 189.30, F.S., relating to requirements for the purchase or sale of a water or sewer utility by a special district, to exempt community development districts from such requirements; creating s. 189.35, F.S.; providing for the collection of non-ad valorem assessments by special districts; creating s. 189.40, F.S.; providing for assessment of fees against special districts by the Department of Community Affairs to cover the costs of administering ch. 189, F.S.; creating s. 189.41, F.S.; authorizing the Department of Community Affairs to adopt rules under ch. 189, F.S.; amending s. 190.011, F.S.; authorizing a community development district to impose, collect, and enforce non-ad valorem assessments according to certain procedures; creating s. 200.0684, F.S.; requiring the Division of Ad Valorem Tax of the Department of Revenue to submit an annual report to the Department of Community Affairs concerning compliance of special districts levying ad valorem taxes with ch. 200, F.S.; amending s. 218.32, F.S.; providing for hearings by the Legislative Auditing Committee on the failure of units of local government to comply with specified financial reporting requirements; providing for actions that may be taken against such units of local government; requiring the annual financial report of a municipality or county to list dependent special districts within its jurisdiction; requiring the Department of Revenue to report certain information to the Governor, the Legislature, and the Office of Special District Information; amending s. 218.34, F.S.; deleting the authority of a local governing authority to approve the budget or tax levy of any special district located solely within its boundaries; deleting requirement that special districts that do not receive state shared revenues must certify compliance or noncompliance with certain provisions relating to district millage with the Department of Banking and Finance; requiring state agencies administering funding programs to conduct certain oversight activities with respect to the use of such funds by special districts and to report certain information to the Office of Special District Information; amending s. 218.37, F.S.; requiring the Division of Bond Finance to report special districts that are not in compliance with certain bond issuance requirements to the Office of Special District Information; requiring the division to use the copy of the complaint in a bond validation proceeding by a special district to verify the compliance of the district with certain bond issuance requirements; amending s. 218.38, F.S.; providing for hearings by the Legislative Auditing Committee on the failure of units of local government to comply with such bond issuance requirements; providing for actions that may be taken against such districts; creating s. 218.3807, F.S.; specifying prerequisites to sale of bonds by a special district when a referendum is not required; providing exceptions; amending s. 218.503, F.S.; providing that any unit of local government or state agency may notify the Governor and the Legislative Auditing Committee of conditions indicating that a local government is in a state of financial emergency; amending s. 373.1962, F.S.; requiring activities of a regional water supply authority to consist with the comprehensive regional policy plan of the regional planning council; providing an appropriation to, and establishing positions in, the Department of Community Affairs; providing effective dates.

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

By Senator D. Childers—

SB 567—A bill to be entitled An act relating to elections; providing that public employees be given administrative leave to vote in an election; encouraging private employers to allow their employees time off to vote not to exceed a specified amount; providing an effective date.

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

By Senator Woodson-Howard—

SB 568—A bill to be entitled An act relating to health insurance; requiring certain health insurance policies to cover the services of persons licensed to practice massage; providing an effective date.

—was referred to the Committees on Insurance and Appropriations.

By Senator Walker—

SB 569—A bill to be entitled An act relating to corporate income tax; amending s. 220.03, F.S.; defining the term "student wages" for purposes of the Florida Income Tax Code; amending s. 220.12, F.S.; authorizing a taxpayer a deduction, in the calculation of net income for a taxable year, for wages paid in the employment of certain economically or educationally disadvantaged school students; providing an effective date.

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

By Senator Souto—

SB 570—A bill to be entitled An act relating to agriculture; creating the Florida Tropical Fruit Policy Act; providing legislative declarations and findings; creating the Tropical Fruit Advisory Council; providing for council membership, terms of office, reimbursement of expenses, meetings, and responsibilities; requiring the development of a South Florida Tropical Fruit Plan; directing the Commissioner of Agriculture to submit the plan to specified officials; specifying contents of the plan; requiring an annual progress report and budget request; requiring biennial revision and update of the plan; providing an appropriation; providing for review and repeal; providing an effective date.

—was referred to the Committees on Agriculture and Appropriations.

By Senator Peterson—

SB 571—A bill to be entitled An act relating to education; amending s. 228.041, F.S.; including developmental research schools within the definition of public schools; creating s. 228.053, F.S.; establishing developmental research schools; providing mission; providing admission criteria; providing for fees; providing for supplemental support organizations; providing for personnel; creating an advisory board; providing duties; providing for funding; creating a Developmental Research School Educational Facility Trust Fund and a Developmental Research School Trust Fund, and providing purposes thereof; providing a formula for capital outlay and operating funding; authorizing additional funds for upgrading, renovating, and remodeling science laboratories; providing for developmental research schools to be designated as teacher education centers for inservice training; providing for the use of funds from the Developmental Research School Trust Fund for inservice activities; providing for implementation; providing for audits; creating s. 230.015, F.S.; designating developmental research schools as special school districts; providing accountability to the Department of Education; amending s. 236.0817, F.S., relating to funding for developmental research schools; providing assent to the Morrill Land-Grant Act; creating the Joint Developmental Research School Planning, Articulation, and Evaluation Committee; providing for review and repeal; providing an effective date.

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

By Senators Johnson and Walker—

SB 572—A bill to be entitled An act relating to the Prekindergarten Early Intervention Program; amending s. 228.0615, F.S.; prescribing the scope of the program; revising methods for implementing a program plan and for determining participant qualifications; revising plan component requirements; deleting obsolete provisions; providing an effective date.

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

By Senator Weinstein—

SB 573—A bill to be entitled An act relating to private personnel services; creating s. 501.125, F.S.; providing legislative intent; providing definitions; requiring licensure; providing licensing procedures, prerequisites, and restrictions; requiring a private personnel service to file with the Department of State a schedule of fees and a sample contract; establishing requirements for the content of contracts with job applicants, including statement of the refund policy; prohibiting contracts for certain services from being linked to contracts for other services; requiring certain records to be kept; specifying prohibited acts; requiring the Department of State to enforce the act; providing for rulemaking; providing for complaints to be filed and for hearings to be held; providing civil and criminal penalties; providing for license revocation or suspension; allowing the Department of State to seek an injunction; exempting government employment agencies; providing for a review of certain private personnel services and for placing the results on public record; providing for enforcement by the Department of Legal Affairs in specified circumstances; allowing the Attorney General to seek an injunction; providing that license fees are supplementary to this act; providing for severability; providing an effective date.

—was referred to the Committees on Economic, Professional and Utility Regulation; Judiciary-Civil; and Appropriations.

By Senator Langley—

SB 574—A bill to be entitled An act relating to juveniles; amending s. 316.655, F.S.; providing that juveniles who violate the terms of their sentence imposed for conviction of a criminal traffic offense may be sent to a juvenile detention center for a specified period; providing an effective date.

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

By Senator Ros-Lehtinen—

SB 575—A bill to be entitled An act relating to postsecondary education; amending s. 240.402, F.S.; revising student eligibility criteria for the Florida Undergraduate Scholars' Fund; providing an effective date.

—was referred to the Committees on Higher Education and Appropriations.

By Senator Bruner—

SB 576—A bill to be entitled An act relating to universities; providing that persons are liable for certain damages, court costs, and attorneys' fees which are suffered by a university as a result of the violation of rules or regulations of the National Collegiate Athletic Association; providing an effective date.

—was referred to the Committee on Higher Education.

By Senator Girardeau—

SB 577—A bill to be entitled An act relating to environmental control; amending s. 403.708, F.S.; prohibiting the burning of solid waste within a 5-mile radius of an environmentally sensitive area; providing an effective date.

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

By Senator Crenshaw—

SB 578—A bill to be entitled An act relating to insurance coverage for university hospitals; authorizing the Board of Regents to provide comprehensive general liability insurance coverage to University Hospital of Jacksonville and Faculty Clinic, Inc., through certain trust funds; providing an effective date.

—was referred to the Committees on Higher Education and Appropriations.

By Senator Crenshaw—

SB 579—A bill to be entitled An act relating to municipal public improvements; amending s. 170.01, F.S.; including sanitary sewer systems among the improvements municipalities are authorized to provide; including lift stations among the authorized appurtenances to such

improvements; providing for recovery of costs through special assessments against benefited property; providing an effective date.

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

By Senator Girardeau—

SB 580—A bill to be entitled An act relating to public records; amending s. 119.011, F.S.; expanding an exemption to the public records law for criminal intelligence and investigative information to include the period of post-conviction proceedings; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Girardeau—

SB 581—A bill to be entitled An act relating to crime victim assistance; amending s. 960.001, F.S.; changing the procedure for notification of victims and witnesses that an offender has escaped from custody; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Girardeau—

SB 582—A bill to be entitled An act relating to habitual felony offenders; amending s. 775.084, F.S.; adding aggravated battery to the list of previous convictions for which habitual violent felony offender penalties may be imposed; amending s. 775.0842, F.S.; providing for career criminal prosecution of arrestees who qualify as habitual felony offenders or habitual violent felony offenders, and reenacting s. 775.0843(1) and (5), F.S., relating to policies for career criminal cases, to incorporate said amendment in references; providing an effective date.

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

By Senator Girardeau—

SB 583—A bill to be entitled An act relating to the evidence code; amending s. 90.608, F.S.; providing that any party may impeach a witness, including the party calling the witness; amending s. 90.404, F.S., to conform; urging revision of Rule 3.250, Florida Rules of Criminal Procedure; providing an effective date.

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

By Senator Walker—

SB 584—A bill to be entitled An act relating to the State Group Insurance Program Law; amending s. 110.123, F.S.; providing that insureds of the state group insurance program shall litigate under the provisions of chapter 120, F.S., the Administrative Procedure Act; providing that interest, fees, and costs are to be awarded to a prevailing insured; providing an effective date.

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

By Senator McPherson—

SB 585—A bill to be entitled An act relating to marine fisheries; repealing s. 370.08(7), (9), (11), (12), F.S.; deleting provisions regulating the use of gill nets in counties where gill netting is not prohibited, provisions prohibiting the use of certain types of hooks to take snook, provisions regulating the use of gill nets to harvest king mackerel, and provisions restricting the mesh size of king mackerel nets; amending s. 370.11, F.S.; removing the minimum size limits for the taking of certain saltwater fish; repealing s. 370.11(5), (6), F.S.; deleting provisions regulating the sale, transportation, and possession of sailfish; repealing s. 370.1121(3), (4), F.S.; deleting provisions limiting the possession of bonefish; amending s. 370.13, F.S.; deleting certain provisions relating to the taking of stone crabs and the regulation of stone crab traps; amending s. 370.14, F.S.; deleting certain provisions relating to the taking of crawfish and to crawfish traps; amending s. 370.153, F.S.; deleting provision prescribing the maximum size of live bait shrimp trawls that may be used in specified counties; deleting an expired provision; amending s. 370.16, F.S.; deleting provisions relating to a closed season for oysters and special provisions for Franklin County; deleting provisions relating to the use of harvesting equipment in leased bedding grounds; deleting provisions relating to culling oysters, the possession of undersized oysters, and special provisions for Franklin County; deleting provisions relating to oyster rehabilitation commissions and commissioners; deleting provisions relating to oyster conservation districts and oyster conservation commissions; revising internal cross-references; amending s. 370.17, F.S.; deleting provision prohibiting the use of diving suits, helmets, or other deep sea diving apparatus in the taking of commercial sponges; deleting provisions limiting the ownership of sponges, the lease or sale of sponge beds, and prohibiting the use of deep sea diving equipment in the taking of sponges; deleting reference to oyster rehabilitation commissions; amending s. 370.172, F.S.; removing certain places from the list of places where spearfishing is prohibited; deleting provisions relating to bag limits and the sale of fish taken by spearfishing; repealing s. 370.111, F.S., relating to regulation of the taking, possession, and sale of snook; repealing s. 370.112, F.S , relating to regulation of the taking, possession, and sale of striped bass and to permits to import and culture striped bass; repealing s. 370.113, F.S., relating to regulation of the taking, possession, and sale of queen conchs; repealing s. 370.171, F.S., relating to areas where diving for sponges is prohibited; providing that language contained within ch. 370, F.S., which is subject to being replaced by rules adopted by the Marine Fisheries Commission remains in force until the Governor and Cabinet have adopted appropriate rules pursuant to s. 370.027, F.S.; providing that this act does not affect the scheduled repeal of certain provisions of the Florida Statutes; providing an effective date.

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

By Senator Woodson-Howard—

SB 586—A bill to be entitled An act relating to tax credits; creating ss. 212.098 and 220.187, F.S.; providing for credits against the sales tax and corporate income tax for railroad companies that donate land for use in the Florida Recreational Trails System; providing limitations; providing for carryover of the credits; amending s. 220.02, F.S.; providing order of credits against the corporate income tax; providing an effective date.

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

By Senator Deratany—

SB 587—A bill to be entitled An act relating to medical malpractice self-insurance funds; amending section 6 of chapter 88-206, Laws of Florida; delaying the application of the insurance premium tax to such funds; providing an effective date.

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

By Senator Dudley—

SB 588—A bill to be entitled An act relating to medical malpractice; amending s. 766.106, F.S.; changing, from the claimant to the licensee, the requirement to notify the Department of Professional Regulation of a presuit notice of a claim against a prospective defendant licensee, and providing that failure to comply is grounds for disciplinary action; amending ss. 458.331, 459.015, 461.013, 466.028, and 627.4147, F.S., to conform; providing an effective date.

—was referred to the Committees on Insurance; and Economic, Professional and Utility Regulation.

By Senator Crenshaw—

SB 589—A bill to be entitled An act relating to state lands; amending s. 253.022, F.S.; providing an additional member of the Land Management Advisory Committee; providing an effective date.

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

By Senator Gardner—

SB 590—A bill to be entitled An act relating to school system personnel; amending s. 231.262, F.S.; allowing the Department of Education in specified circumstances to investigate and take action on a complaint filed against a person whose teaching certificate has expired; requiring a school district to file with the department all legally sufficient complaints and related information within a specified period of time; allowing the Education Practices Commission, in denying an application for a teaching certificate, to prohibit the applicant from reapplying; allowing the Education Practices Commission to bar a person whose teaching certifi-

cate has expired from reapplying; amending s. 231.29, F.S.; specifying circumstances in which the superintendent must notify the department of unsatisfactory instructional personnel; providing an effective date.

—was referred to the Committee on Education.

By Senators Myers and Gardner—

SB 591—A bill to be entitled An act relating to the Legislature; amending s. 11.12, F.S.; providing for an increase in travel expenses that may be paid to legislators' employees; providing an effective date.

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

By Senator Stuart—

SB 592—A bill to be entitled An act relating to municipal pension or retirement systems or plans for firefighters or police officers; amending s. 175.021, F.S.; providing legislative intent regarding applicability of minimum standards for the operation and funding of all municipal firefighters' pension trust fund systems and plans; amending s. 175.351, F.S.; providing that municipalities having their own pension plans for firefighters must provide retirement and disability benefits for firefighters in accordance with specified provisions of ch. 175, F.S.; amending s. 185.01, F.S.; providing legislative intent regarding applicability of minimum standards for the operation and funding of all municipal police officers' retirement trust fund systems and plans; amending s. 185.35, F.S.; providing that municipalities having their own pension plans for police officers must provide retirement and disability benefits for police officers in accordance with specified provisions of ch. 185, F.S.; providing an effective date.

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

By Senator Stuart—

SB 593—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.051, F.S.; providing a procedure for cities that have elected to participate in the system to withdraw from participation in the system; specifying employee rights; requiring cities electing to withdraw to provide a system with comparable benefits and to make certain actuarial reports prior to making the election to withdraw; amending s. 121.071, F.S.; increasing contribution rates to fund the act; providing an effective date.

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

By Senator McPherson—

SB 594—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.06, F.S.; increasing license fees for a saltwater products license; reducing the number of pounds of fish for those species for which no bag limit has been established for qualification as commercial quantities requiring a saltwater products license; providing an effective date.

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

By Senator Stuart—

SB 595—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515, F.S.; providing that special risk criteria for correctional officers shall include control and investigation of prisoners; clarifying the procedure for designating special risk membership in the system; providing for the retention of special risk membership for certain members transferred or reassigned to other positions or whose special risk duties are deleted; authorizing certain members of the Regular Class and the Special Risk Administrative Support Class to apply for and be admitted as members of the Special Risk Class; restoring special risk credit for certain periods of employment; providing for contributions; amending s. 121.091, F.S.; providing a reduction in the percentage of average final compensation earned for certain members of the Special Risk Class who exceed 25 years of service; amending s. 121.071, F.S.; providing for an increased employer contribution with respect to special risk members to fund benefits; providing an effective date.

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

By Senator Stuart—

SB 596—A bill to be entitled An act relating to land conservation; creating part III of chapter 380, F.S., the "Florida Communities Trust Act"; providing legislative findings and intent; providing definitions; creating the Florida Communities Trust; providing for membership and expenses; providing for meetings, quorum, and voting; providing for administrative personnel; providing powers; providing for development, review, and approval of projects; providing for first-year duties of the Department of Community Affairs; providing for conditions of grants and loans; creating the Florida Communities Trust Fund; providing for an annual report; providing for exemption from taxes; providing for corporate existence; providing for application to other laws; providing for construction; amending s. 320.0805, F.S.; increasing the fee for personalized prestige license plates; providing for personalized prestige license plate fees to be distributed to the Florida Communities Trust Fund; creating s. 320.08065, F.S.; providing for communities trust license plates; providing for fees and distribution thereof; providing for an appropriation and for the allocation of positions to the department; providing severability; providing an effective date.

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

By Senator Stuart—

SB 597—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 Finance, Taxation and Claims; and Appropriations.

By Senator Stuart—

SB 598—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091, F.S.; providing limitations for employment after retirement with respect to employment by the State University System; providing an effective date.

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

By Senator Johnson—

SB 599—A bill to be entitled An act relating to the Englewood Water District in Charlotte and Sarasota Counties; amending section 5 of chapter 59-931, Laws of Florida; deleting the limitation of 6 percent per annum on the interest rate for revenue bonds issued by the district; providing that such bonds shall bear interest at a rate not exceeding the maximum rate authorized by general law; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Dudley—

SB 600—A bill to be entitled An act relating to Lee County; providing for liens in favor of operators of hospitals upon causes of actions, suits, claims, counterclaims, and demands accruing to patients therein, or their legal representatives, and upon amounts due or payable under hospital insurance or the like, and upon judgments and settlements, related to illness or injuries to such patients, for all reasonable charges for hospital care, treatment, and maintenance necessitated by such illness or injuries, and upon amounts due under hospitalization, public liability, and other indemnity policies; providing for method of perfecting and enforcing such

liens; providing for recovery of costs, attorney's fees, and expenses; requiring claims for liens to be recorded; providing for fees for recording; providing for method of satisfaction of such liens; providing that a release or satisfaction is not valid as against such a lien unless the lienholder joins therein or executes a release; providing that acceptance of a release or satisfaction of any cause of action, suit, claim, counterclaim, demand, or judgment, or any settlement in absence of release or satisfaction of lien, prima facie constitutes impairment of such lien; giving the lienholder a right of action for damages on account of such impairment; providing for recovery from one accepting a release or satisfaction or making settlement; exempting from provisions of this act matters within the purview of the Worker's Compensation Law of this state; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Langley—

SB 601—A bill to be entitled An act relating to solicitation of funds; repealing chapter 496, F.S., consisting of the Solicitation of Charitable Contributions Act and the Law Enforcement and Emergency Service Solicitation of Contributions Act; creating ss. 496.001-496.011, F.S., the Solicitation of Funds Act; providing intent and application of the act; providing definitions; requiring persons soliciting contributions to disclose certain information upon request to prospective donors; providing penalties; prohibiting certain acts in connection with solicitation of funds; providing requirements with respect to funds solicited; providing penalties; specifying that more stringent provisions may be adopted by local governments; providing for civil remedies and enforcement; providing for a public information campaign; repealing s. 933.14(6), F.S., which prohibits persons registered under the Law Enforcement and Emergency Service Solicitation of Contributions Act from operating a private criminal justice training school; amending s. 895.02, F.S.; including crimes under chapter 496, F.S., within the definition of "racketeering activity" under the Florida RICO Act; providing an effective date.

—was referred to the Committees on Economic, Professional and Utility Regulation; and Judiciary-Criminal.

By Senator Grant—

SB 602—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.06, F.S.; revising language with respect to saltwater products licenses to revise requirements for a "restricted species" endorsement; requiring commercial vessel registration for vessels from which commercial quantities of saltwater products are harvested; providing an effective date.

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

By Senator Woodson-Howard—

SB 603—A bill to be entitled An act relating to public education capital outlay; amending s. 24.121, F.S.; providing that a specified portion of lottery proceeds will be transferred to the Public Education Capital Outlay and Debt Service Trust Fund instead of the Educational Enhancement Trust Fund; prohibiting certain uses of such moneys; providing an effective date.

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

By Senator Woodson-Howard—

SB 604—A bill to be entitled An act relating to home health agencies; amending s. 381.703, F.S.; reducing the amount of annual assessment the Department of Health and Rehabilitative Services charges such agencies to contribute toward the cost of local health councils and the Statewide Health Council; providing an effective date.

—was referred to the Committees on Health Care and Appropriations.

By Senator Woodson-Howard—

SB 605—A bill to be entitled An act relating to motor vehicle license plates; amending s. 320.06, F.S.; eliminating the requirement that license plates include a county designation at the bottom of the plates; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Deratany—

SB 606—A bill to be entitled An act relating to Indian River County; amending section 2 of chapter 57-1410, Laws of Florida, as amended; increasing the fees collected for specified cases commenced in the circuit and county courts to fund the Indian River County Law Library; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Myers—

SB 607—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; revising Schedules I, II, III, and IV, and reenacting ss. 893.13, 893.08(1)(b), 893.135, 322.055, 415.503(8)(a)2., 766.101(3)(a), 782.04(1), (3), and (4), 817.563, and 831.31, F.S., relating to prohibited acts and penalties, exceptions, trafficking, revocation or suspension of driver's license, drug dependency of newborns, substance abuse information, murder, fraudulent sales of controlled substances, and counterfeit controlled substances, respectively, to incorporate said amendment in references thereto; providing technical amendments; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Deratany—

SB 608—A bill to be entitled An act relating to financial matters; amending s. 215.422, F.S.; requiring the Department of Health and Rehabilitative Services to pay invoices for services by a specified time; providing for disputed amounts; providing an effective date.

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

By Senator Deratany—

SB 609—A bill to be entitled An act relating to elections; amending s. 105.031, F.S.; modifying qualifying procedures for candidates for county court judge; amending s. 105.035, F.S., relating to the alternative method of qualifying, to conform; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Grant—

SB 610—A bill to be entitled An act relating to protection from abuse, neglect, and exploitation; amending s. 415.505, F.S.; providing for institutional child abuse or neglect investigations of employees or agents of local school districts acting in an official capacity; providing duties of the Department of Education, school superintendents, and school districts; providing an effective date.

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

By Senator Grizzle—

SB 611—A bill to be entitled An act relating to geophysical exploration, drilling, and production; amending s. 377.2425, F.S.; expanding requirements for providing surety imposed on an applicant or permittee for a drilling, production, or injection well permit; providing for procedures to be followed in making execution against such surety; creating s. 376.40, F.S.; providing legislative findings and intent; creating the Petroleum Exploration and Production Bond Trust Fund, to be administered by the Department of Natural Resources; providing uses of the trust fund; providing for deposits into the trust fund; providing for reimbursement of the trust fund by the permittee; providing for investment of trust fund moneys; amending s. 376.11, F.S.; allowing transfers from the Florida Coastal Protection Trust Fund to the Petroleum Exploration and Production Bond Trust Fund; providing an effective date.

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

By Senator W.D. Childers—

SB 612—A bill to be entitled An act relating to insurance companies; amending s. 625.305, F.S.; providing certain exemptions from limitations on insurer investments; deleting provisions which permit certain investments without consent of the Department of Insurance; providing an effective date.

—was referred to the Committee on Insurance.

By Senator Davis—

SB 613—A bill to be entitled An act relating to culpable negligence; providing legislative findings and intent; amending s. 784.05, F.S.; providing enhanced penalties for culpable negligence in storing or leaving a loaded firearm within the reach or easy access of a minor; providing for mitigating circumstances and for applicability of provisions; creating s. 790.175, F.S.; requiring specified warnings when firearms are sold or transferred; providing a penalty; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

REPORTS OF COMMITTEES

The Committee on Agriculture recommends the following pass: SB 242

The Committee on Corrections, Probation and Parole recommends the following pass: SB 210 with 3 amendments

The Committee on Education recommends the following pass: SB 28

The Committee on Health and Rehabilitative Services recommends the following pass: SB 110

The Committee on Health Care recommends the following pass: SB 230 with 1 amendment

The Committee on Higher Education recommends the following pass: SB 24

The Committee on Judiciary-Civil recommends the following pass: SB 119 with 2 amendments

The Committee on Judiciary-Criminal recommends the following pass: SB 108

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 197 with 1 amendment, SB 243, SB 244, SB 246 with 2 amendments

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

The Committee on Health Care recommends the following pass: SB 225 with 2 amendments

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

The Committee on Transportation recommends the following pass: SB 33 with 1 amendment, SB 86 with 3 amendments, SB 235

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

The Committee on Ethics and Elections recommends the following pass: SJR 27

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

The Committee on Commerce recommends the following pass: SB 81, SB 82

The Committee on Education recommends the following pass: SB 13

The Committee on Ethics and Elections recommends the following pass: SB 6

The Committee on Finance, Taxation and Claims recommends the following pass: SB 8 with 1 amendment, SB 58 with 1 amendment

The Committee on Governmental Operations recommends the following pass: SB 42

The Committee on Health and Rehabilitative Services recommends the following pass: SB 104

The Committee on Health Care recommends the following pass: SB 92

The Committee on Higher Education recommends the following pass: SB 19

The Committee on Insurance recommends the following pass: SB 213

The Committee on Judiciary-Criminal recommends the following pass: SB 51 with 1 amendment, SB 105, SB 143 with 1 amendment, SB 144

The Committee on Natural Resources and Conservation recommends the following pass: SB 56, SB 59

The Committee on Transportation recommends the following pass: SB 106 with 2 amendments, SB 130, SB 169, SB 223 with 1 amendment, SB 262

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

The Committee on Education recommends the following not pass: SB 21

The bill was laid on the table.

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: CS for SB 29, Senate Joint Resolutions 36 and 55

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 40

The Committee on Transportation recommends a committee substitute for the following: SB 232

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 Judiciary-Criminal recommends a committee substitute for the following: SB 45

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

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: Senate Bills 9, 1 and 248

The Committee on Transportation recommends committee substitutes for the following: SB 29, SB 265

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

The Committee on Transportation recommends a committee substitute for the following: SB 245

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

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 69

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

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: CS for SB 45

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 39

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: SB 266, SB 267

The Committee on Judiciary-Criminal recommends a committee substitute for the following: SB 77

The Committee on Transportation recommends committee substitutes for the following: SB 107, SB 116, SB 198, SB 233

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Economic, Professional and Utility Regulation recommends that the Senate confirm the appointment made by the Gover-

nor of Lawrence A. Gonzalez, as Secretary of Professional Regulation, to serve at the pleasure of the Governor.

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

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Natural Resources and Conservation; and Senators McPherson, Kirkpatrick, Johnson, Woodson-Howard, Peterson, Malchon, Brown, Weinstock, Kiser, Dudley, Souto and Grizzle—

CS for SB's 9, 1 and 248—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.01, F.S.; defining the term "marine fish"; creating s. 370.0605, F.S.; providing for saltwater fishing licenses; providing fees; providing duties of tax collectors and the Department of Natural Resources; providing for the department to charge a tax collector the fees for lost licenses that exceed a limit specified by the department; prohibiting certain unlawful uses of a saltwater fishing license; amending s. 370.111, F.S.; providing for a snook stamp; amending s. 370.14, F.S.; providing for a crawfish stamp; creating s. 370.0606, F.S.; providing for the appointment of subagents for the issuance and sale of saltwater fishing licenses; providing bonding requirements for such subagents; providing for a marine information system; providing for the disposition of license fees; creating a Marine Resources Conservation Trust Fund; specifying level of general revenue funding for certain activities and programs; providing for the allocation of certain federal moneys to the department and the Game and Fresh Water Fish Commission; creating additional positions and providing appropriations; providing an effective date.

By the Committee on Transportation and Senator Jennings—

CS for SB 29—A bill to be entitled An act relating to drivers' licenses; amending ss. 322.121, 322.18, F.S.; revising the requirements for the reexamination of drivers and issuance of drivers' licenses at the time of license renewal; providing an effective date.

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

CS for CS for SB 29—A bill to be entitled An act relating to drivers' licenses; amending s. 322.121, F.S.; providing for marking of the drivers' licenses of certain drivers with the notation "Safe Driver"; providing an effective date.

By the Committee on Finance, Taxation and Claims; and Senators Dudley and Gardner—

CS for SJR's 36 and 55—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution, relating to assessment of homestead property.

By the Committee on Ethics and Elections; and Senators Meek and Forman—

CS for SB 39—A bill to be entitled An act relating to registration of electors; amending s. 97.041, F.S.; relating to qualifications to register or vote; creating s. 97.0625, F.S.; providing an alternative procedure for the registration of electors; providing for the prescribing and approval of mail registration forms by the Department of State; providing for local variance; providing for completeness and timely presentation; providing for the availability of forms; providing an effective date.

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

CS for SB 40—A bill to be entitled An act relating to public officers and employees; amending s. 112.061, F.S.; providing an increase in the state per diem and subsistence allowance and mileage allowance; providing an effective date.

By the Committee on Judiciary-Criminal and Senators Margolis, Souto, Casas, Malchon, Thurman, Plummer, Beard, Johnson, McPherson, Woodson-Howard, Brown, Weinstein, Gordon, Crenshaw, Ros-Lehtinen, Forman, Meek, Thomas, Bruner, Walker, Scott, Grant, Girardeau and Stuart—

CS for SB 45—A bill to be entitled An act relating to offenses committed against law enforcement officers and correctional officers; creating the "Law Enforcement Protection Act"; providing legislative findings and intent; creating s. 775.0823, F.S.; establishing mandatory minimum penalties for persons convicted of murder, manslaughter, kidnapping, aggravated battery, and aggravated assault of law enforcement officers and correctional officers; prohibiting all forms of early release; amending s. 944.277, F.S.; prohibiting the granting of provisional credits to inmates convicted of committing certain offenses against law enforcement and correctional officers; providing an effective date of October 1, 1989, applicable to offenses committed on or after the effective date.

By the Committees on Corrections, Probation and Parole; and Judiciary-Criminal and Senators Margolis, Souto, Casas, Malchon, Thurman, Plummer, Beard, Johnson, McPherson, Woodson-Howard, Brown, Weinstein, Gordon, Crenshaw, Ros-Lehtinen, Forman, Meek, Thomas, Bruner, Walker, Scott, Grant, Girardeau and Stuart—

CS for CS for SB 45—A bill to be entitled An act relating to offenses committed against law enforcement officers and correctional officers; creating the "Law Enforcement Protection Act"; providing legislative findings and intent; creating s. 775.0823, F.S.; establishing mandatory minimum penalties for persons convicted of murder, manslaughter, kidnapping, aggravated battery, and aggravated assault of law enforcement officers and correctional officers; prohibiting all forms of early release; amending s. 944.277, F.S.; prohibiting the granting of provisional credits to inmates convicted of committing certain offenses against law enforcement and correctional officers; providing for amendment of jury instructions by the Florida Supreme Court affected by the act; providing an effective date of October 1, 1989, applicable to offenses committed on or after the effective date.

By the Committee on Ethics and Elections; and Senator Brown—

CS for SB 69—A bill to be entitled An act relating to public officers, candidates for public office, and public employees; amending s. 112.312, F.S.; defining the term "breach of the public trust" for purposes of the code of ethics for public officers and employees and s. 8, Art. II, State Const.; amending s. 112.317, F.S.; prescribing penalties for violating the code of ethics or s. 8, Art. II, State Const., relating to ethics in government; providing for civil actions to recover certain penalties; amending s. 112.320, F.S.; declaring that a purpose of the Commission on Ethics is to serve as the independent commission provided for in s. 8, Art. II, State Const.; amending s. 112.322, F.S.; prescribing investigatory and other powers and duties of the commission with respect to a sworn complaint of a breach of the public trust; providing for issuance of advisory opinions by the commission; amending s. 112.324, F.S.; prescribing procedures on complaints alleging breach of the public trust; providing for limited confidentiality of the proceedings, the complaint, and other records relating to the preliminary investigation; specifying the disciplinary body or official having authority to invoke penalties with respect to different classes of violators; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Meek—

CS for SB 77—A bill to be entitled An act relating to false personation; prohibiting the sale of law enforcement or other criminal justice agency badges, identifications, or uniforms to certain persons; prohibiting the purchase of a badge, identification, or uniform to falsely assume or pretend to be any of specified law enforcement or correctional officers; providing penalties; amending s. 843.08, F.S.; specifying that correctional officers and lottery special agents and investigators may be the subject of a false personation offense; providing penalties; providing severability; providing an effective date.

By the Committee on Transportation—

CS for SB 107—A bill to be entitled An act relating to the Department of Transportation; repealing s. 337.105(3), F.S.; repealing the exemption from public inspection requirements provided for certain price proposals submitted to the department; amending ss. 337.14, 337.168, F.S.; exempting certain information relating to the award and monitoring of contracts by the department from public inspection requirements; saving such exemptions from repeal; providing for review of exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

By the Committee on Transportation—

CS for SB 116—A bill to be entitled An act relating to motor vehicle accident reports; amending ss. 316.065, 316.066, 324.051, F.S.; revising the circumstances under which a driver involved in an accident must report the accident to the appropriate law enforcement agency and to the

Department of Highway Safety and Motor Vehicles; revising the circumstances under which a law enforcement officer who investigates an accident must report the accident to the department; eliminating the requirement that the short-form report of the accident provided by the law enforcement officer to each party involved in the accident must be provided within a specified time; revising requirements as to when and to whom proof of insurance must be provided; providing penalties; providing that certain accident reports filed by owners or operators of motor vehicles be kept confidential; providing exceptions from such requirements; providing for the admissibility of accident reports into evidence in certain cases; providing an effective date.

By the Committee on Transportation and Senator Forman—

CS for SB 198—A bill to be entitled An act relating to bid solicitations and contract awards; amending ss. 337.11, 337.16, 337.175, 120.53, F.S.; providing procedures for notice of Department of Transportation bid solicitations; providing prerequisites for such notice; providing prerequisites for protesting a Department of Transportation bid solicitation; providing prerequisites for protesting a Department of Transportation contract award or bid rejection; providing for forfeiture of the bond of a person who files a frivolous or improper protest of a Department of Transportation bid solicitation, contract award or bid rejection; providing record-keeping requirements; providing an exception from the requirements of disqualification of delinquent contractors; authorizing the use of express delivery service to provide notice of certain agency divisions; providing an effective date.

By the Committee on Transportation—

CS for SB 232—A bill to be entitled An act relating to transportation services for the transportation disadvantaged; amending s. 427.011, F.S., providing definitions; amending s. 427.012, F.S.; changing the name of the Coordinating Council on the Transportation Disadvantaged to the Transportation Disadvantaged Commission; revising the composition of the commission; providing for election of the chairperson and vice-chairperson; providing for removal of members for cause; authorizing the commission to employ staff; assigning the commission to the office of the Secretary of the Department of Transportation for administrative purposes only; providing for development and submittal of a budget; amending s. 427.013, F.S.; revising the purpose and increasing the responsibilities of the commission; creating s. 427.0135, F.S.; prescribing the responsibilities of member departments in carrying out the policies and procedures of the commission; amending s. 427.015, F.S.; revising the powers and duties of metropolitan planning organizations and designated official planning agencies in coordinating transportation for the transportation disadvantaged; creating s. 427.0155, F.S.; prescribing the powers and duties of community transportation coordinators; creating s. 427.0157, F.S.; providing for the establishment of coordinating boards; prescribing the purposes and responsibilities of such boards; creating s. 427.0158, F.S.; providing for the use of school buses and public transit service for the transportation of the transportation disadvantaged; creating s. 427.0159, F.S.; establishing the Transportation Disadvantaged Trust Fund in the State Treasury; prescribing the uses of funds deposited in the trust fund; amending s. 427.016, F.S.; providing for the expenditure of local government, state, and federal funds to purchase transportation services for the transportation disadvantaged; amending s. 320.03, F.S.; assessing an additional fee on certain motor vehicle registrations; requiring that such fees be deposited in the Transportation Disadvantaged Trust Fund; amending s. 320.10, F.S.; exempting from the payment of license taxes certain motor vehicles used exclusively to transport transportation disadvantaged persons; repealing s. 427.014, F.S.; relating to duties of the Department of Transportation; repealing s. 427.018, F.S., which provides for the expiration of ss. 427.011-427.018, F.S., on October 1, 1989; providing for the future repeal of ss. 427.011-427.018, F.S., and s. 320.03(9), F.S., relating to transportation services for the transportation disadvantaged; providing for legislative review in advance of said repeal; providing an effective date.

By the Committee on Transportation and Senator Bruner—

CS for SB 233—A bill to be entitled An act relating to bicycle regulations; amending s. 316.2065, F.S.; prohibiting a bicycle rider from carrying a child who is over a specified age or weight; requiring a bicycle rider who carries a child passenger to provide certain safety equipment; prohibiting a person who rides a bicycle on a highway or in a public place from allowing a child passenger to ride on the vehicle or on a bicycle trailer or bicycle semitrailer without a helmet; providing a penalty; providing that charges shall be dismissed in some circumstances; prohibiting a bicycle rider from allowing a child to remain in a child carrier when the rider is not in immediate control of the bicycle; requiring a label which states safety requirements to be affixed to boxes containing certain child carriers; prescribing types of bicycle trailers and bicycle semitrailers that may be attached to a bicycle; providing an effective date.

By the Committee on Transportation and Senator Jennings—

CS for SB 245—A bill to be entitled An act relating to state uniform traffic control; transferring s. 413.07 to s. 316.1301, F.S.; providing traffic regulations to assist blind persons; providing penalties; providing for the application of the act; providing an effective date.

By the Committee on Transportation and Senators Peterson, Crawford, Kirkpatrick, D. Childers, Walker, Johnson, Davis, Thomas, Grizzle, Jennings, Beard, Stuart, Gardner, Woodson-Howard and Crenshaw—

CS for SB 265—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 a driver's license to persons under a specified age; providing exceptions; creating s. 322.0601, F.S.; specifying circumstances under which the department may issue a driver's license to certain persons under such age; providing for the suspension and reinstatement of such license; authorizing the waiver of licensing requirements under certain circumstances; providing an effective date.

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

CS for SB 266—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending ss. 125.0104, 212.0305, F.S.; requiring certain counties to locally audit tourist development taxes or convention development taxes or to contract with the Department of Revenue to conduct the audits; providing for retroactive operation of certain powers; creating s. 212.0506, F.S.; imposing the sales tax on service warranties; providing a definition; providing for payment, collection, and administration of the tax; providing an exclusion; providing penalties; amending s. 212.06, F.S.; defining "dealer" for purposes of service warranties; amending s. 212.08, F.S.; excluding sales of service warranties from the exemption for personal, professional, and insurance services; amending ss. 634.131, 634.415, F.S.; providing a cross-reference; amending s. 212.054, F.S.; clarifying provisions which identify a county in which a local option sales tax transaction takes place; amending ss. 212.0505, 212.235, 212.18, 212.20, 212.69, 218.61, 215.32, 288.1162, F.S.; consolidating certain sales tax distribution provisions; repealing s. 212.237, F.S., relating to the Solid Waste Management Trust Fund; retitling the Local Government Infrastructure Tax Trust Fund, creating the Mail Order Sales Tax Clearing Trust Fund, and continuing the Solid Waste Management Trust Fund; amending s. 212.08, F.S.; exempting from such taxes certain transactions between members of affiliated groups of corporations; providing an effective date; providing for contingent retroactive application.

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

CS for SB 267—A bill to be entitled An act relating to taxation; amending s. 206.425, F.S.; providing a penalty for selling motor fuel in violation of certain tax provisions; amending s. 206.89, F.S.; providing a penalty for acting as a dealer of special fuels without holding a valid dealer's license; amending s. 212.66, F.S.; providing a cross-reference; amending s. 212.67, F.S.; requiring certain allowances for fuel evaporation and shrinkage to be taken as a credit; amending s. 206.9865, F.S.; requiring commercial air carriers to make monthly reports to the Department of Revenue; amending s. 201.05, F.S.; correcting a cross-reference; repealing s. 13 of ch. 88-206, Laws of Florida, relating to a tax on entrance fees charged for continuing care contracts; amending ss. 161.40, 341.329, 348.91, 380.0673, 420.513, F.S.; providing that certain tax exemptions do not apply to debt obligations owned by corporations; amending s. 199.062, F.S.; deleting the requirement that corporations file certain stockholder notices with the department; amending s. 199.282, F.S.; providing a penalty; amending ss. 199.032, 199.052, 199.175, F.S.; revising provisions which levy a tax on intangible personal property to make such tax applicable to property which has a taxable situs in the state; providing definitions; amending s. 220.03, F.S.; revising the definition of "Internal Revenue Code"; amending s. 198.29, F.S.; prohibiting the refund of estate taxes under certain circumstances; amending ss. 198.01, 198.021, 198.031, F.S.; updating a cross-reference to the United States Internal Revenue Code; amending s. 211.33, F.S.; authorizing the department to

collect delinquent taxes and penalties pursuant to a lien or tax execution levied upon certain third parties; amending s. 213.24, F.S.; revising requirements relating to the cost of issuing tax billings; creating s. 213.34, F.S.; providing general audit authority to the department; authorizing the department to adopt rules; amending s. 203.01, F.S.; requiring monthly reporting of gross receipts taxes for utility services; revising the penalties for failing to timely report and pay gross receipts taxes; providing penalties for the evasion of such taxes; providing an effective date.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Scott, by two-thirds vote Senate Bills 160, 168 and 193 were withdrawn from the Committee on Health Care and referred to the Committee on Health and Rehabilitative Services.

On motion by Senator Scott, by two-thirds vote SB 224 was withdrawn from the Committee on Health and Rehabilitative Services and referred to the Committee on Health Care.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The following Executive Orders were filed with the Secretary:

EXECUTIVE ORDER NUMBER 88-192

(Executive Order of Suspension)

WHEREAS, FRANK STANKUNAS is presently serving as the Superintendent of Schools of Suwannee County, Florida, and

WHEREAS, on September 2, 1988, the Grand Jury in the Third Judicial Circuit, in and for Suwannee County, Florida, returned an indictment charging FRANK STANKUNAS with three counts of grand theft, one count of petit theft, and three counts of official misconduct, and

WHEREAS, it is in the best interest of the residents of Suwannee County, Florida, and the citizens of the State of Florida that FRANK STANKUNAS be immediately suspended from the public office which he now holds, upon the grounds hereinafter set forth.

NOW, THEREFORE, I, BOB MARTINEZ, Governor of Florida, do hereby find, and determine and, for the purposes of Section 112.41, Florida Statutes, allege as follows:

A. FRANK STANKUNAS is, and at all times material hereto was, the duly elected Superintendent of Schools of Suwannee County, Florida, pursuant to Article IX, Section 5, Florida Constitution.

B. The Office of Superintendent of Schools is within the purview of the suspension powers of the Governor pursuant to Article IV, Section 7, Florida Constitution.

C. The attached indictment charges that FRANK STANKUNAS did commit acts in violation of Florida law, and this indictment is hereby incorporated as part of this Executive Order as if it were set forth at length herein.

D. The facts alleged herein constitute the offenses of malfeasance, misfeasance, and the commission of a felony, as such offenses are used in Article IV, Section 7, Florida Constitution.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and laws of the State of Florida, this Executive Order is hereby promulgated, effective immediately:

1. FRANK STANKUNAS is hereby suspended from the public office which he now holds, to wit: Superintendent of Schools of Suwannee County, Florida.

2. FRANK STANKUNAS is hereby prohibited from performing any official act, duty or function of public office, from receiving any pay or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until a further executive order, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 9th day of September, 1988.

Bob Martinez
GOVERNOR

ATTEST:
Jim Smith
SECRETARY OF STATE

(Copy of indictment was filed in the office of the Secretary of the Senate.)

EXECUTIVE ORDER NUMBER 88-212

(Amended Executive Order of Suspension)

WHEREAS, DERWARD OWENS has previously been suspended from the public office which he then held, to wit: County Commissioner of Walton County, Florida, by Executive Order 87-145, effective September 15, 1987, and

WHEREAS, on September 10, 1987, the Honorable Curtis A. Golden, State Attorney for the First Judicial Circuit of Florida, filed an information charging DERWARD OWENS with one count of aggravated battery, and

WHEREAS, on May 4, 1988, the Grand Jury in the First Judicial Circuit, in and for Walton County, Florida, returned indictments charging DERWARD OWENS with two counts of grand theft, one count of official misconduct, and one count of failure to remit state sales tax, and

WHEREAS, it is in the best interest of the citizens of the State of Florida and the ends of justice can best be served by the continued suspension of DERWARD OWENS from the public office which he previously held, upon the constitutional ground herein set forth;

NOW, THEREFORE, I, BOB MARTINEZ, Governor of Florida, do find, determine, and for the purposes of Section 112.41, Florida Statutes, allege as follows:

A. DERWARD OWENS is, and at all times material hereto was, a County Commissioner of Walton County, Florida, pursuant to Article VIII, Section 1, Florida Constitution.

B. The office of County Commissioner is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7, Florida Constitution.

C. The attached indictments allege that DERWARD OWENS did commit acts in violation of Florida law, and these indictments are hereby incorporated as part of this Executive Order as if they were set forth at length herein.

D. The facts alleged herein constitute the offenses of misfeasance and commission of a felony as such offenses are used in Article IV, Section 7, Florida Constitution.

E. The interest of the residents of Walton County, Florida, and the citizens of the State of Florida can best be served by the continued suspension of DERWARD OWENS from the public office which he then held.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is hereby promulgated, effective immediately:

Section 1.

The suspension of DERWARD OWENS from public office, to wit: County Commissioner of Walton County, Florida, is continued in full force and effect without interruption.

Section 2.

The grounds for suspension from office recited in Executive Order 87-145, paragraph C., are amended by substituting paragraph C. of this Order.

Section 3.

DERWARD OWENS is hereby continually prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowances; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which shall remain in effect from the effective date of Executive Order 87-145, until further executive order, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 28th day of September, 1988.

Bob Martinez
GOVERNOR

ATTEST:
Jim Smith
SECRETARY OF STATE

(Copies of indictments were filed in the office of the Secretary of the Senate.)

EXECUTIVE ORDER NUMBER 88-215

(Executive Order of Suspension)

WHEREAS, WILLIAM TYE, is presently serving as a Judge of the County Court of St. Lucie County, Florida, and

WHEREAS, on September 28, 1988, the Grand Jury in the Nineteenth Judicial Circuit, in and for St. Lucie County, Florida, returned an indictment charging WILLIAM TYE with four counts of aggravated assault, and

WHEREAS, it is in the best interest of the residents of St. Lucie County, and of the citizens of the State of Florida that WILLIAM TYE be immediately suspended from the public office which he now holds, upon the constitutional grounds hereinafter set forth.

NOW, THEREFORE, I, BOB MARTINEZ, Governor of Florida, do hereby find, determine, and for the purposes of Section 112.41, Florida Statutes, allege as follows:

A. WILLIAM TYE is, and at all times material hereto was, a Judge of the County Court of St. Lucie County, Florida.

B. WILLIAM TYE is a state officer not subject to impeachment, within the meaning of Article IV, Section 7, Florida Constitution.

C. The attached indictment charges that WILLIAM TYE committed acts in violation of Florida law, and the indictment is hereby incorporated as part of this Executive Order as if it were set forth at length herein.

D. The facts alleged herein constitute the offense of commission of a felony as such offense is used in Article IV, Section 7, Florida Constitution.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is hereby promulgated, effective immediately:

1. WILLIAM TYE is hereby suspended from the public office which he now holds, to wit: Judge of the County Court of St. Lucie County, Florida.

2. WILLIAM TYE is hereby prohibited from performing any official act, duty, or function of public office, from receiving any pay or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until a further executive order, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 3rd day of October, 1988.

Bob Martinez
GOVERNOR

ATTEST:
Jim Smith
SECRETARY OF STATE

(Copy of indictment was filed in the office of the Secretary of the Senate.)

EXECUTIVE ORDER NUMBER 89-22

(Executive Order of Reinstatement)

WHEREAS, WILLIAM G. TYE, was suspended from the office of Judge of the County Court of St. Lucie County, Florida, pursuant to Executive Order 88-215 dated October 3, 1988, and

WHEREAS, on January 21, 1989, WILLIAM G. TYE entered a plea of guilty to the misdemeanor offense of improper exhibition of a firearm, and Jerry Hill, the assigned State Attorney, nolle prossed the four felony counts of aggravated assault pending against WILLIAM G. TYE, requiring reinstatement, and

NOW, THEREFORE, I, BOB MARTINEZ, Governor of Florida, by the authority vested in me by the Constitution and laws of the State of Florida, do hereby promulgate this Executive Order, effective immediately:

1. WILLIAM G. TYE is hereby reinstated to the public office which he held at the time of the above mentioned suspension, to wit: Judge of the County Court of St. Lucie, County, Florida.

2. Executive Order 88-215 is hereby revoked and the suspension of WILLIAM G. TYE is terminated, pursuant to Article IV, Section 7, Florida Constitution.

IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 1st day of February, 1989.

Bob Martinez
GOVERNOR

ATTEST:
Jim Smith
SECRETARY OF STATE

EXECUTIVE ORDER NUMBER 88-258

(Executive Order of Suspension)

WHEREAS, JAMES P. RYAN, is presently serving as a member of the Seventeenth Circuit Judicial Nominating Commission of Florida, and

WHEREAS, on December 1, 1988, the Grand Jury, United States District Court, Southern District of Florida, returned an indictment charging JAMES P. RYAN with one count of conspiring to import a controlled substance, one count of conspiring to distribute a controlled substance, and one count of conspiring to defraud an agency of the United States government.

WHEREAS, it is in the best interest of the residents of the Seventeenth Judicial Circuit and of the citizens of the State of Florida that JAMES P. RYAN be immediately suspended from the public office which he now holds, upon the constitutional grounds hereinafter set forth.

NOW, THEREFORE, I, BOB MARTINEZ, Governor of Florida, do hereby find, determine, and for the purposes of Section 112.41, Florida Statutes, allege as follows:

A. JAMES P. RYAN is presently serving as a member of the Seventeenth Circuit Judicial Nominating Commission.

B. JAMES P. RYAN is a state officer not subject to impeachment, within the meaning of Article IV, Section 7, Florida Constitution.

C. The attached indictment charges that JAMES P. RYAN committed acts in violation of the laws of the United States, and the indictment is hereby incorporated as part of this Executive Order as if it were set forth at length herein.

D. The facts alleged herein constitute the offense of commission of a felony as such offense is used in Article IV, Section 7, Florida Constitution.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is hereby promulgated, effective immediately:

1. JAMES P. RYAN is hereby suspended from the public office which he now holds, to wit: member of the Seventeenth Circuit Judicial Nominating Commission.

2. JAMES P. RYAN is hereby prohibited from performing any official act, duty, or function of public office, from receiving any pay or allowance, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until a further executive order, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 5th day of December, 1988.

Bob Martinez
GOVERNOR

ATTEST:
Jim Smith
SECRETARY OF STATE

(Copy of indictment was filed in the office of the Secretary of the Senate.)

EXECUTIVE ORDER NUMBER 89-54

(Executive Order of Suspension)

WHEREAS, HAROLD T. PHILLIPS is presently serving as a duly elected member of the Board of County Commissioners of Bay County, Florida, and

WHEREAS, on March 15, 1989, the Grand Jury, United States District Court, Northern District of Florida, Panama City Division, returned two indictments charging HAROLD T. PHILLIPS with two counts of fraud and one count of obstruction of justice, and

WHEREAS, it is in the best interest of the residents of Bay County, Florida, and the citizens of the State of Florida that HAROLD T. PHILLIPS be immediately suspended from the publice office which he now holds, upon the constitutional grounds hereinafter set forth.

NOW, THEREFORE, I, BOB MARTINEZ, Governor of Florida, do hereby find, determine and for the purposes of Section 112.41, Florida Statutes, allege as follows:

A. HAROLD T PHILLIPS is a duly elected member of the County Commission of Bay County, Florida.

B. The Office of county commissioner is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7, Florida Constitution. Section 112.52, Florida Statutes.

C. The attached indictments allege that HAROLD T. PHILLIPS did commit acts in violation of the laws of the United States, and these indictments are hereby incorporated by reference as if fully set forth in this Executive Order.

D. The facts alleged herein constitute the offenses of malfeasance, misfeasance, and commission of a felony as such offenses are used in Article IV, Section 7, Florida Constitution.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is hereby promulgated, effective immediately:

1. HAROLD T. PHILLIPS is hereby suspended from the public office which he now holds, to wit: member of the County Commission of Bay County, Florida.

2. HAROLD T. PHILLIPS is hereby prohibited from performing any official act, duty, or function of public office, from receiving any pay or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until a further executive order, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 22nd day of March, 1989.

Bob Martinez
GOVERNOR

ATTEST:
Jim Smith
SECRETARY OF STATE

(Copies of indictments were filed in the office of the Secretary of the Senate.)

Referred to the Committee on Executive Business.

Appointments Subject to Confirmation by the Senate:

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

Office and Appointment		*For Term Ending*
Board of Accountancy		
Appointee:	Argiz, Antonio L., Miami	12/26/92
Affordable Housing Study Commission		
Appointees:	Alexander, Steven, Winter Park	Pleasure of Governor
	Chira, Lee, Orlando	Pleasure of Governor
	Diaz, Joseph F., Tampa	Pleasure of Governor
	Farrell, Reid D., Sarasota	Pleasure of Governor
	Gallagher, Rosemary F., Tallahassee	Pleasure of Governor
	Gonzalez, Jose Andrew, Key West	Pleasure of Governor
	Hardy, Clifford B., Jr., Tampa	Pleasure of Governor
	Johnson, Jeanne Carol, Panama City	Pleasure of Governor
	Rath, Fred H., Tampa	Pleasure of Governor
	Siemen, Patricia A., Immokalee	Pleasure of Governor
	Whitmire, Jean L., Gulf Breeze	Pleasure of Governor
Board of Architecture and Interior Design		
Appointees:	Gregg, Ada M., Clearwater	12/17/92
	Smith, Susan Schuyler, West Palm Beach	09/30/92
	Smithwick, Cornelia Covington, Jacksonville	09/30/92
State Athletic Commission		
Appointee:	Cesarano, Patrick J., Coral Gables	09/30/92
Florida Board of Auctioneers		
Appointees:	Talmage, Juanita, Eustis	09/30/92
	Trollinger, Arthur L., Oakland Park	09/30/90
Barbers' Board		
Appointees:	Hymes, Barbara J. T., Daytona Beach	06/30/91
	Rodriguez, Lionel M., Orlando	06/30/92
Florida Black Business Investment Board		
Appointee:	Smith, John Edward, Miami	09/30/92
Board of Building Codes and Standards		
Appointees:	Browdy, Richard S., Jacksonville	01/21/91
	Brown, Dennis W., Port Richey	01/30/91
	Gerace, Samuel, Gainesville	01/23/91
	Steel, Philip S., West Palm Beach	08/11/91
Capitol Center Planning Commission		
Appointees:	Adams, L. Carl, Tallahassee	09/30/92
	Ramos, Lemuel, Miami	09/30/91
Board of Chiropractic		
Appointee:	Harding, R. C., Holiday	08/01/89
Florida Citrus Commission		
Appointee:	Neukom, George A., Jr., Zephyrhills	05/31/92
Escambia County Civil Service Board		
Appointees:	Adams, John L., Pensacola	02/13/93
	Cramer, Robert D., Pensacola	02/13/93
	Pilcher, Patricia, Cantonment	02/09/93
Hillsborough County Civil Service Board		
Appointees:	Canasi, Simon M., Tampa	07/02/89
	Kilpatrick, Burnis, Jr., Tampa	07/02/91
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling		
Appointee:	King, Earline Norwood, Jacksonville	09/30/89
State Board of Community Colleges		
Appointees:	Allen, E. C., Tallahassee	09/30/93
	Heyward, Thomas S., Jr., Kissimmee	09/30/93
	McKown, Bobby F., Lakeland	09/30/93
	Pesch, Therese M., Ft. Pierce	09/30/89
Board of Trustees of Broward Community College		
Appointee:	Bass, Ernest Guy, Jr., Ft. Lauderdale	05/31/89
Board of Trustees of Chipola Junior College		
Appointees:	Bontrager, Laban, Bristol	05/31/90

Office and Appointment		For Term Ending
	Manor, John W., Marianna	05/31/90
Board of Trustees of Edison Community College		
Appointees:	Boardman, Thomas K., Immokalee	05/31/92
	Crabtree, Tom, Alva	05/31/92
Board of Trustees of Gulf Coast Community College		
Appointees:	Gander, James V., Sr., Apalachicola	05/31/92
	Smith, George H., Panama City	05/31/89
Board of Trustees of Hillsborough Community College		
Appointee:	Campo, Joaquin M., Tampa	05/31/91
Board of Trustees of Indian River Community College		
Appointee:	Crago, Harriett K., Vero Beach	05/31/90
Board of Trustees of Lake City Community College		
Appointees:	Bennink, Donald T., Bell	05/31/90
	Dowling, Jean B., Sanderson	05/31/91
Board of Trustees of Lake-Sumter Community College		
Appointees:	Eveland, Vern, Eustis	05/31/91
	Ross, Louise W., Lake Panasoffkee	05/31/91
Board of Trustees of Miami-Dade Community College		
Appointee:	Cardenas, Alberto R., Miami	05/31/89
Board of Trustees of North Florida Junior College		
Appointee:	Pritchett, Elesta C., Greenville	05/31/90
Board of Trustees of Palm Beach Junior College		
Appointee:	Sansbury, John C., West Palm Beach	05/31/90
Board of Trustees of Pensacola Junior College		
Appointee:	Rittenhouse, Charles N., Pensacola	05/31/90
Board of Trustees of Valencia Community College		
Appointee:	Smith, Kenneth Y., Kissimmee	05/31/92
Construction Industry Licensing Board		
Appointees:	Blankenship, Michael L., Tallahassee	09/30/92
	Bomstein, Alan C., Clearwater	09/30/89
	Borja, Isidro C., Miami	09/30/91
	Cahill, William L., Sarasota	02/18/92
	Crawford, John D., Orange Park	09/30/91
	Green, Edwin M., Jr., Miami	09/30/92
	Kenyon, Jerome G., Jacksonville	09/30/90
	London, I. Edward, Key Biscayne	09/30/91
	London, Edward, Key Biscayne	02/18/92
	Lopez-Cantera, Carlos C., Miami	09/30/90
	Manrique, Terry L., Tampa	09/30/89
	Nagin, Robert D., Clearwater	09/30/90
	Rutkoski, J. J., Tampa	09/30/90
	Simmons, E. E., Sarasota	09/30/92
	Sutton, Warren M., Hialeah	09/30/91
	Tornese, Cos, Ft. Lauderdale	09/30/92
	Weber, David P., Jupiter	09/30/92
	Wilcox, Richard W., Jr., Ft. Lauderdale	09/30/89
	Worman, Robert B., Orlando	09/30/89
Board of Correctional Education		
Appointees:	Froman, Ronald, Orlando	07/01/92
	Marques, Jose A., Miami	07/01/92
State of Florida Correctional Medical Authority		
Appointees:	Elwell, Thomas M., Gainesville	07/01/92
	Mrozek, Mark A., Jacksonville	07/01/90
	Nauman, Richard D., Pensacola	07/01/92
Board of Trustees for the Florida School for the Deaf and the Blind		
Appointees:	Anthony, Robert A., Jacksonville	11/19/92
	Kiser, Craig, Tallahassee	12/10/92
Board of Dentistry		
Appointees:	Hudson, Robert L., Ft. Lauderdale	02/07/93
	King, Linda Braddock, Jacksonville	02/07/93
Education Standards Commission		
Appointees:	Fedrick, Doretha B., Orlando	09/30/91
	Gallant, Barbara Gans, Gainesville	09/30/91
	Johnson, Warren H., Tampa	09/30/89
	Johnson, William H., Winter Springs	09/30/91
	Luckey, Charles R., Ft. Myers	09/30/91
	Miller, Martin E., Orange Park	09/30/91
	Northrop, Grace M., Gainesville	09/30/91
	Trice, Grace D., Ocala	09/30/91
	Wilson, Cressie S., Tallahassee	09/30/91
Florida Elections Commission		
Appointees:	DeLoach, Carol B., Maitland	12/10/91
	Kauffman, Alan C., Boca Raton	12/10/89
	Lazzara, Penny G., Tampa	12/10/91
	Ramsey, Betty W., Tampa	12/27/91
	Withers, Isaac A., Miami	12/10/91
Board of Professional Engineers		
Appointee:	Day, Robert W., Tallahassee	12/20/90
Commission on Ethics		
Appointee:	Gilbert, Richard A., Tampa	06/30/90
Tampa-Hillsborough County Expressway Authority		
Appointee:	Pupello, Joseph, Tampa	07/01/92
Florida State Fair Authority, Congressional District 2		
Appointee:	Kirkland, Joe R., Lake City	06/30/92
Florida State Fair Authority, Congressional District 9		
Appointee:	Young, Sylvia, Dade City	06/30/92
Florida State Fair Authority, Congressional District 11		
Appointee:	Turner, Robin L., Cocoa	06/30/92
Florida State Fair Authority, Congressional District 17		
Appointee:	Englander, Sophia T., Miami Beach	06/30/92
Game and Fresh Water Fish Commission		
Appointee:	Humphrey, Mrs. Gilbert W., Miccosukee	01/05/94
Harbormaster for the Port of St. Augustine		
Appointee:	Baker, Gregory E., St. Augustine	05/01/90
Board of Hearing Aid Specialists		
Appointee:	Lyons, David F., Largo	07/30/90
Florida High Speed Rail Transportation Commission		
Appointees:	Dizney, Donald R., Orlando	06/30/92
	Mendez, Charles E., Jr., Tampa	06/30/92
	Reed, Donald H., Jr., Boca Raton	06/30/92
	Rush, David H., Hollywood	06/30/92
	Teele, Arthur E., Jr., Miami	06/30/90
Health Care Cost Containment Board		
Appointees:	Brock, Richard N., Tallahassee	01/01/92
	Kinzel, James A., St. Petersburg	01/01/92
Citrus County Hospital Board		
Appointee:	Henigar, Robert L., Crystal River	07/07/92
Board of Trustees of South Lake County Hospital District		
Appointees:	Green, Beverly D., Clermont	07/05/91
	Limbaugh, L. Hunter, Leesburg	07/05/91
	Vander Meer, J. M., Clermont	07/05/91
Florida Housing Finance Agency		
Appointees:	Auchter, Thorne G., Jacksonville	11/13/90
	Bowne, Shirlee, Tallahassee	11/13/92
	Heavener, James W., Orlando	11/13/92
	Tompkins, Thomas N., Kissimmee	11/13/92
Florida Commission on Human Relations		
Appointees:	Daniel, John W., Tampa	09/30/91
	Jenkins, Whitfield, Ocala	09/30/92
	Little, Marc C., Jacksonville	09/30/88
		09/30/92
	Robertson, John W., Tallahassee	09/30/92
State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools		
Appointees:	Cowins, Benjamin B., Sr., Miami	07/01/90

Office and Appointment		For Term Ending
	Miller, Paul G., Jr., Jacksonville	07/01/90
Southeast Interstate Low-Level Radioactive Waste Management Commission		
Appointees:	Grant, John, Tampa	Pleasure of Governor
	Howell, James T., West Palm Beach	06/30/90
Board of Professional Land Surveyors		
Appointees:	Mullin, John E., Lauderhill	06/21/90
	Tobin, Richard W., Miami	06/21/90
Board of Landscape Architecture		
Appointee:	Collins, Mary, North Miami Beach	03/04/92
Governor's Mansion Commission		
Appointee:	Garcia, Geraldine F., Winter Springs	09/30/92
Marine Fisheries Commission		
Appointees:	Center, Jerry H., Belleair Beach	08/01/91
	Stipanovich, John M., Tallahassee	08/01/90
Atlantic States Marine Fisheries Commission		
Appointee:	Newberger, Mitchell A., Lutz	09/04/89
Gulf States Marine Fisheries Commission		
Appointees:	Nix, H. Gilmer, Tampa	01/05/89
		01/05/92
Board of Massage		
Appointees:	DiMaio, Mercedes B., Tampa	01/01/93
	Williams, Susan M., St. Petersburg	01/01/93
Board of Medicine		
Appointees:	Dauer, Edward A., Ft. Lauderdale	08/01/90
	Dockery, J. Lee, Gainesville	08/01/92
	Rodriguez, Gilbert M., Lutz	08/01/89
	Zachariah, Zachariah P., Ft. Lauderdale	08/01/92
Board of Opticianry		
Appointee:	Westlake, Dorothy L., Deerfield Beach	12/26/90
Board of Osteopathic Medical Examiners		
Appointee:	Lancaster, Lance E., Ocala	01/29/90
Parole Commission		
Appointee:	Hodges, Gene, Cedar Key	10/31/92
Board of Pilot Commissioners		
Appointee:	Beale, Roger A., Jacksonville	06/30/92
Board of Podiatric Medicine		
Appointees:	Brown, Genna, Coral Gables	01/08/93
	O'Donnell, John, Jr., Orlando	01/08/93
	Simmonds, Warren L., Miami Beach	01/08/93
Jacksonville Port Authority		
Appointee:	Smith, V. Hawley, Jr., Jacksonville	09/30/92
Tampa Port Authority		
Appointee:	Moore, Ron W., Tampa	11/15/92
Postsecondary Education Planning Commission		
Appointees:	Butler, Michael B., Altamonte Springs	02/04/92
	Dopson, Veda Fish, Macclenny	02/04/89
	Kahn, Donald P., Coral Gables	02/04/92
	Mautz, Robert B., Gainesville	02/04/92
	Roberts, Tance Elizabeth, Tallahassee	08/31/89
Prepaid Postsecondary Education Expense Board		
Appointee:	Ferreira, Diana Y., Tampa	06/30/91
Historic Broward County Preservation Board of Trustees		
Appointees:	Briggs, Arland V., Deerfield Beach	11/01/91
	Kester, Stewart R., Pompano Beach	11/01/91
	McTigue, M. Diana, Ft. Lauderdale	11/01/91
	Roach, Cato, Jr., Ft. Lauderdale	11/01/92
	Roberts, Betty B., Davie	11/01/92
Historic Florida Keys Preservation Board of Trustees		
Appointees:	Alea, David, Key West	10/31/90
	Daniels, William S., Marathon	11/29/92
	Eyster, Irving R., Islamorada	10/17/91
	Stormont, Lois, Tavernier	11/21/91
	Wheeler, Linda, Key West	10/18/92
Historic St. Augustine Preservation Board of Trustees		
Appointees:	Daniell, Bill, St. Augustine	08/31/91
	Foerster, Margaret V., Jacksonville	08/12/90
	Lee, W. Sperry, Jacksonville	08/04/89
	Milam, Teresa de Balmaseda, Ponte Vedra Beach	08/13/89
Historic Tampa-Hillsborough County Preservation Board of Trustees		
Appointees:	Acosta, Delphin J., Tampa	11/01/91
	Clark, Mary C., Plant City	11/01/91
	Kruse, Frances P., Odessa	11/01/91
Board of Psychological Examiners		
Appointees:	Booth, Robert G., Tampa	09/30/91
	Hicks, Dale A., Lutz	09/30/92
	Webster, E. Carol, Plantation	09/30/92
Board of Public Schools		
Appointees:	Denson, Jack H., Tavernier	10/01/89
	Gainey, L. D. II, Lauderdale Lakes	10/01/89
Florida Public Service Commission		
Appointee:	Easley, Betty, Tallahassee	01/01/93
Florida Real Estate Commission		
Appointees:	Day, Robert W., Tallahassee	11/16/88
	Gunter, Howard M., Jr., Oviedo	11/16/91
	Nelson, Thomas C., Winter Park	11/16/92
	Steele, Jason, Indialantic	11/16/92
Oklawaha Basin Recreation and Water Conservation and Control Authority in Lake County		
Appointee:	Toole, Richard E., Groveland	07/13/92
Board of Regents		
Appointees:	Goigel, Jacqueline F., Orlando	09/01/89
	Petway, Thomas F. III, Jacksonville	01/01/95
	Roberts, Carolyn K., Ocala	01/01/95
Apalachee Regional Planning Council, Region 2		
Appointees:	Clark, Charles E., Apalachicola	10/01/91
	Forehand, Millie, Quincy	10/01/91
	Johnston, C. Johnny, Crawfordville	10/01/91
North Central Florida Regional Planning Council, Region 3		
Appointees:	Akerman, Joe A., Madison	10/01/88
	Campbell, Steven R., Alachua	10/01/91
	Eng, Ralph E., Gainesville	10/01/90
	Gutekunst, Richard R., Gainesville	10/01/91
	Maultsby, Charles Tucker, Greenville	10/01/91
	Nelson, Anne T., Starke	10/01/91
	Painter, James F., Gainesville	10/01/91
	Simon, J. T., Jasper	10/01/91
	Sullivan, Morris N., Mayo	10/01/89
Northeast Florida Regional Planning Council, Region 4		
Appointees:	Fuller, Barry J., Orange Park	10/01/89
	Hood, Charles H., Palatka	10/01/91
	Jones, Edward E., Jr., Fernandina Beach	10/01/91
	McLean, Martyna H., Palm Coast	10/01/91
Withlacoochee Regional Planning Council, Region 5		
Appointees:	Andrews, A. D., Chiefland	10/01/91
	Gonzales, Robert J., Ocala	10/01/91
	Simmons, Guy, Center Hill	10/01/91
	Wilson, Joseph A., Ocala	10/01/89
East Central Florida Regional Planning Council, Region 6		
Appointees:	Boroughs, Thomas, Orlando	10/01/91
	Davis, Joel C., Kissimmee	10/01/91
	Futch, Howard E., Melbourne Beach	10/01/91
	Poole, Michael W., Winter Park	10/01/91
	Sheriff, F. A., Cocoa	10/01/91
	Wright, Ken, Longwood	10/01/89
Central Florida Regional Planning Council, Region 7		
Appointees:	Cross, Ernest E., Arcadia	10/01/91

Office and Appointment		For Term Ending
	Mosley, Madison M., Jr., Avon Park	10/01/91
Tampa Bay Regional Planning Council, Region 8		
Appointees:	Brasher, C. John, New Port Richey	10/01/91
	Merrill, Mark W., Tampa	10/01/91
	Roark, Thomas T., Tarpon Springs	10/01/91
	Wiggins, Betty P. Brown, Tampa	10/01/91
	Zschau, Julius J., Clearwater	10/01/91
Southwest Florida Regional Planning Council, Region 9		
Appointees:	Bennett, H. L., Lehigh Acres	10/01/91
	Currin, Russell A., Jr., Sarasota	10/01/90
	Hackett, Jack O. II, Punta Gorda	10/01/91
	Jones, K. S. "Butch", Clewiston	10/01/91
Treasure Coast Regional Planning Council, Region 10		
Appointees:	Bilancio, Joseph W., Boynton Beach	10/01/91
	Ferrari, Kenneth F., Stuart	10/01/91
	Goodman, Vincent R., Riviera Beach	10/01/91
	Kelly, Hugh P., Port St. Lucie	10/01/91
South Florida Regional Planning Council, Region 11		
Appointees:	McTigue, R. Emmett, Ft. Lauderdale	10/01/91
	Miller, H. Jay, Islamorada	10/01/91
	Rolle, Wellington, Miami	10/01/91
State Retirement Commission		
Appointees:	Braynon, Cora E., Ft. Lauderdale	12/31/91
	Coker, Donnie J., Ormond Beach	12/31/91
	Hilbert, Nancy S., Sefner	12/31/91
Board of Trustees of the John and Mable Ringling Museum of Art		
Appointees:	Becker, Barbara A., Belleair	11/05/92
	Grubbs, Elven J., Sarasota	11/05/92
	Haller, Mary Cathryn, Bradenton	11/05/92
Florida Seed Capital Board		
Appointees:	Massey, Stephen, Coral Gables	03/01/91
	Stach, J., Tampa	03/01/92
Unemployment Appeals Commission		
Appointee:	Harris, Charlie, Nobleton	06/30/92
Board of Veterinary Medicine		
Appointees:	Baron, Arthur, Orlando	08/01/89
	Marler, Robert P., Pensacola	08/01/89
Governing Board of the Northwest Florida Water Management District		
Appointees:	Dyar, Andre Crooke, Panama City	03/01/93
	Peterson, Ralph A., Pensacola	03/01/93
	Reppen, Phyllis, Panama City	03/01/93
	Roberts, Charles W., Hosford	03/01/93
Governing Board of the St. Johns River Water Management District		
Appointees:	Collins, J. Daniel, Jacksonville	03/01/93
	Fore, Merritt C., Jr., Ocala	03/01/93
	Steele, Val M., Indialantic	03/01/91
Governing Board of the South Florida Water Management District		
Appointees:	Adams, Ken, West Palm Beach	03/01/93
	Boyd, Valerie, Naples	03/01/93
	Nall, James E., West Palm Beach	03/01/93
Governing Board of the Southwest Florida Water Management District		
Appointees:	Black, Charles A., Crystal River	03/01/92
	Casper, Joseph S., Tampa	03/01/92
	Harrell, Roy G., Jr., St. Petersburg	03/01/92
	Updike, Samuel D., Lake Wales	03/01/92
Governing Board of the Suwannee River Water Management District		
Appointees:	Carver, John D., Jr., Archer	03/01/93
	Sawyer, D. Thomas, White Springs	03/01/91
	Thompson, Samuel L., Lake City	03/01/93
	Waring, M. H., Madison	03/01/89 03/01/93

Referred to the Committee on Executive Business.

Office and Appointment		For Term Ending
Executive Director of Department of Veteran's Affairs		
Appointee:	Peck, Earl G., St. Petersburg	Pleasure of Governor and Cabinet

Referred to the Committees on Community Affairs and Executive Business.

Office and Appointment		For Term Ending
Secretary of Professional Regulation		
Appointee:	Gonzalez, Lawrence A., Tallahassee	Pleasure of Governor

Referred to the Committees on Economic, Professional and Utility Regulation; and Executive Business.

Office and Appointment		For Term Ending
Secretary of Business Regulation		
Appointee:	MacNamara, Stephen R., Tallahassee	Pleasure of Governor

Referred to the Committees on Regulated Industries and Executive Business.

VETOED BILLS 1988 REGULAR SESSION

Honorable Jim Smith July 1, 1988
Secretary of State

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Committee Substitute for Senate Bills 34, 83, 657, 721, 847, 1029, and 1182, enacted by the Tenth Legislature of Florida under the Florida Constitution, 1968 Revision, during the Regular Session of 1988, and entitled:

An act relating to elections; amending s. 97.063, F.S.; modifying attesting witness requirements for registration of absent qualified electors overseas; amending s. 101.62, F.S.; providing for a mailing of first primary, second primary, and general elections ballots to absent qualified electors overseas; providing procedure for voting such ballots; providing a definition; amending s. 98.051, F.S.; authorizing supervisors of elections to provide for registration on holidays and legal holidays that occur on weekdays; revising the date for closing voter registration books under certain circumstances; amending s. 106.05, F.S.; excluding Saturdays from the calculation of time limits for deposit of campaign funds; amending s. 106.07, F.S.; prescribing when campaign treasurers' reports must be made; amending s. 106.021, F.S.; requiring candidates for other than statewide offices to file certain reports; amending s. 97.063, F.S.; deleting the requirement of completion of a separate form by an elector registering absentee in order to cancel a previous registration; amending s. 97.041, F.S.; revising qualifications for the preregistration of persons under 18 years of age to vote; amending s. 101.121, F.S.; providing certain restrictions on access to polling rooms; providing exceptions; amending s. 102.031, F.S.; prohibiting solicitation of voters within a specified distance of a polling place; providing exceptions; providing a definition of the term "solicit"; amending s. 99.097, F.S.; providing for the payment to supervisors of elections of the costs of verifying petition signatures to have an issue placed on the ballot; amending s. 101.72, F.S.; providing the supervisor of elections discretion in determining the number of voting booths needed in the county; amending s. 101.5609, F.S.; authorizing certain alternative procedures relating to absentee ballots; amending s. 98.211, F.S.; providing time limit within which supervisors must furnish copies of voter information; providing penalties; amending s. 97.091, F.S.; providing for registration at main office of supervisors of elections; amending s. 104.071, F.S.; authorizing a candidate to furnish complimentary tickets to his campaign fund raiser to other candidates; authorizing a candidate to give his own personal or business funds to another candidate under certain circumstances; providing a penalty; amending s. 106.08, F.S.; modifying provisions relating to limitations on contributions, for which there are penalties; providing that a candidate may purchase tickets or admission to political events sponsored by or advertisements from a

religious, civic, or charitable group; repealing s. 99.021(1)(b)2., F.S.; amending s. 106.011, F.S.; specifying exclusions from the definitions of contribution; amending s. 106.142, F.S.; modifying the definition of political advertisement; amending s. 106.143, F.S.; revising requirements relating to political advertisements; amending s. 106.144, F.S.; providing that certain groups and organizations which intend to oppose a candidate by means of political advertisement must file a statement containing specified information; amending s. 106.04(5), F.S., relating to contributions by committees of continuous existence; creating s. 106.04(8)(d), F.S., relating to fines for late reports; providing effective dates.

This bill would revise the Florida Election Code, Chapters 97 through 106, Florida Statutes. It includes new provisions for mailing absentee ballots to overseas electors, allowing voters to register on some legal holidays, changing the time limit within which campaign funds received by a campaign treasurer must be deposited and within which campaign reports must be filed, and requiring candidates other than statewide candidates to file the name and address of their campaign treasurers with the supervisor of elections.

The bill would also require the supervisor of elections to provide information from the registration books in a fair and impartial manner, subject to a felony penalty. It would require the state to reimburse the county for the cost of petition signature verifications each time a person or organization desires to place an issue on the ballot but is unable to pay for it. It would allow a waiver of the penalty for late filing by a committee of continuous existence, and would repeal a portion of the loyalty oath which prohibits a person from being a candidate of another party within 6 months of the general election. Finally, the bill would require that persons not waiting in line to vote remain 50 feet from the polling place.

While I recognize that the bill contains many needed changes, I am concerned with several provisions of this bill. It is my hope that the Legislature will readdress the subject matter of this bill making the appropriate changes in the sections which persuaded me to veto this bill as discussed herein.

Section 14, provides that a supervisor of elections must provide certain information in a manner which is fair and impartial. Further, any supervisor of elections who hinders or delays the receipt of such information to the benefit of another, is guilty of a felony. The terms "fair and impartial" and "hinders or delays," are so vague as to give me grave concerns that the language is unconstitutionally overbroad. An elected county officer should not be subject to a felony penalty for failure to faithfully discharge his duties. Instead, his conduct should be measured by the standard for misfeasance or malfeasance that is applicable to all public officers under the Florida Constitution.

Section 18 repeals a portion of the loyalty oath which prevents candidates from changing party affiliation within 6 months of the general election. This amendment was introduced in the mistaken belief that section 99.021(1)(b), Florida Statutes, had been declared unconstitutional. In fact, the six months prohibition was expressly held constitutional in *Polly v. Navarro*, 457 So.2d 1130 (Fla. 4th DCA 1984); See *Storer v. Brown*, 415 U.S. 724 (1974) (California one year prohibition held constitutional). The constitutionality of section 99.021(1)(b), Florida Statutes, was not affected by the Federal District Court's decision in *Broward County Republican Party v. Polly*, No. 84-6823 (S.D. Fla. 1984). In the federal case, this section was declared unconstitutional *only* as applied to its attempted enforcement at a point in the electoral process which would disenfranchise any voter. Therefore, the section is still valid, and should not be repealed.

Finally, sections 9 and 10 seek to amend two sections of the statutes that require persons not voting from coming within 50 feet from the polling place. These requirements were recently held to be arbitrary in application and unconstitutional. *News-Press Publishing Co. v. Firestone*, 13 FLW 1085 (Fla. 2d DCA May 6, 1988). The amendments attempt to remove the arbitrariness in the statutes. However, since they will not take effect until January 1, 1989, they will not correct the problem in time for the upcoming primary and general elections. The Legislature may be able to more completely address the issue in November at its organizational session. Furthermore, the requirements were only recently ruled unconstitutional. Accordingly, these amendments are not immediately necessary.

For the above reasons, I am withholding my approval of Committee Substitute for Senate Bills 34, 83, 657, 721, 849, 1029, and 1182, Regular Session of the Legislature, commencing on April 5, 1988, and do hereby veto the same.

Sincerely,
Bob Martinez
Governor

Honorable Jim Smith July 1, 1988
Secretary of State

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Senate Bill 68, enacted by the Tenth Legislature of Florida under the Florida Constitution, 1968 Revision, during the Regular Session of 1988, and entitled:

An act for the relief of John G. Harkovitch, individually and as guardian of the property of Scott A. Harkovitch and Kelly E. Harkovitch, Scott A. Harkovitch, a minor, and Kelly E. Harkovitch, a minor; providing an appropriation to compensate them for the death of Marsha Harkovitch, their wife and mother, respectively, whose death resulted from the negligence of the Department of Transportation; providing an effective date.

The bill directs the Department of Transportation (DOT) to pay Scott A. and Kelly E. Harkovitch each the sum of $150,000 as compensation for the death of Marsha Harkovitch attributed to failure to maintain a highway shoulder on Okeechobee Road in Palm Beach County. Specifically, the driver of the automobile in which Marsha Harkovitch was a passenger lost control of the vehicle during an emergency maneuver to avoid hitting a dog, ran off the edge of the pavement which dropped three to five inches to the shoulder, resulting in the vehicle colliding with a stone bridge.

I feel that no valid public policy would be served by paying this claim. The doctrine of sovereign immunity has as one of its purposes the protection of the public treasury from widespread private damage claims such as this. Section 768.28, Florida Statutes, waives sovereign immunity to the extent of $200,000 if the state is found negligent. The DOT already has paid the statutory cap.

The interests of the state are best served if the Legislature does not pay excess judgements in the absence of either active negligence on the part of the state or its failure to correct an obvious and unusual hazard. The DOT indicates that the road shoulder was in a condition commonly found along Florida highways. Thus, neither of these circumstances is present here. The state has only a duty to maintain the public highways in a reasonably safe condition. I feel that the DOT has performed its duty and, to the extent that it was negligent, has adequately compensated the family of Marsha Harkovitch.

For the above reasons, I am withholding my approval of Senate Bill 68, Regular Session of the Legislature, commencing on April 5, 1988, and do hereby veto the same.

Sincerely,
Bob Martinez
Governor

Honorable Jim Smith July 1, 1988
Secretary of State

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Senate Bill 173, enacted by the Tenth Legislature of Florida under the Florida Constitution, 1968 Revision, during the Regular Session of 1988, and entitled:

An act relating to motor vehicle towing; amending s. 125.0103, F.S.; authorizing local governments to regulate rates with respect to the towing of vehicles from private property; amending s. 166.043, F.S.; including the towing of vehicles from private property within a group of rate areas where a local government may enact public service rates; providing legislative intent; creating s. 320.901, F.S.; providing defini-

tions; creating s. 320.902, F.S.; requiring tow truck operators to obtain a certificate of authority; creating s. 320.903, F.S.; providing for application; creating s. 320.904, F.S.; providing for application and renewal fees; creating s. 320.905, F.S.; providing for the denial, suspension, or revocation of a certificate of authority; creating s. 320.908, F.S.; providing a penalty; creating s. 320.911, F.S.; providing for reimbursement; amending s. 715.05, F.S.; providing for the reporting of certain unclaimed vehicles; amending s. 715.07, F.S.; prohibiting towing or removing companies from charging extra fees because a towed vehicle is illegally parked on private property; providing for towing or removal rate regulation; amending s. 713.78, F.S.; decreasing the number of days which a vehicle may be stored and unclaimed; providing for the disposition of unclaimed vehicles; providing an effective date.

This bill provides for increased regulation of tow truck owners/lessees by allowing local governments to set rates for the towing of vehicles from private property, and by requiring the Florida Department of Highway Safety and Motor Vehicles to register tow truck owners and lessees and issue certificates of authority to such tow truck owners and lessees. Additionally, this bill requires all such registered tow truck owners and lessees to maintain an office which is open and accessible to the public during normal working hours, and requires that the location from which the tow truck owner or lessee intends to conduct its business contain facilities of adequate size for the temporary and secure storage of motor vehicles under its custody and control. The bill establishes procedures for the registration, denial, suspension, and revocation of certificates of authority, and establishes penalties for violations. This bill also provides reimbursement procedures for the towing of derelict vehicles. There are no further requirements that the Florida Department of Highway Safety and Motor Vehicles investigate consumer complaints, complaints concerning uncertified operators, inspect the records or facilities of registered owners/lessees, or verify any information contained in the applications for certification.

I am concerned that the increased regulation proposed in this bill will place an unfair economic burden upon the many small tow truck owner/lessee concerns and will ultimately raise the cost of emergency road services to the consumers of this state. The requirement that certain office hours be kept and that adequate sized facilities be maintained for the secure storage of towed vehicles has an unfair and undue economic burden on the small business concerns engaged in the towing of motor vehicles.

Finally, there does not appear to be any valid public purpose to be served by giving the Department of Highway Safety and Motor Vehicles the authority to register tow truck owners/lessees but without giving that department the responsibility of investigating complaints against such registered owners/lessees. When coupled with the high registration fee of $250 per application, this bill appears to have the subtle effect of favoring those owners/lessees who can easily comply with the special requirements of office hours accessibility and secure adequate facilities, who will also then be relatively free from investigation or verification.

For the above reasons, I am withholding my approval of Senate Bill 173, Regular Session of the Legislature, commencing on April 5, 1988, and do hereby veto the same.

Sincerely,
Bob Martinez
Governor

Honorable Jim Smith July 1, 1988
Secretary of State

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Senate Bill 180, enacted by the Tenth Legislature of Florida under the Florida Constitution, 1968 Revision, during the Regular Session of 1988, and entitled:

An act for the relief of Gerard Clearwater and Denise Clearwater; directing the North Broward Hospital District to compensate them for the death of Ryan Patrick Clearwater as a result of the negligence of the North Broward Hospital District, d/b/a Broward General Medical Center; providing an effective date.

This bill directs the North Broward Hospital District to pay the sum of $355,840.70 to Gerard and Denise Clearwater to compensate them for the death of their son, Ryan Patrick Clearwater. The infant's death occurred as a result of the negligence of Broward General Medical Center. The physician on duty on the morning of December 23, 1980, sent pregnant Denise Clearwater home after erroneously determining that she was not in labor. Consequently, the infant was born at home where he did not have access to suction equipment and, as a result, sustained severe brain damage from lack of oxygen and died about one month later.

For three reasons, I feel that the interests of the state are not served by paying this claim. First, all of the Clearwaters' actual damages, $35,137.25 in medical bills, have been paid by the Hospital District. Second, the Clearwaters have also received $100,000.00 in partial satisfaction of the pain and suffering judgement. This payment represents the statutory maximum allowed by the state's partial waiver of sovereign immunity under section 768.28, Florida Statutes. Finally, no public purpose is served by making excess claim payments based solely on often-indeterminable noneconomic damages.

For the above reasons, I am withholding my approval of Senate Bill 180, Regular Session of the Legislature, commencing on April 5, 1988, and do hereby veto the same.

Sincerely,
Bob Martinez
Governor

Honorable Jim Smith July 1, 1988
Secretary of State

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Senate Bill 181, enacted by the Tenth Legislature of Florida under the Florida Constitution, 1968 Revision, during the Regular Session of 1988, and entitled:

An act for the relief of Brent R. Eldred, a minor; directing the North Broward Hospital District to compensate him for injuries he sustained as a result of the negligence of the North Broward Hospital District, d/b/a Broward General Medical Center; providing an effective date.

This bill directs the North Broward Hospital District to make a cash payment of $700,000 for the relief of Brent R. Eldred, a minor. Brent apparently contracted meningitis as a result of the lack of antiseptic practices employed in the nursery of the Broward General Medical Center after his birth on December 11, 1977. It is predicted that he will never be able to obtain his full potential because of the damage to his brain.

The Senate Special Master proposed a structured settlement which would have provided a lifelong support package to the injured child. The initial cost to the District would have been $584,000. However, the bill was amended on recommendation of the Senate Committee on Finance, Taxation and Claims to provide the $700,000 cash payment. This was apparently done at the request of Brent's attorney, who would substantially benefit from the change.

I am concerned that the bill provides for a substantially greater amount than the Special Master recommended. The purpose of having claims bills heard by the Master is to allow him to weigh the equities in each situation. I feel that the Master's settlement represented an equitable balancing of the state's interests of an injured child. Accordingly, I invite Brent R. Eldred to file a claim during the next Legislative session. However, I believe that the $700,000 cash payment provided for in this bill is excessive.

For the above reasons, I am withholding my approval of Senate Bill 181, Regular Session of the Legislature, commencing on April 5, 1988, and do hereby veto the same.

Sincerely,
Bob Martinez
Governor

Honorable Jim Smith July 1, 1988
Secretary of State

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Committee Substitute for Senate Bill 359, enacted by the Tenth Legislature of Florida under the Florida Constitution, 1968 Revision, during the Regular Session of 1988, and entitled:

An act relating to law enforcement officers retirement awards; amending s. 110.123, F.S., providing for the payment of certain premiums for state group health insurance with respect to the surviving spouse of a law enforcement or correctional officer killed in the line of duty; providing for the payment of premiums with respect to certain children; amending s. 112.19, F.S., providing an additional death benefit with respect to certain law enforcement officers or correctional officers killed in the line of duty; amending s. 112.193, F.S.; providing definitions; providing that employers may provide law enforcement officers with certain benefits upon retirement; providing an effective date.

Committee Substitute for Senate Bill 359 provides health insurance at no cost to the families of law enforcement officers killed in the line of duty. Additionally, it provides funds for funeral expenses for such officers.

My concern with Committee Substitute for Senate Bill 359 is not that I am against providing health benefits to families of officers killed by the lawlessness of others, but that the bill as written extends coverage for officers' deaths which occur by accidental means. Currently under the contract negotiated by collective bargaining with the Police Benevolent Association, health benefits *are* provided to the families of officers who died at the hands of a criminal. This bill would provide benefits to law enforcement officers which are not allowed to other public employees. If a state employee and a law enforcement officer both die in an accident while on duty, only the family of the officer would receive these benefits under the provisions of this bill. The benefits provided to State employees, including law enforcement officers, should be collectively bargained so that all classes of employees have a voice in the process.

For the above reasons, I am withholding my approval of Committee Substitute for Senate Bill 359, Regular Session of the Legislature, commencing on April 5, 1988, and do hereby veto the same.

Sincerely,
Bob Martinez
Governor

Honorable Jim Smith July 1, 1988
Secretary of State

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Committee Substitute for Senate Bill 786, enacted by the Tenth Legislature of Florida under the Florida Constitution, 1968 Revision, during the Regular Session of 1988, and entitled:

An act relating to horseracing; amending s. 550.16, F.S.; providing that certain permitholders may withhold an additional percentage of the handle of certain races for capital improvements or to reduce capital improvement debts under certain circumstances; providing for an audit; providing for repeal; amending s. 550.09, Florida Statutes; providing for a surtax on additional takeout; providing an effective date.

Committee Substitute for Senate Bill 786 provides that pari-mutuel permitholders may withhold an additional two percent on "exotic" wagering such as the daily double, perfecta, or trifecta, so that they may finance capital improvements.

Under the current statutory provisions, pari-mutuel permitholders may already retain up to 20 percent of the total amount received from "exotic" wagering. Allowing an additional two percent is contrary to the interest of the public, and no compelling public service is being performed.

For the above reasons, I am withholding my approval of Committee Substitute for Senate Bill 786, Regular Session of the Legislature, commencing on April 5, 1988, and do hereby veto the same.

Sincerely,
Bob Martinez
Governor

Honorable Jim Smith July 1, 1988
Secretary of State

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Committee Substitute for Senate Bill 874, enacted by the Tenth Legislature of Florida under the Florida Constitution, 1968 Revision, during the Regular Session of 1988, and entitled:

An act relating to the judicial review of certain decisions of state agencies; amending s. 120.68, F.S.; deleting a provision that the court must grant, as a matter of right, a stay of enforcement of a state agency decision to revoke or suspend a license pending judicial review; providing an effective date.

Committee Substitute for Senate Bill 874 provides that upon filing a petition to appeal an agency's decision to suspend or revoke a license, that license is automatically reinstated unless the agency can demonstrate that such reinstatement would be unduly dangerous to the public.

This bill accomplishes a laudable purpose in a way which can be utilized by an unscrupulous practitioner to the detriment of the public. Filing a petition to appeal a suspension reinstates the license back to the day it was suspended. Since a person has 30 days to decide whether to appeal, an unethical practitioner can continue to practice knowing that on the 29th day after suspension, he can file the petition which reinstates the license back to the first day of suspension.

For the above reasons, I am withholding my approval of Committee Substitute for Senate Bill 874, Regular Session of the Legislature, commencing on April 5, 1988, and do hereby veto the same.

Sincerely,
Bob Martinez
Governor

The bills, together with the Governor's objections thereto, were referred to the Committee on Rules and Calendar.

VETOED BILL 1988 SPECIAL SESSION F

Honorable Jim Smith June 29, 1988
Secretary of State
The Capitol
Tallahassee, Florida 32399-0001

Dear Mr. Secretary:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval of portions of Senate Bill 1-F, enacted by the Tenth Legislature of Florida under the Florida Constitution, 1968 Revision, during the Special Session F of 1988, and entitled:

"An act making appropriations; providing moneys for the annual period beginning July 1, 1988, and ending June 30, 1989, to pay salaries, other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date."

I have reviewed Senate Bill 1-F, the General Appropriations Act, and am happy to report that it accomplishes a great deal for the people of Florida, present and future. Most of the fiscal priorities I outlined in my recommended 1988-89 budget have been met without a general tax increase.

In my inaugural address almost 19 months ago, I spoke of the need to realize that unlimited good intentions must yield to the reality of what can be accomplished, that our state must make hard choices about its goals and then concentrate our efforts on achieving those specific goals. The spending plan I proposed reflected those hard choices and carefully chosen priorities, and I believe the budget returned to me by the Legislature addresses most of those priorities.

However, I am forced to say that in some instances appropriations were made based on the force of narrow legislative interest rather than on objective priorities. When I spoke in my budget veto message last year of establishing meaningful, objective criteria for determining spending priorities, I had hoped we could develop a way to fund the state's most urgent priorities; unfortunately, there is still much work to be done to reach that important goal.

Last year I identified $140.5 million in items that I believed warranted a veto. Despite attempts at budget reform, this year I have identified a total of $150.2 million that must be vetoed in order to maintain the integrity of the budget process.

In many instances, the projects and programs I am vetoing are worthwhile. However, at a time when the people of Florida are demanding the maximum use of existing resources, state government cannot justify these items as reflecting its highest priorities. We cannot be certain they reflect the best use of state funds unless they are appropriated through an objective selection process.

If Florida is to have a well-reasoned, comprehensive budget year after year, that budget must reflect priorities based on specific criteria and be reviewed by the appropriate agencies of state government. Instead, this year aviation grants and road construction projects were funded in conflict with the 5-year transportation plan; public school, college and university construction projects were funded without ever being reviewed by the appropriate Education agencies; water, wastewater and coastal protection expenditures were designated without regard to the priorities of the Department of Environmental Regulation, Department of Natural Resources, or other agencies; and numerous projects were funded through the State Infrastructure Fund even though they did not address the essential infrastructure needs of our state.

In announcing my vetoes last year, I also announced that the legislative leadership had agreed with me to develop guidelines for evaluating projects in a more systematic way to avoid arbitrary appropriation of state funds. Through this veto message, I again call on the Legislature to stick to the priorities. It is the only way the people of Florida can be sure their money is being used to its best purpose.

I hereby forward to you this veto message detailing those items in the legislative budget from which I withhold my support.

Please note that the official copy of the General Appropriations Act sent for my approval appears to have been a compilation of two different bills. Specific Appropriation 1378 on page 229 through Specific Appropriation 1432 on page 236 are repeated on pages 237 through 246. Therefore, I have vetoed the duplicate appropriations on pages 237 through 246.

The following are individual appropriations that I hereby veto:

Specific Appropriation 1A on page 1 and associated proviso language on pages 359 and 360 appropriating $340,224 from the General Revenue Fund and $44,744 from Trust Funds for 5.5 percent discretionary increases for selected legal positions in the Office of the Attorney General is hereby vetoed. These increases are in addition to the 4.5 percent discretionary pay increase provided for all SES classes. This additional increase was not requested through the Department of Administration, which is responsible for the maintenance of and recommendations for adjustments to this pay plan. This uncoordinated approach to maintaining a competitive pay plan is not a sound management practice.

```
"1A   Lump Sum
      Attorney General's Staff Pay Adjustment
       From General Revenue Fund          340,224
       From Trust Funds                    44,744"
```

"The Attorney General is authorized to exceed the maximum of the pay grade for up to eight Assistant Attorney General positions.

Funds are provided in Specific Appropriation 1A for an overall average five and one-half percent (5.5%) increase in June 30, 1988 base salaries, for selected legal positions in the Attorney General's Office, to be distributed at the discretion of the Attorney General. The effective date of any salary adjustment given in accordance with this provision shall be July 1, 1988."

Specific Appropriation 50A on page 8 appropriating six (6) positions and $364,757 from the General Revenue Fund to provide additional hearing officers for workload increases of the Division of Administrative Hearings is hereby vetoed. These positions and funds were initially authorized to hear Sales Tax on Services cases and were continued by the 1988 Legislature for general workload increases. No justification or other information related to workload increases was provided in support of these additional positions.

```
"50A  Lump Sum
      Sales and Use Tax Revision
                                          Positions 6
       From General Revenue Fund             364,757"
```

The following projects included in Specific Appropriation 59 on page 9 are hereby vetoed: $115,000 from the General Revenue Fund for a Water Hyacinth Study - Cattle Feed, and $162,000 from the General Revenue Fund for a Water Hyacinth Study - Rabbit Food. These items were not included in the Department of Agriculture's agency request and there is no demonstrated need for such studies.

The portion of Specific Appropriation 118 on page 15 appropriating $500,000 from the General Revenue Fund for BlackWater River State Forest Road maintenance is hereby vetoed. The Governor's recommended budget did not include funding for this project and it does not appear to be necessary.

Specific Appropriation 211A on page 23 appropriating $3,000,000 from the State Infrastructure Fund for the establishment of a Trade and Convention Center is hereby vetoed. There is no statewide public benefit to justify funding this item. In addition, Specific Appropriation 211A does not separately identify in the General Appropriations Act the defined location of the project, as required by Section 216.175, Florida Statutes.

```
"211A  Aid to Local Governments
       Grants and Aids-Trade and Convention
        Center
        From State Infrastructure Fund     3,000,000"
```

Specific Appropriation 211B on page 23 appropriating $150,000 from the State Infrastructure Fund to develop an industrial park is hereby vetoed. There is no statewide public benefit to justify funding this item. In addition, Specific Appropriation 211B does not separately identify in the General Appropriations Act the defined location of the project, as required by Section 216.175, Florida Statutes.

```
"211B  Aid to Local Governments
       Grants and Aids-Industrial Park
        From State Infrastructure Fund       150,000"
```

Specific Appropriation 211C and associated proviso language on page 23 appropriating $35,000 from the General Revenue Fund to conduct a feasibility study regarding the establishment of a Center for Self-Help at the University of West Florida is hereby vetoed. Funding for such a study was not requested by the Department of Commerce or the Department of Education. The need to establish such a center should be evaluated through the normal program planning and evaluation processes within the Department of Commerce. Funding for a program at a state educational institution should be made within the appropriate budget entity in the Department of Education.

```
"211C  Aid to Local Governments
       Grants and Aids-Self-Help Program
        From General Revenue Fund             35,000
```

Funds in Specific Appropriation 211C shall be advanced to the University of West Florida, Small Business Development School, for a feasibility study regarding the establishment of a Center for Self-Help Program in Escambia County."

Specific Appropriation 211D on page 23 appropriating $250,000 from the General Revenue Fund for the establishment of an African and Caribbean Affairs Institute at Florida A & M University is hereby vetoed. This item was not requested by the Department of Commerce. The need for such a program should be evaluated by the State University System and requests to fund such programs should be contained in the budget of the Department of Education.

```
"211D  Aid to Local Governments
       Grants and Aids-Florida Institute for
```

African and Caribbean Affairs
From General Revenue Fund 250,000"

Specific Appropriation 212C on page 24 appropriating $5,000 from the General Revenue Fund to study the economic benefits of establishing a historic railroad between High Springs and Branford is hereby vetoed. There is no statewide public benefit to justify funding this item.

"212C Special Categories
Grants and Aids-High Springs to Branford Rail Feasibility Study
From General Revenue Fund 5,000"

Specific Appropriation 212D and associated proviso language on page 24 appropriating $150,000 from the General Revenue Fund for revitalization projects in the Opa-Locka Central Business District is hereby vetoed. This appropriation circumvents the normal process for funding such projects. A request to fund such projects should be made in the budget of the Department of State.

"212D Special Categories
Grants and Aids-Dade Heritage Trust
From General Revenue Fund 150,000

Funds in Specific Appropriation 212D shall be advanced to Dade Heritage Trust for revitalization of the Opa Locka Central Business District to promote economic growth and development of the community."

Specific Appropriation 213A on page 24 appropriating $100,000 from the State Infrastructure Fund to be used for alternative fuel research at the Florida Institute of Technology in Melbourne is hereby vetoed. The need for such a program should be evaluated by the Governor's Energy Office in light of the research programs being conducted by the State University System.

"213A Special Categories
Grants and Aids-Fuels Research-Florida Institute of Technology
From State Infrastructure Fund 100,000"

Specific Appropriation 213C on page 25 appropriating $50,000 from the General Revenue Fund for a international trade program is hereby vetoed. The Department of Commerce already receives promotional money for this activity. Decisions regarding the distribution of promotional money should be made by the department after an analysis of statewide needs.

"213C Special Categories
Grants and Aids - International Trade Program
From General Revenue Fund 50,000"

Specific Appropriation 213D on page 25 appropriating $100,000 from the State Infrastructure Fund for the West Perrine Community Development Corporation is hereby vetoed. This appropriation circumvents the normal process for funding such projects. The need for such a facility should be evaluated by the Department of Health and Rehabilitative Services and a request to fund such projects should be made in an appropriate budget entity. In addition, Specific Appropriation 213D does not separately identify in the General Appropriations Act the project or activity, as required by Section 216.175, Florida Statutes.

"213D Special Categories
Grants and Aids-West Perrine Community Development Corporation
From State Infrastructure Fund 100,000"

Specific Appropriation 214A on page 25 appropriating $90,000 from the General Revenue Fund to the Genesis Foundation, Inc. for the renovation of the 6th Street Train Depot in Gainesville is hereby vetoed. There is no statewide public benefit to justify funding this item.

"214A Special Categories
Grants and Aids - Genesis Incubator Business Plan
From General Revenue Fund 90,000"

Specific Appropriation 214B on page 25 appropriating $18,000 from the General Revenue Fund to the Genesis Foundation, Inc. for an access road in Holmes County is hereby vetoed. There is no statewide public benefit to justify funding this item.

"214B Special Categories
Grants and Aids - Industrial Development Project - Bay County
From General Revenue Fund 18,000"

Specific Appropriation 214D on page 25 appropriating $75,000 from the General Revenue Fund for export missions, trade shows, and seminars promoting Jacksonville to foreign traders is hereby vetoed. The Department of Commerce conducts extensive trade promotion programs from which statewide benefits are derived. This appropriation was not requested by the department.

"214D Special Categories
Grants and Aids - Jacksonville World Trade Center
From General Revenue Fund 75,000"

Specific Appropriation 215E and associated proviso language on pages 26 and 27 appropriating $150,000 from the General Revenue Fund to the Tacocly Economic Development Corporation for its participation in a Caribbean festival in Miami is hereby vetoed. There are many local festivals held in Florida each year which are successfully operated without state funding for activities and exhibits. There is no statewide public benefit to justify support for any particular portion of the festival's operation.

"215E Special Categories
Grants and Aids-Tacocly Economic Development Corporation-Caribbean Festival
From General Revenue Fund 150,000

Funds in Specific Appropriation 215E shall be used by the City of Miami's Community Development Department for the purpose of providing exhibits highlighting economic relations with Caribbean countries and focusing upon cooperative efforts between these countries and the State of Florida."

Specific Appropriation 215G and associated proviso language on page 27 appropriating $100,000 from the General Revenue Fund to promote the 1989 American Bus Association Annual Convention in Orlando is hereby vetoed. There are many conventions held in Florida each year that are successfully operated without the support of state funds. There is no statewide public benefit to justify funding activities related to this particular convention.

"215G Special Categories
Grants and Aids-Orlando/Orange County Convention and Visitors Bureau, Incorporated
From General Revenue Fund 100,000

Funds in Specific Appropriation 215G shall be advanced to the Orlando/Orange County Convention and Visitors Bureau, Inc. for promotion of the 1989 American Bus Association Annual Convention in Orlando."

Specific Appropriation 236B on page 29 appropriating $25,000 from the General Revenue Fund for the Florida Rural Water Association is hereby vetoed. This is a non-profit organization that provides technical assistance to help small local governments improve their water systems. If there is a statewide need for this type of activity, the responsible state agency shall analyze the need for this assistance and, if warranted, develop a program through which to fund appropriate activities. This appropriation is outside of the normal appropriations process that includes an analysis of program need.

"236B Special Categories

```
Grants and Aids-Florida Rural Water
 Association
 From General Revenue Fund                25,000"
```

Specific Appropriation 248A on page 30 appropriating $4,200 from the General Revenue Fund for Dixie County Civil Defense Telephone Expenses is hereby vetoed. While the state provided installation of the National Attack Warning Alert System in all counties, it has not assumed the function of paying recurring expenses for the system. Therefore, it is inappropriate to pay these expenses for only one county.

```
"248A   Aid to Local Governments
        Grants and Aids-Dixie County Civil
         Defense Telephone Expenses
         From General Revenue Fund                4,200"
```

Specific Appropriation 256A on page 32 appropriating $3,250,000 from the State Infrastructure Fund for wastewater system projects is hereby vetoed. The Legislature has funded the Department of Environmental Regulation Wastewater Treatment Plant Revolving Loan program for fiscal year 1988-89, which could fund some of these projects, and the Federal Farmers Home Administration is also a source of funds for these types of projects. If local governments are unable to repay loans for these types of projects, perhaps the need for a statewide grant program should be explored. Additionally, these types of projects are normally overseen by the Department of Environmental Regulation, and this appropriation through the Department of Community Affairs circumvents the normal appropriations process. In addition, Specific Appropriation 256A does not separately identify in the General Appropriations Act each project or activity with its defined location, as required by Section 216.175, Florida Statutes.

```
"256A   Aid to Local Governments
        Grants and Aids-Wastewater System
         Projects
         From State Infrastructure Fund       3,250,000"
```

Specific Appropriation 256B and the associated proviso language on page 32 appropriating $87,500 from the General Revenue Fund for Florida State University's Center for Employment Relations and Law is hereby vetoed. Current funding for the Center's activities is provided through the Board of Regents; therefore, this appropriation through the Department of Community Affairs circumvents the normal appropriations process.

```
"256B   Aid to Local Governments
        Grants and Aids-Center for Employment
         Relations and Law-Florida State
         University
         From General Revenue Fund                87,500
```

Funds provided in Specific Appropriation 256B shall be transferred to the Grants and Donations Trust Fund of the Florida State University for mission-oriented research, training, and technical assistance by the Center for Employment Relations and Law. These funds may be advanced in part or in total."

Specific Appropriation 267A and the associated proviso language on page 35 appropriating $75,000 from the General Revenue Fund for conducting a crime prevention study is hereby vetoed. This appropriation is outside of the normal appropriations process which would have included an analysis of the need for the study. Furthermore, the Department of Community Affairs did not request any funds for this study.

```
"267A   Lump Sum
        Crime Prevention
         From General Revenue Fund                75,000
```

Funds in Specific Appropriation 267A shall be used to conduct a study of existing laws and ordinances, existing and potential crime prevention techniques and measures applicable to businesses engaged in the sale of convenience items, food or motor fuel at retail. Restaurants, supermarkets and service stations are not within the scope of this study. Representation in the study shall include, but not be limited to, individual retailers, law enforcement personnel, local government, and appropriate trade associations."

Specific Appropriation 268A on page 35 appropriating $125,000 from the State Infrastructure Fund for a food warehouse project in Brevard County is hereby vetoed. There is no statewide public benefit to justify funding this item which was not requested by the Department of Community Affairs. In addition, Specific Appropriation 268A does not separately identify in the General Appropriations Act the defined location of the project, as required by Section 216.175, Florida Statutes.

```
"268A   Special Categories
        Grants and Aids-Food Warehouse Project
         From State Infrastructure Fund           125,000"
```

Specific Appropriation 268B on page 35 appropriating $57,000 from the General Revenue Fund for the Jacksonville Minority Business Enterprise Set Aside Program's disparity study is hereby vetoed. There is no statewide public benefit to justify funding this study.

```
"268B   Special Categories
        Grants and Aids-Jacksonville Minority
         Business Enterprise Set Aside Program
         From General Revenue Fund                57,000"
```

Specific Appropriation 268C on page 35 appropriating $25,000 from the General Revenue Fund for the Brownsville Improvement Association to conduct a security needs assessment is hereby vetoed. This appropriation is outside of the normal appropriations process which would have included an analysis of the need for the study. There is no statewide benefit to justify providing state funds for this item.

```
"268C   Special Categories
        Brownsville Improvement Association
         From General Revenue Fund                25,000"
```

Specific Appropriation 268D on page 35 appropriating $110,000 from the General Revenue Fund for the National Association for Crime Prevention is hereby vetoed. This appropriation circumvents the normal appropriations process, and was not requested by the Department of Community Affairs. Sufficient information has not been provided to properly evaluate this project or determine what benefits would accrue to the state if this item were funded.

```
"268D   Special Categories
        Grants and Aids-National Association for
         Crime Prevention
         From General Revenue Fund               110,000"
```

Proviso language following Specific Appropriation 275A on page 36 providing $300,000 from the State Infrastructure Fund and seven positions for the University of Florida for the Institute on Affordable Housing is hereby vetoed. This appropriation represents an inappropriate use of state funds in that recurring staffing costs to establish a research center are not an appropriate use of the State Infrastructure Fund.

"...and $300,000 and seven positions for the University of Florida for the Institute on Affordable Housing."

Proviso language following Specific Appropriation 324 on page 43 is hereby vetoed. This is not an efficient use of state funds because probation and restitution centers are the most costly alternative to incarceration. The per diem cost is approximately six times that of Community Control.

"From General Revenue Funds in Specific Appropriations 320, 322, 323, and 324, twenty-three (23) positions and $356,155, $291,260, $80,046, and $79,826, respectively, are to expand the probation and restitution center in Tallahassee and add one additional probation and restitution center."

Specific Appropriation 335B on page 47 appropriating $250,000 from the General Revenue Fund for a student exchange is hereby vetoed. This category provides for a Florida postsecondary cultural exchange for one semester with Latin-American and Caribbean Basin countries, to be administered through Florida International University. This item was not requested by the Department of Education and sufficient information has not been provided for assessment of the need for such a program and its potential benefit to the state.

"335B Special Categories
Grants and Aids - Student Exchange
From General Revenue Fund 250,000"

Specific Appropriation 426R and associated proviso language on page 66 appropriating $1,834,551 from the General Revenue Fund to Nova University is hereby vetoed. This item is not included in the Comprehensive University Presence Plan for Southeast Florida as adopted by the Board of Regents, nor has this institution's program been reviewed by the Post Secondary Education Planning Commission. Sufficient information has not been provided to properly evaluate this item or determine what benefits would accrue to the state if it were funded.

"426R Special Categories
Nova University - Undergraduate Program
From General Revenue Fund 1,834,551

Funds provided in Specific Appropriation 426R are for no more than 300 FTE students at a rate of $3,500 per Florida resident. Eligibility shall be based on the residency requirements stipulated in Chapter 240.1201, Florida Statutes. Funds are also provided, $784,551, for renovating and equipping seven laboratories."

Proviso language following Specific Appropriation 451 on page 80 is hereby vetoed. This proviso duplicates an appropriation for the same program in Specific Appropriation 455.

"Of the funds provided in Specific Appropriation 451, $150,000 is for SED NET in Orange County."

Specific Appropriation 452A on page 80 appropriating $75,000 from the General Revenue Fund for the Children's Museum in Dade County is hereby vetoed. This item was not requested by the Department of Education and sufficient justification has not been provided to properly evaluate this item or determine what benefits would accrue to the state if it were funded.

"452A Special Categories
Children's Museum - Dade County
From General Revenue Fund 75,000"

The following project included in Specific Appropriation 455 on page 80 is hereby vetoed: $503,482 from the Educational Enhancement Trust Fund for dropout prevention programs. Programs for these funds are not identified in the General Appropriations Act.

Portions of the proviso language following Specific Appropriation 455 on pages 81 and 82 are hereby vetoed. These projects were not requested by the Department of Education nor were they selected based on need or benefit to the state.

"1. $68,000 is for the Centro Mater Program in Dade County

2. $100,000 for the Sylvan/Coach program in Hillsborough County"
"Of this amount, $40,000 shall be used for a dropout prevention study by the Duval County School Board"

"5. $100,000 is for dropout prevention in SER-Jobs For Progress

6. $105,000 is for the Clear Choices project in Hillsborough County

7. $5,000 is for Palatka High School for dropout prevention

8. $25,000 is to the middle grades dropout prevention program in Volusia County

9. $18,000 is for a Collier County Early Intervention Project

10. $50,000 is to the San Juan Day Care Project in Dade County

11. $25,000 is for the middle grades vocational preparation program in Volusia County

12. $5,000 is to Gainesville Eastside High School for dropout prevention

13. $50,000 is for dropout prevention in Palm Beach County

14. $50,000 is to Cocoa High School for dropout prevention

15. $150,000 is provided for the Panhandle Area Education Cooperative to assist rural districts in developing cooperative dropout prevention programs and in tracking students among districts

16. $5,000 is to Hobbs Middle School in Santa Rosa County"

"18. $100,000 is to the James E. Scott Community Association

19. $100,000 is for the Youth Gang Project in Dade County

20. $100,000 is to the Urban League Project in Orange County"

"22. $575,740 is for the SAT 1200 project

23. $150,000 is for the Gause dropout prevention program in Polk County

24. $100,000 is for the Jacksonville Opportunities Industrialization Center, Inc. in Duval County"

A portion of the proviso language following Specific Appropriation 456 on page 83 is hereby vetoed. Because the authorizing legislation did not pass the 1988 legislature, the proviso language is inoperable.

"From the funds provided in Specific Appropriation 456, $1,950,000 shall be to implement the following program as authorized in HB 1649:

1. $500,000 for High School Community Services Act

2. $1,000,000 for Youth Enhancement Services Centers for four pilot projects not to exceed $500,000 each

3. $170,000 for Florida Literacy Corps

4. $200,000 for Florida Gold Seal Vocational Endorsement

5. $70,000 for Family Involvement Program

6. $10,000 for Secondary Vocational Education Committee"

Specific Appropriation 457A on page 84 appropriating $50,000 from the General Revenue Fund for the Flamingo Gardens Environmental Education program is hereby vetoed. This item was not requested by the Department of Education and sufficient justification has not been provided to properly evaluate this item, or determine what benefits would accrue to the state if it were funded.

"457A Special Categories
Grants and Aids-Flamingo Gardens
From General Revenue Fund 50,000"

Specific Appropriation 460B and associated proviso language on page 85 appropriating $200,000 from the General Revenue Fund to implement

a plan establishing a Magnet Math/Science school in Volusia County is hereby vetoed. Since the plan is not to be submitted to the Legislature and the Governor until January 15, 1989, and the program is not scheduled to begin until the 1989-90 school year, the appropriation in the 1988-89 fiscal year is not appropriate. In addition this item was not requested by the Department of Education and sufficient justification has not been provided to properly evaluate the need for the project or determine what benefits would accrue to the state if funded.

```
"460B   Special Categories
        Magnet Schools-Volusia
         From General Revenue Fund          200,000
```

Portions of the funds provided in Specific Appropriation 460B shall be used by Volusia County School Board to implement the plan mandated by the 1986 Legislature establishing a Magnet Math/Science school model after the North Carolina Math Science School or similar exemplary school. The program shall begin during the 1989-90 school year. The school shall be located in Volusia County. The experimental program shall provide a school day, week or year that is innovative in nature and may include Saturday programming. The plan shall also include a projected program budget. The plan shall be submitted to the Legislature and Governor by January 15, 1989."

Specific Appropriation 460C on page 85 appropriating $8,779,161 from the General Revenue Fund is hereby vetoed. Because of an error in the calculation of the cost of the Middle Childhood Program for 1988-89, the total appropriation of $8,779,161 from General Revenue and $15,000,000 from the Educational Enhancement Trust Fund is overstated by $21,237,746. The excess Education Enhancement Trust Funds remaining after providing for the actual program cost of $2,541,415 will be held in reserve.

```
"460C   Special Categories
        Grants and Aids - Middle Childhood
         From General Revenue Fund          8,779,161"
```

Specific Appropriation 490A and associated proviso language on page 91 appropriating $200,000 from the Educational Enhancement Trust Fund for two community colleges to implement a technology transfer program is hereby vetoed. Priority is given to those colleges that are designated as Centers of Electronic Specialization in Computer Integrated Manufacturing and plan to have incubator cells and advanced technology demonstration labs. This specification of criteria for priority in selection of the two community colleges will inappropriately limit open competition among the several colleges that have demonstrated interest in computer integrated manufacturing.

```
"490A   Aid to Local Governments
        Grants and Aids-Technical Transfer
        Centers/Computer Integrated Manufacturing
         From Educational Enhancement
         Trust Fund                         200,000
```

From Specific Appropriation 490A, funds are provided to implement a technology transfer program at two community colleges. Priority shall be given to those colleges which are designated as Centers of Electronic Specialization in Computer Integrated Manufacturing and which plan to have incubator cells and advanced technology demonstration labs."

Specific Appropriation 496A and associated proviso language on page 93 appropriating $100,000 from the Educational Enhancement Trust Fund for a technology transfer center for visual simulation technology to be operated by a consortium including Brevard Community College, Daytona Beach Community College and Valencia Community College is hereby vetoed. This item was not requested by the Department of Education. In addition, the designation of technology transfer funds for specific colleges eliminates the opportunity for other interested community colleges to compete for these funds.

```
"496A   Special Categories
        Grants and Aids-Technology Transfer
        Centers/Visual Simulation Technology
         From Educational Enhancement
         Trust Fund                         100,000
```

Funds provided in Specific Appropriation 496A are for a technology transfer center for visual simulation technology which will be operated by a consortium that includes Brevard Community College, Daytona Beach Community College and Valencia Community College."

The portion of Specific Appropriation 528 on page 111 appropriating $80,000 and one position from the General Revenue Fund for long range planning needs for Florida Atlantic University is hereby vetoed. This item was not requested by the Department of Education and sufficient justification has not been provided to properly evaluate the need for this item or determine what benefits would accrue to the state if it were funded.

The portion of Specific Appropriation 528 on page 111 appropriating $198,659 for Salaries and Benefits and 4.15 positions from the General Revenue Fund for the Institute of Child Health Policy is hereby vetoed. The Institute of Child Health Policy is located at both the University of South Florida Medical Center and the University of Florida Health Center. Sufficient justification has not been provided to properly evaluate the need for the positions or determine what benefits would accrue to the state if they were funded.

The portion of Specific Appropriation 529 on page 111 appropriating $2,100 for Other Personal Services from the General Revenue Fund for the Institute of Child Health Policy is hereby vetoed. The Institute of Child Health Policy is located at both the University of South Florida Medical Center and the University of Florida Health Center. Sufficient justification has not been provided to properly evaluate the item or determine what benefits would accrue to the state if it were funded.

The portion of Specific Appropriation 530 on page 111 appropriating $8,800 from the General Revenue Fund for a price increase for the Atlantic Center for the Arts is hereby vetoed. Sufficient justification has not been provided to properly evaluate the need for a price increase or determine what benefits would accrue to the state if it were funded.

Specific Appropriation 576B and associated proviso language on page 125 appropriating $150,000 from the General Revenue Fund for the Far East Research Council is hereby vetoed. Sufficient justification has not been provided to properly evaluate this item or determine a need to duplicate other appropriations with a similar intent. The appropriation was not in the Governor's Recommended Budget.

```
"576B   Special Categories
        Far East Research Council
         From General Revenue Fund          150,000
```

Funds included in Specific Appropriation 576B provide for the Council and Council staff to be reimbursed for per diem and travel expenses pursuant to the rules adopted under s. 288.011, Florida Statutes."

The portion of Specific Appropriation 597A on page 131 appropriating $350,000 from the General Revenue Fund for the Everglades Agricultural Area Hyacinth Study is hereby vetoed. This appropriation circumvents competitive procedures of the Department of Environmental Regulation used to evaluate and prioritize such projects.

Specific Appropriation 597A on page 131 appropriating $1,174,850 from the State Infrastructure Fund for water restoration projects is hereby vetoed. These projects were not requested by the Department of Environmental Regulation and were not reviewed competitively along with other needs of the state through the normal appropriations process. In addition, Specific Appropriation 597A does not separately identify in the General Appropriations Act each project or activity with its defined location, as required by Section 216.175, Florida Statutes.

```
"597A   Aid to Local Governments
        Grants and Aids - Water Restoration
         From State Infrastructure Fund     1,174,850"
```

Specific Appropriation 597B on page 131 appropriating $263,000 from the Water Quality Assurance Trust Fund and $250,000 from the State Infrastructure Fund for water reuse projects is hereby vetoed. These projects were not requested by the Department of Environmental Regulation and were not reviewed competitively along with other needs of the state through the normal appropriations process. In addition, Specific Appro-

priation 597B does not separately identify in the General Appropriations Act each project or activity with its defined location, as required by Section 216.175, Florida Statutes.

"597B Aid to Local Governments
Grants and Aids - Water Reuse Projects
From Water Quality Assurance Trust Fund 263,000
From State Infrastructure Fund 250,000"

Specific Appropriation 597C on page 131 appropriating $60,000 from the General Revenue Fund for a Hialeah Gardens stormwater project to address street flooding problems is hereby vetoed. This project should be funded by the local government.

"597C Aid to Local Governments
Grants and Aids - Hialeah Gardens Stormwater Project
From General Revenue Fund 60,000"

Specific Appropriation 597D and associated proviso language on page 131 appropriating $450,000 from the General Revenue Fund for the City of Hialeah for street improvements and storm sewer drainage improvements is hereby vetoed. This project should be funded by the local government.

"597D Aid to Local Governments
Grants and Aids - Hialeah Storm Sewer Project
From General Revenue Fund 450,000"

Funds in Specific Appropriation 597D are appropriated to the City of Hialeah for storm sewer drainage and street improvements to Hialeah."

Specific Appropriation 597G on page 131 appropriating $100,000 from the General Revenue Fund for the Steinhatchee water system is hereby vetoed. This is a local responsibility and other available funding sources should be sought.

"597G Aid to Local Governments
Grants and Aids - Steinhatchee Water System
From General Revenue Fund 100,000"

Specific Appropriation 599A on page 132 appropriating $50,000 from the General Revenue Fund for the Florida Water Story is hereby vetoed. This item was not requested by the Department of Environmental Regulation and sufficient justification has not been provided to evaluate the need for this project or determine what benefits would accrue to the state if it were funded.

"599A Lump Sum
Florida Water Story
From General Revenue Fund 50,000"

Specific Appropriation 603B and associated proviso language on page 133 appropriating $50,000 from the General Revenue Fund for the St. Johns River Water Management District for staffing the Lake Apopka Restoration Council is hereby vetoed. This is a responsibility of the St. Johns River Water Management District, which may fund the Council if it deems such funding appropriate.

"603B Special Categories
Grants and Aids - Lake Apopka Restoration Council
From General Revenue Fund 50,000

Funds in Specific Appropriation 603B shall be transferred to the St. Johns River Water Management District for restoration of Lake Apopka."

Specific Appropriation 607A on page 134 appropriating $114,000 from the State Infrastructure Fund for an asbestos waste disposal project is hereby vetoed. This appropriation was not requested by the Department of Environmental Regulation and was not reviewed competitively along with the other needs of the state through the normal appropriations process. In addition, Specific Appropriation 607A does not identify in the General Appropriations Act the defined location of the project, as required by Section 216.175, Florida Statutes.

"607A Special Categories
Grants and Aids - Asbestos Waste Disposal Project
From State Infrastructure Fund 114,000"

Specific Appropriation 607B on page 134 appropriating $110,000 from the State Infrastructure Fund for a solid and hazardous waste project is hereby vetoed. This appropriation was not requested by the Department of Environmental Regulation and was not reviewed competitively along with the other needs of the state through the normal appropriations process. In addition, Specific Appropriation 607B does not identify in the General Appropriations Act the defined location of the project, as required by Section 216.175, Florida Statutes.

"607B Special Categories
Grants and Aids - Solid and Hazardous Waste Project
From State Infrastructure Fund 110,000"

Specific Appropriation 711A and associated proviso language on pages 144 and 145 appropriating $35,000 from the General Revenue Fund for the Florida Developmental Disabilities Planning Council to monitor and advocate for the prevention of disabilities in young children is hereby vetoed. This appropriation was not requested by the Developmental Disabilities Planning Council and the monitoring/advocacy responsibilities of the Council can be met without it.

"711A Lump Sum
Prevention Task Force/Child Health Study
From General Revenue Fund 35,000

Funds in Specific Appropriation 711A are provided for the Florida Developmental Disabilities Planning Council to continue to meet its obligation in Chapters 393 and 411, F.S., as interagency monitor and advocate for the prevention of disabilities in young children. The Florida Developmental Disabilities Planning Council shall employ staff and appoint Prevention Task Force members knowledgeable in the area of early childhood and prevention of disabilities to continue working with the Department of Education and the Department of Health and Rehabilitative Services and other state agencies to implement Chapter 411, F.S., and to monitor the development of the joint report mandated by Chapter 411, F.S., due January 1, 1989 to the Speaker of the House of Representatives, the President of the Senate, and the Governor."

Specific Appropriation 735A and associated proviso language on pages 149 and 150 appropriating $75,000 from the General Revenue Fund for a Mental Illness Benefits Study Commission is hereby vetoed. This item was not requested by the Department of Health and Rehabilitative Services and sufficient justification has not been provided to properly evaluate this need. This project would be more appropriately funded from resources within the Department of Insurance.

"735A Lump Sum
Mental Illness Benefits Study Commission
From General Revenue Fund 75,000

Funds in Specific Appropriation 735A are provided for a Mental Illness Benefits Study Commission. The Governor, the President, and the Speaker shall each appoint a member from each of the following categories: (a) a representative of the health insurance industry; (b) a representative of the Governor, a Senator, and a member of the House, respectively; (c) a consumer, or a family member of a consumer, of mental illness treatment; and (d) an employer who is a consumer of health insurance. The Insurance Commissioner or designee shall be a member. The Governor shall appoint a psychiatrist; the President shall appoint a mental health professional licensed pursuant to Chapter 491; and the Speaker shall appoint a psychologist. The members shall be appointed on or before July 31, 1988; they shall serve without compensation, but shall be entitled to reimbursement for per diem and travel expenses per s. 112.061, F.S. On or before February 1, 1989, the commission shall provide to the appointing officers a report of the mecha-

nisms, if any, by which benefits paid through insurance, self-insurance, and prepaid contract and plans, for treatment of mental illness, may be enhanced. The Commission shall expire on June 1, 1989. For administrative purposes, the commission shall be attached to the Department of Health and Rehabilitative Services. The commission shall select its own staff."

Specific Appropriation 749C and associated proviso language on pages 151 and 152 appropriating $600,000 from the General Revenue Fund for distribution to the South Broward Hospital District for the establishment of a facility for preventive and rehabilitative health in District 10 is hereby vetoed. This project was not requested by the Department of Health and Rehabilitative Services and sufficient justification has not been provided to properly evaluate the need for the project or determine what benefit would accrue to the state if it were funded.

```
"749C   Special Categories
        Grants and Aids - Community Facilities
         Grant
         From General Revenue Fund                600,000
```

From the funds in Specific Appropriation 749C, $600,000 in nonrecurring general revenue is provided to Broward County for distribution to the South Broward Hospital District for matching funds for the establishment of a facility for preventive and rehabilitative health in District 10."

Specific Appropriation 761A and associated proviso language on page 153 appropriating $100,000 from the General Revenue Fund for the construction of a James E. Scott Association project is hereby vetoed. This project was not requested by the Department of Health and Rehabilitative Services and sufficient justification has not been provided to demonstrate what public benefit would accrue to the state if it were funded.

```
"761A   Special Categories
        Community Facilities Grants
         From General Revenue Fund                100,000
```

From the funds in Specific Appropriation 761A, $100,000 in nonrecurring general revenue is provided for the James E. Scott Community Association for construction of a new facility in District 11."

The proviso language following Specific Appropriation 763 on page 153 related to the Opa-Locka Community Center is hereby vetoed. This item was not requested by the Department of Health and Rehabilitative Services and sufficient justification has not been provided to properly evaluate what benefit would accrue to the state if the program were funded.

"From the funds in Specific Appropriation 763, $92,025 in recurring general revenue is provided to Dade County, Department of Human Resources for the Opa-Locka Community Service Initiative in District 11."

Specific Appropriation 798A and associated proviso language on page 159 appropriating $312,450 from the General Revenue Fund for the Jewish Community Centers and Mount Sinai Medical Center for an early intervention and prevention program for the elderly in District 11 is hereby vetoed. This item was not requested by the Department of Health and Rehabilitative Services and sufficient justification was not available to document the public benefits from funding this initiative. $100,000 in Community Care for the Elderly funds were used to start this program in Fiscal Year 1987-88 for low income elderly persons primarily in the northern part of Dade County to provide in-home services to prevent avoidable institutionalization.

```
"798A   Special Categories
        Grants and Aids - Early Intervention and
         Prevention Program
         From General Revenue Fund                312,450
```

Funds in Specific Appropriation 798A are for the Jewish Community Centers of Greater Miami and Mount Sinai Medical Center for an early intervention and prevention program for the elderly in District 11."

Proviso language in the eighth paragraph following Specific Appropriation 804 on page 161 providing $250,000 for the District 10 Community Partnership Program to implement programs for minorities is hereby vetoed. This item was not requested by the Department of Health and Rehabilitative Services, and sufficient justification has not been provided to properly evaluate this need or determine what benefits would accrue to the state to justify funding this item.

"From the funds in Specific Appropriation 804, $250,000 in recurring general revenue is provided for Community Partnership Program, Inc. to implement programs for minorities in District 10."

Proviso language in the second paragraph following Specific Appropriation 806 on page 163 which provides for a facility for chemically dependent women for the Temporary Living Center, Inc. is hereby vetoed. This item is a duplicate appropriation.

"From the funds in Specific Appropriation 806, $42,000 in recurring general revenue and $456,000 in non-recurring general revenue is provided for Temporary Living Center, Inc. for a facility for chemically dependent women in District 7."

Proviso language in the fifth and sixth paragraphs following Specific Appropriation 827 on page 170 related to Contracted Services is hereby vetoed. These General Revenue appropriations circumvent the normal appropriations process including needs analysis of the Children, Youth and Family Program of the Department of Health and Rehabilitative Services. Sufficient justification has not been provided to properly evaluate the need for these projects or determine what benefit would accure to the state.

"Funds in Specific Appropriation 827 include $24,000 for the Phone Friends program in District 6.

Funds in Specific Appropriation 827 include $52,000 for the Overtown Advisory Board facility in District 11."

Proviso language in the first paragraph following Specific Appropriation 830 on page 170 for a Model Independent Living Program for Foster Children in HRS District 10 is hereby vetoed. This General Revenue item circumvents the needs analysis and normal appropriations process of the Children, Youth, and Family Program of the Department of Health and Rehabilitative Services. Sufficient justification and data to evaluate the need or statewide benefit have not been provided.

"Funds provided in Specific Appropriation 830 include $300,000 for a Model Independent Living program for foster children in District 10."

Proviso language in the fourth paragraph following Specific Appropriation 830 on page 171 to fund a research grant for the Florida Institute of Technology for research and development of a therapeutic foster home program is hereby vetoed. This item was not requested by the Department of Health and Rehabilitative Services, and circumvents the normal appropriations process for the Children, Youth, and Family Program.

"From the funds provided in Specific Appropriation 830, $270,930 from the General Revenue Fund shall be provided to Florida Institute of Technology for the research and development of a therapeutic foster home program."

Specific Appropriation 835A on page 171 appropriating $281,492 from the General Revenue Fund for the continuation of Operation Involvement, a delinquency prevention program, is hereby vetoed. The Department of Health and Rehabilitative Services proposed that this project be discontinued in Fiscal Year 1988-89. The effectiveness of this program has not been demonstrated and therefore sufficient justification for continued funding is lacking.

```
"835A   Special Categories
        Operation Involvement
          From General Revenue Fund               281,492"
```

Proviso language in the first paragraph following Specific Appropriation 861 on page 176 providing an increase in funds for Easter Seals Intervention Program of Volusia County is hereby vetoed. This organization has received special workload or contractual services increases in the past two fiscal years that similar programs have not received. This appropriation circumvents the normal appropriation and allocation processes

of the Developmental Services Program of the Department of Health and Rehabilitative Services.

"From the funds in Specific Appropriation 861, $25,000 in recurring general revenue is provided for an increase for the Easter Seals Early Intervention Program in Volusia County."

Proviso language in the second paragraph following Specific Appropriation 861 on page 176 providing recurring general revenue for a Parent to Parent Support Group of United Cerebral Palsy in Panama City is hereby vetoed. This appropriation was not requested by the Department of Health and Rehabilitative Services, and circumvents the normal appropriations process. The need for such a program should be evaluated by the Developmental Services Program in light of actual client needs and waiting list data on a statewide basis. If warranted, funding should be requested by the Department.

"From the funds in Specific Appropriation 861, a total of $78,770 in recurring general revenue is provided for the Parent to Parent Support Group."

A portion of the proviso language following Specific Appropriation 877A on page 178, appropriating $250,000 in non-recurring General Revenue for the Dade County Nursing Home to address an operating deficit is hereby vetoed. This appropriation circumvents the normal appropriations process and provides no statewide public benefit.

"...$250,000 in non-recurring general revenue is provided for the Dade County Nursing Home to address an operating deficit and ..."

Specific Appropriation 886A and associated proviso language on page 180 appropriating $612,921 from the General Revenue Fund for renovations to Southwest Florida Health Centers in District 8 is hereby vetoed. This item was not requested by the Department of Health and Rehabilitative Services and sufficient justification has not been provided to properly evaluate this item or determine what benefits would accrue to the state if funds were provided for renovation and/or maintenance of these federal facilities.

"886A	Special Categories	
	Community Facilities Grants	
	From General Revenue Fund	612,921

Funds in Specific Appropriation 886A are for Southwest Florida Health Centers renovation in District 8."

Proviso language following Specific Appropriation 1372 on page 228 is hereby vetoed. The $15,000 appropriation from the General Revenue Fund for a study to evaluate and recommend alternative security operations for the Capitol Complex is a duplication of previous studies. Security operations were studied in 1984, 1986, and again in 1988. The Department of General Services is currently implementing recommendations contained in these studies.

"Of the funds in Specific Appropriation 1371, $15,000 from the General Revenue Fund is provided for the purpose of evaluating and recommending alternative security operations for the Capitol Complex. A report to the President of the Senate and the Speaker of the House of Representatives shall be submitted by January 15, 1989."

Specific Appropriation 1402A and associated proviso language on page 231 appropriating $100,000 from the General Revenue Fund for the City of Opa-Locka's "Make Our Streets Safe" project is hereby vetoed. This item has no statewide benefit. The acquisition of vehicles, radio, surveillance, and related equipment should be funded by the local government.

"1402A	Aid to Local Governments	
	Grants and Aids - City of Opa-Locka, Make Our Streets Safe (M.O.S.S.) Project	
	From General Revenue Fund	$100,000

Funds in Specific Appropriation 1402A from the General Revenue Fund shall be allocated to the City of Opa-Locka for the Make Our Streets Safe (M.O.S.S.) Project."

Specific Appropriations 1378 through 1432 and associated proviso language on pages 237 through 246 are hereby vetoed. These items are duplicates in error of items on pages 229 through 236.

"Criminal Investigations, Division of

1378	Salaries and Benefits	
	Positions	418
	From General Revenue Fund	14,217,417
	From Forfeiture and Investigative Support Trust Fund	554,855
	From Grants and Donations Trust Fund	488,589
1379	Other Personal Services	
	From General Revenue Fund	28,587
	From Forfeiture and Investigative Support Trust Fund	50,350
1380	Expenses	
	From General Revenue Fund	4,546,590
	From Forfeiture and Investigative Support Trust Fund	657,113
	From Grants and Donations Trust Fund	176,390
1381	Operating Capital Outlay	
	From General Revenue Fund	653,176
	From Forfeiture and Investigative Support Trust Fund	269,176
1382	Special Categories	
	Salary Incentive Payments	
	From General Revenue Fund	374,380
	From Grants and Donations Trust Fund	16,016
1383	Data Processing Services	
	From General Revenue Fund	334,610

Criminal Justice Standards and Training, Division of

1384	Salaries and Benefits	
	Positions	64
	From Administrative Trust Fund	1,426,729
	From Criminal Justice Training Trust Fund	360,348
1385	Other Personal Services	
	From Administrative Trust Fund	30,000
	From Criminal Justice Training Improvement Trust Fund	240,000
1386	Expenses	
	From Administrative Trust Fund	299,016
	From Criminal Justice Training Trust Fund	188,394
	From Criminal Justice Training Improvement Trust Fund	10,000
1387	Operating Capital Outlay	
	From Administrative Trust Fund	29,894
1388	Not Used	
1389	Special Categories	
	Grants and Aids - Special Education and Technical Training	
	From Criminal Justice Training Trust Fund	5,014,129
1390	Data Processing Services	
	From Administrative Trust Fund	207,031

Criminal Justice Information Systems, Division of

Funds provided in Specific Appropriations 1391 through 1396 from the Criminal Justice Information System Operating Trust Fund are based upon a $5.00 fee increase for Criminal History Records Checks; however, the fee increase shall exclude Department of Health and Rehabilitative Services' vendors.

1391	Salaries and Benefits	

	Positions	221
	From General Revenue Fund	2,826,001
	From Grants and Donations Trust Fund	55,908
	From Operating Trust Fund	2,203,587
1392	Expenses	
	From General Revenue Fund	1,366,702
	From Grants and Donations Trust Fund	16,778
	From Operating Trust Fund	291,420
1393	Operating Capital Outlay	
	From General Revenue Fund	871,022
	From Forfeiture and Investigative Support Trust Fund	1,550,000
1394	Lump Sum	
	Enhanced Crime Information System	
	From General Revenue Fund	40,576
1395	Special Categories	
	Salary Incentive Payments	
	From General Revenue Fund	3,660
1396	Data Processing Services	
	From General Revenue Fund	5,924,724
	From Grants and Donations Trust Fund	2,625
	From Operating Trust Fund	1,590,270

Law Enforcement Data Center

1397	Salaries and Benefits	
	Positions	100
	From Working Capital Trust Fund	2,451,500
1398	Expenses	
	From Working Capital Trust Fund	4,372,299
1399	Operating Capital Outlay	
	From Working Capital Trust Fund	1,711,456
1400	Salaries and Benefits	
	Positions	127
	From General Revenue Fund	3,549,201
	From Crimes Against Children Criminal Profiling Trust Fund	522,721
	From Forfeiture and Investigative Support Trust Fund	100,000
	From Grants and Donations Trust Fund	243,080
1401	Other Personal Services	
	From General Revenue Fund	12,000
	From Crimes Against Children Criminal Profiling Trust Fund	78,750
1402	Expenses	
	From General Revenue Fund	657,548
	From Crimes Against Children Criminal Profiling Trust Fund	182,544
	From Grants and Donations Trust Fund	146,924
1402A	Aid to Local Governments	
	Grants and Aids - City of Opa-Locka, Make Our Streets Safe (M.O.S.S.) Project	100,000

Funds provided in Specific Appropriation 1402A from the General Revenue Fund shall be allocated to the City of Opa-Locka for the Make Our Streets Safe (M.O.S.S.) project.

1403	Operating Capital Outlay	
	From General Revenue Fund	66,255
	From Crimes Against Children Criminal Profiling Trust Fund	20,967
1404	Special Categories	
	Salary Incentive Payments	
	From General Revenue Fund	67,146
	From Crimes Against Children Criminal Profiling Trust Fund	6,240
	From Grants and Donations Trust Fund	7,280
1405	Data Processing Services	
	From General Revenue Fund	206,314

Legal Affairs, Department of, and Attorney General

Effective July 1, 1988 the Department of Legal Affairs shall submit to the Executive Office of the Governor a plan to create a separate budget entity for the Office of Statewide Prosecution in accordance with the provisions of s. 16.56(1), F.S. The new budget entity shall include from funds provided in Specific Appropriation 1406, $867,305 from the General Revenue Fund and $80,024 from the Grants and Donations Trust Fund and twenty-seven (27) positions; from funds provided in Specific Appropriation 1407, $8,280 from the General Revenue Fund and $15,000 from the Grants and Donations Trust Fund; from funds provided in Specific Appropriation 1408, $170,410 from the General Revenue Fund and $7,104 from the Grants and Donations Trust Fund; and from funds provided in Specific Appropriation 1409, $25,658 from the General Revenue Fund and $5,000 from the Grants and Donations Trust Fund. The balance of the funds and positions contained in Specific Appropriations 1406 through 1414 shall be transferred to a separate budget entity which is to be titled Office of the Attorney General.

1406	Salaries and Benefits	
	Positions	397
	From General Revenue Fund	11,288,373
	From Grants and Donations Trust Fund	137,691
	From Legal Services Trust Funds	1,036,407
	From Legal Affairs Revolving Trust Fund	651,110
1407	Other Personal Services	
	From General Revenue Fund	60,462
	From Consumer Frauds Trust Fund	47,512
	From Florida Crime Prevention Training Institute Revolving Trust Fund	30,895
	From Grants and Donations Trust Funds	25,950
	From Legal Services Trust Fund	20,000
1408	Expenses	
	From General Revenue Fund	1,918,825
	From Consumer Frauds Trust Fund	162,176
	From Florida Crime Prevention Training Institute Revolving Trust Fund	22,453
	From Grants and Donations Trust Funds	7,104
	From Legal Services Trust Fund	56,440
	From Legal Affairs Revolving Trust Fund	9,053

Of the funds in Specific Appropriation 1408, $5,000 from the General Revenue Fund is provided for the purpose of developing a report to the Legislature on methods of reducing or maximizing current state expenditures for legal representation of the state. A report shall be submitted to the chairmen of the Senate and House Appropriations Committees by March 15, 1989.

1409	Operating Capital Outlay	
	From General Revenue Fund	281,646
	From Consumer Frauds Trust Fund	42,500
	From Grants and Donations Trust Funds	5,000
	From Legal Affairs Revolving Trust Fund	10,825
1410	Lump Sum	
	Special Projects Limitation	

Positions 2
From Legal Services Trust Fund 311,250

1410A Lump Sum
General Legal Representation/Lump Sum
Positions 5
From Legal Services Trust Fund 300,000

1410B Lump Sum
Antitrust/Racketeer Influenced and Corrupt Organization (RICO) Investigations
From Legal Services Trust Fund
Positions 6
From Legal Affairs Revolving Trust Fund 141,000

1411 Special Categories
Grants and Aids - Assistance to Citizen Crime Prevention Organizations
From General Revenue Fund 117,117

The funds in Specific Appropriation 1411 are provided solely for the purpose of contracting with Florida Citizens Against Crime, Inc., to coordinate the statewide formation of local citizen groups to implement crime prevention programs. Within the funds appropriated, the department shall contract for a financial audit by an independent CPA and a performance audit of this program. The audit results shall be reported to the Executive Office of the Governor and chairmen of the legislative appropriations committees.

1412 Special Categories
Grants and Aids - Assistance for Crime Prevention in the Black Community
From General Revenue 265,050

Funds in Specific Appropriation 1412 are provided solely for the purpose of contracting with the Florida Consortium of Urban Leagues to implement crime prevention in black communities. Within the funds appropriated, the department shall contract for a financial audit by an independent CPA and a performance audit of this program. The audit results shall be reported to the Executive Office of the Governor and the chairmen of the legislative appropriations committees.

1413 Special Categories
Antitrust Investigations
From Legal Affairs Revolving Trust Fund 1,467,229

1414 Special Categories
Rico Investigations
From Legal Affairs Revolving Trust Fund 594,079

Legislative Branch

The amount of $40,000 per day is hereby appropriated from the General Revenue fund to supplement the amounts provided in Specific Appropriations 1415 and 1416 for each day of any special, extended, or extra session of the Legislature, pursuant to the provisions of Chapter 11, Florida Statutes.

From the amounts provided in Specific Appropriations 1415 and 1416, and in addition to funds contained in any other proviso, $250 shall be paid to the President of the Florida Senate and the Speaker of the House of Representatives each month during fiscal year 1988-89, as an additional supplemental intradistrict expenses allowance. This additional supplement was approved by the Joint Legislative Management Committee on November 2, 1987, pursuant to s. 11.13(4), Florida Statutes.

Senate

1415 Lump Sum
Senate
From General Revenue Fund 19,998,679

From the amount provided in Specific Appropriation 1415, $250 shall be paid each month during Fiscal Year 1988-89 as a supplemental intradistrict expense allowance to each member of the Florida Senate who, in addition to two full time district staff employees, has a third district staff employee on 16 or more calendar days in any such month. This supplement was approved by the Joint Legislative Management committee at its November 2, 1987 meeting, pursuant to s. 11.13(4), Florida Statutes.

House of Representatives

1416 Lump Sum
House
From General Revenue Fund 33,392,353

Joint Management

1417 Lump Sum
JLMC
From General Revenue Fund 13,028,010

Administrative Procedures Committee

1418 Lump Sum
Administrative Procedures
From General Revenue Fund 809,260

Legislative Information Technology Resource Committee

1419 Lump Sum
IRC
From General Revenue Fund 295,961

Intergovernmental Relations, Advisory Council on

1420 Lump Sum
ACIR
From General Revenue Fund 523,684

Office of Public Counsel

1421 Lump Sum
Public Counsel
From General Revenue Fund 2,128,656

Ethics, Commission on

1422 Lump Sum
Ethics Commission
From General Revenue Fund 762,016

Auditor General

1423 Lump Sum
Auditor General
From General Revenue Fund 27,810,412
From Federal Reimbursement Trust Fund 4,797,523

Auditing Committee

1424 Lump Sum
Auditing Committee
From General Revenue Fund 175,712

Lottery, Department of the

1424A Salaries and Benefits Positions 882
From Administrative Trust Fund 22,632,961

1424B Other Personal Services
From Administrative Trust Fund 20,048,993

1424C Expenses
From Administrative Trust Fund 37,727,269

1424D Operating Capital Outlay
From Administrative Trust Fund 577,600

1424E Special Categories
Salary Incentive Payments
From Administrative Trust Fund 22,380

1424F Data Processing Services
From Administrative Trust Fund 13,948

Military Affairs, Department of

General Activities

1425 Salaries and Benefits Positions 135
From General Revenue Fund 2,664,836
From Armory Board Trust Fund 588,076

1426 Other Personal Services
From General Revenue Fund 27,183

1427 Expenses
From General Revenue Fund 2,796,475
From Armory Board Trust Fund 158,541

1428 Operating Capital Outlay
From General Revenue Fund 133,311

1428A Special Categories
National Guard Emergencies
From General Revenue Fund 100,000

Funds in Specific Appropriation 1428A shall be used only for state active duty planning in the event of an emergency involving national guard personnel or equipment.

1429 Data Processing Services
From General Revenue Fund 50,000

Camp Blanding Management

1430 Salaries and Benefits Positions 102
From Camp Blanding Management
Trust Fund 1,928,879

1431 Other Personal Services
From Camp Blanding Management
Trust Fund 58,216

1432 Expenses
From Camp Blanding Management
Trust Fund 642,421"

Specific Appropriation 1437A and associated proviso language on page 247 appropriating $250,000 from the General Revenue Fund for operations of an experimental fish hatchery at the University of Miami is hereby vetoed. This issue was not requested by the Department of Natural Resources and was not reviewed competitively along with the other needs of the state through the normal appropriations process.

"1437A Special Categories
Grants and Aids - Experimental Fish
Hatchery
From General Revenue Fund 250,000

Funds in Specific Appropriation 1437A shall be transferred to the University of Miami for operation of an experimental fish hatchery."

Specific Appropriation 1469A and associated proviso language on page 251 appropriating $500,000 from the Non-Mandatory Land Reclamation Trust Fund for a reclamation/restoration project in Polk County is hereby vetoed. The Department of Natural Resources currently administers the Non-Mandatory Land Reclamation Program which funds the restoration of areas mined prior to 1975. The area to be reclaimed in this appropriation was disturbed prior to 1975 and therefore, if appropriate, should be funded through the ongoing program.

"1469A Aid to Local Governments
Polk County Regional Drainage Project
From Non-Mandatory Land Reclamation
Trust Fund 500,000

Funds in Specific Appropriation 1469A are to provide phase I construction funds to Polk County for the purpose of reclaiming/restoring the natural drainage system of Banana Lake's eastern headwater basin."

Specific Appropriation 1470A on page 242 appropriating $150,000 in 1988-89 from the Aquatic Plant Control Trust Fund for a commercial feasibility study of water hyacinths is hereby vetoed. This issue was not included in the Department of Natural Resources' Legislative Budget Request and was not reviewed competitively along with the other needs of the state through the normal appropriation process.

"1470A Special Categories
Grants and Aids - Commercial Feasibility
Study - Water Hyacinth
From Aquatic Plant Control
Trust Fund $150,000"

Specific Appropriation 1470B on page 252 appropriating $451,375 from the Port Trust Fund for Canaveral Port Authority permitting and environmental studies is hereby vetoed. Section 376.22, Florida Statutes, provides that the Port Trust Fund be used for requirements imposed by the Department of Natural Resources as a condition of a permit or other form of approval, for environmental mitigation required as a condition of a permit, and for acquisition of spoil disposal sites and improvements to existing and future sites. If this project meets this criteria then application should be made to the Department of Natural Resources and funded through its ongoing program.

"1470B Special Categories
Grants and Aids - Environmental Studies -
Permitting
From Port Trust Fund 451,375"

Specific Appropriation 1481A on page 253 appropriating $1,878,000 from the State Infrastructure Fund for local recreational development projects is hereby vetoed. These projects have not gone through the Department's process for evaluation of recreation development grants. In addition, Specific Appropriation 1481A does not separately identify in the General Appropriations Act each project or activity with its defined location, as required by section 216.175, Florida Statutes.

"1481A Special Categories
Grants and Aids - Local Recreational
Development Projects
From State Infrastructure Fund 1,878,000"

Specific Appropriation 1508A on page 256 appropriating $104,000 and 5 positions from the General Revenue Fund for workload for the restoration of civil rights is hereby vetoed. The agency has sufficient resources to handle any projected increases in workload.

"1508A Lump Sum
Civil Rights Restoration Workload
Positions 5
From General Revenue Fund $104,000"

Specific Appropriation 1573B on page 265 appropriating $240,000 from the General Revenue Fund to provide financial assistance to Vision 2000 committees is hereby vetoed. Funding for such local programs should come from the communities desiring such projects.

"1573B Special Categories
Grants and Aids-For Vision Committee
From General Revenue Fund 240,000"

Specific Appropriation 1585C on page 267 appropriating $125,000 from the General Revenue Fund to local committees to celebrate the 100th anniversary of the initiation of Henry Morrison Flagler's enterprises in Florida is hereby vetoed. Local anniversary celebrations which do not have statewide impact should be funded by the communities desiring

such programs.

"1585C Special Categories
Grants and Aids-Flagler Centennial Celebration
From General Revenue Fund 125,000"

The following project included in Specific Appropriation 1606B on page 269 is hereby vetoed: $200,000 from the General Revenue Fund for international programs sponsored by the Orlando Chamber of Commerce. Sufficient information is not available to merit funding this particular project outside of the normal budgetary process.

Proviso language following Specific Appropriation 1673A on page 277 appropriating $8,000,000 from the Toll Facilities Revolving Trust Fund to the Mid Bay Bridge Authority is hereby vetoed. This project should not commence unless and until a number of environmental and state policy issues have been adequately addressed.

It appears that the Mid Bay Bridge project would be in direct conflict with Executive Order 81-105 which directs that no state funds be used to subsidize growth in hazardous coastal barrier areas. The area to be served by the bridge has been so designated under the Federal Coastal Barrier Resources Act (CBRA) of 1982. Even if the project was found to be consistent with state policy and CBRA, the project may require federal environmental review under the National Environmental Policy Act. Funding this project would be premature in light of the serious environmental and policy questions still unanswered.

In addition, the proposed uses of this appropriation would be contrary to previous uses of the Toll Facility Revolving Trust Fund which were limited to advances for preliminary engineering, traffic and revenue studies, environmental impact studies, financial advisory services, engineering design and certain purchases of right-of-way.

"4. Mid Bay Bridge Authority 8,000,000"

Proviso language following Specific Appropriation 1700A on page 280 appropriating from the State Transportation (Primary) Trust Fund, $500,000 from the Valkaria Airport, $2,875,000 for the Lakeland Municipal Airport runway extension, $2,500,000 for the Miami International Airport, $100,000 for the Tri-County, Airport Authority, and $30,000,000 for a Orlando International Airport loan, is hereby vetoed. The Lakeland Municipal Airport runway extension project was included in the department's budget request and has been funded elsewhere in the bill in the amount of $2,156,000 which represents the State's normal 75% match for this type of project. The other four projects were not included in the department's budget request. Further, the total amount appropriated for airport projects $70.9 million, nearly doubles the estimated annual receipts from the aviation fuel tax of $36.8 million. I am therefore vetoing all airport projects which were not in the department's budget request and in the Governor's Recommended Budget.

"Funds in Specific Appropriation 1700A includes funding for projects as follows:

	PROJECT	AMOUNT
1.	Valkaria Airport	$ 500,000
2.	Lakeland Municipal Airport	2,875,000
3.	Miami International Airport	2,500,000
4.	Tri-County Airport Authority	100,000
5.	Loan-Orlando International Airport	30,000,000"

Proviso language following Specific Appropriation 1700B on page 280 appropriating $185,000 from the State Transportation (Primary) Trust Fund, for a Gainesville Light Rail Study is hereby vetoed. This project is not included in the 5-year transportation plan. It does not meet the department's proposed minimum feasibility criteria for public transit projects.

"3. Gainesville Light Rail Study 185,000"

Proviso language following Specific Appropriation 1700B on page 280 appropriating $150,000 from the State Transportation (Primary) Trust Fund for a Port Canaveral/Orlando Airport Light Rail Study is hereby vetoed. This project is not included in the 5-year transportation plan. It does not meet the department's proposed minimum feasibility criteria for public transit projects.

"4. Port Canaveral/Orlando Airport Light Rail Study 150,000"

Specific Appropriation 1704 and associated proviso language on page 281 appropriating $175,000 from the State Transportation (Primary) Trust Fund for a commuter rail study from Green Cove Springs to Jacksonville is hereby vetoed. This project does not meet the department's proposed minimum feasibility criteria for public transit projects and it was not included in the Governor's Recommended Budget.

"1704 Special Categories
Engineering and Planning Consultants
From State Transportation (Primary) Trust Fund 175,000

Funds in Specific Appropriation 1704 are for the Green Cove Springs to Jacksonville Commuter Rail Study."

Proviso language following Specific Appropriation 1708B on page 282 appropriating $400,000 from the State Transportation (Primary) Trust Fund for signs for the Shands Medical Center is hereby vetoed. The provision of proper and necessary signs to direct traffic to Shands Medical Center can be accomplished at lesser cost as a part of the department's routine traffic operations and maintenance functions.

"Funds in Specific Appropriation 1708B include funding totaling $400,000 for signs for Shands Medical Center."

Proviso language following Specific Appropriation 1721A on pages 283 and 284 appropriating from the State Transportation (Primary) Trust Fund, $20,000 for North Dale Mabry Highway, $10,000 for Wildwood, $10,000 for State Road 699 and from the State Infrastructure Fund $10,000 for Gulf Boulevard is hereby vetoed. The highway beautification projects listed in proviso language have not gone through the appropriate evaluation process by the Florida Highway Beautification Council.

"Funds in Specific Appropriation 1721A include funding for projects as follows:

	PROJECT	AMOUNT
1.	North Dale Mabry Highway	$20,000
2.	Gulf Boulevard	10,000
3.	Wildwood, Florida	10,000
4.	State Road 699	10,000"

Proviso language following Specific Appropriation 1727 on page 284 appropriating from the State Transportation (Primary) Trust Fund, $200,000 for shoulder repair at the Gulfbreeze Wayside Park, $128,000 for lighting on State Road 3, and $600,000 for curb and gutter repair on State Road A1A is hereby vetoed. The Gulfbreeze Wayside Park is not State Highway System property and it is not appropriate to use State transportation funds for this project. The lighting on the State Road 3 project is not in the 5-year transportation plan. Such projects should be incorporated into the department's production schedules based upon priority and need. The design phase of the State Road A1A project, including the need for additional lanes on this road, is in the department's work program for 1988-89. However, this project will not be ready for production in 1988-89.

"Funds in Specific Appropriation 1727 include funding for projects as follows:

	PROJECT	AMOUNT
1.	Shoulder Repair Gulfbreeze Wayside Park	$ 200,000
2.	Lighting on State Road 3	128,000
3.	Curb and Gutter on State Road A1A	600,000"

Specific Appropriation 1736A on page 287 appropriating $300,000 from the General Revenue Fund for facility planning, relocation, and construction of an agriculture museum administration building is hereby vetoed. The priority associated with providing facilities for this new program does not, from a statewide perspective, warrant a commitment of state funds at this time.

"1736A Fixed Capital Outlay
Planning/Construction/Relocation, Florida Agriculture Museum Administration Building and Grounds, Tallahassee
From General Revenue Fund 300,000"

Specific Appropriation 1737D on page 288 appropriating $1,000,000 from the Market Improvements Working Capital Trust Fund for land acquisition and construction of new market facilities is hereby vetoed. Farmers' markets generate revenues through rental fees to operate and maintain the program. The agricultural industry should support operations, maintenance and expansion of markets through this revenue stream.

"1737D Fixed Capital Outlay
Land Acquisition/Additions/Replacement, Pompano State Farmers' Market
From Market Improvements Working Capital Trust Fund 1,000,000"

Specific Appropriation 1808A on page 298 appropriating $861,500 from the State Infrastructure Fund to replace the Administrative Facility at the Dozier School is hereby vetoed. The Department of Health and Rehabilitative Services has determined that the existing Administration Building can be renovated to suit the needs of the campus. The estimated cost of renovation would be less than $200,000; substantially less costly than replacement.

"1808A Fixed Capital Outlay
Replace Administrative Facility, Dozier
From State Infrastructure Fund 861,500"

Specific Appropriation 1866F on page 312 appropriating $200,000 from the State Infrastructure Fund for construction and renovation of the Jackson County Agriculture Center is hereby vetoed. Facilities serving local needs should depend upon local funds for construction and renovation.

"1866F Fixed Capital Outlay
Grants and Aids - Construction/Renovation - Jackson County Agriculture Center
From State Infrastructure Fund 200,000"

Specific Appropriation 1866H on page 313 appropriating $50,000 from the State Infrastructure Fund for the Nassau County Agriculture Multipurpose Building is hereby vetoed. Facilities serving local needs should depend upon local funds for construction and renovation.

"1866H Fixed Capital Outlay
Grants and Aids - Nassau County Agriculture Multipurpose Building
From State Infrastructure Fund 50,000"

Specific Appropriation 1866I on page 313 appropriating $140,000 from the State Infrastructure Fund for land acquisition and construction of the Washington County State Farmers' Market is hereby vetoed. Facilities serving local needs should depend upon local funds for construction and renovation.

"1866I Fixed Capital Outlay
Grants and Aids - Land Acquisition/Construction/Repairs - Washington County State Farmers' Market
From State Infrastructure Fund 140,000"

Specific Appropriation 1866K on page 313 appropriating $426,157 from the State Infrastructure Fund for construction and renovations of the Polk County Livestock Pavilion is hereby vetoed. Insufficient information has been provided to demonstrate the need for the project or the statewide benefit that would be derived from the use of state funds.

"1866K Fixed Capital Outlay
Grants and Aids - Additions/Renovations/New Construction - Polk County Livestock Pavilion
From State Infrastructure Fund 426,157"

Specific Appropriation 1866L on page 313 appropriating $135,000 from the State Infrastructure Fund for construction, repairing and paving at the Walton County Fair is hereby vetoed. Facilities serving local needs should depend upon local funds for construction and renovation.

"1866L Fixed Capital Outlay
Grants and Aids - Planning/Construction/Renovation/Repair/Paving - Walton County Fair
From State Infrastructure Fund 135,000"

Specific Appropriation 1866M on page 313 appropriating $25,000 from the State Infrastructure Fund for planning of the Bay County State Farmers' Market is hereby vetoed. Facilities serving local needs should depend upon local funds for construction and renovation.

"1866M Fixed Capital Outlay
Grants and Aids - Planning/Bay County State Farmers' Market
From State Infrastructure Fund 25,000"

Specific Appropriation 1866O on page 313 appropriates $200,000 from the State Infrastructure Fund for construction and paving the Livestock Pavilion in Gadsden County is hereby vetoed. Facilities serving local needs should depend upon local funds for construction and renovation.

"1866O Fixed Capital Outlay
Renovation, Construction, Paving Livestock Pavilion, Gadsden County
From State Infrastructure Fund 200,000"

Specific Appropriation 1866P on page 313 appropriating $125,000 from the State Infrastructure Fund for the Agriculture Center in Okaloosa County is hereby vetoed. Facilities serving local needs should depend upon local funds for construction and renovation.

"1866P Fixed Capital Outlay
Agriculture Center, Okaloosa County
From State Infrastructure Fund 125,000"

Specific Appropriation 1866Q on page 313 appropriating $750,000 from the State Infrastructure Fund for planning and construction of the South Florida Fair in Palm Beach County is hereby vetoed. Insufficient information has been provided to demonstrate the need for or the statewide benefit of the project, and the appropriateness of using state funds.

"1866Q Fixed Capital Outlay
Grants and Aids - Planning/Construction, South Florida Fair - Palm Beach County
From State Infrastructure Fund 750,000"

Specific Appropriation 1866R on page 313 appropriating $100,000 from the State Infrastructure Fund for the Gainesville State Farmers' Market is hereby vetoed. Facilities serving local needs should depend upon local funds for construction and renovation.

"1866R Fixed Capital Outlay
Grants and Aids - Retail Market - Gainesville State Farmers' Market
From State Infrastructure Fund 100,000"

Proviso language following Specific Appropriation 1878 on page 321 providing additional funding to the Conservation and Recreation Lands Trust Fund is hereby vetoed. Authority for the additional funding was not enacted into law.

"Funds in the amount of $10,000,000, included in Specific Appropriation 1878 are contingent upon HB 1014 or similar legislation becoming law."

Specific Appropriation 1878C and associated proviso language on page 321 appropriating $112,000 from the Beach Management Trust Fund for environmental/sand source studies is hereby vetoed. No evidence was provided that this project was reviewed competitively along with other needs of the state through the appropriations process.

"1878C Fixed Capital Outlay
Environmental/Sand Source Study - Indian River County
From Beach Management Trust Fund 112,000

The funds in Specific Appropriation 1878C are contingent on a 25% local match."

Specific Appropriation 1883I on page 322 appropriating $225,000 from the Beach Management Trust Fund for environmental/sand source studies in Brevard County is hereby vetoed. No evidence was provided that this project was reviewed competitively along with other needs of the state through the appropriations process.

"1883I Fixed Capital Outlay
Environmental/Sand Source Studies - Brevard County
From Beach Management Trust Fund 225,000"

Specific Appropriation 1883L on page 323 appropriating $1,400,000 from the State Infrastructure Fund for parking facilities at Sunny Isles Beach is hereby vetoed. A contract between the Department of Natural Resources and Dade County concerning restoration of this beach specifies that the county would provide this parking. This project is a local responsibility.

"1883L Fixed Capital Outlay
Sunny Isles Beach/Parking
From State Infrastructure Fund 1,400,000"

Specific Appropriation 1885B on page 323 appropriating $600,000 from the State Infrastructure Fund for development of the Gainesville to Hawthorne Rails to Trails project is hereby vetoed. Legislation establishing the Rails to Trails Program provides for the Department of Natural Resources to determine corridors for acquisition and development. This project was not requested by the Department of Natural Resources nor has adequate information been presented to support the need for the project.

"1885B Fixed Capital Outlay
Development/Gainesville To Hawthorne/Rails To Trails
From State Infrastructure Fund 600,000"

Specific Appropriation 1894A on page 326 appropriating $1,250,000 from the State Transportation (Primary) Trust Fund for construction of a topographic facility in Tallahassee is hereby vetoed. The topographic facility was intended to sit atop a new four story parking garage which was not funded by the Legislature.

"1894A Fixed Capital Outlay
Topographic Facility, Tallahassee
From State Transportation (Primary) Trust Fund 1,250,000"

Specific Appropriation 1898A on page 327 appropriating $35,000 from the State Transportation (Primary) Trust Fund for construction of a new maintenance building in Greensboro is hereby vetoed. This project was not requested by the Department of Transportation nor was adequate information presented to support the need for the project.

"1898A Fixed Capital Outlay
Greensboro Maintenance Building
From State Transportation (Primary) Trust Fund 35,000"

Proviso language following Specific Appropriation 1923A on page 331 appropriating $8,000,000 from the Public Education Capital Outlay and Debt Service Trust Fund to Daytona Beach Community College for the construction of an Administration and Student Services building on the main campus is hereby vetoed. The Department of Education did not request this project and insufficient justification has been provided to properly evaluate the need for this project.

"Admin/Student Svcs Bldg-DB (c) . . . . . 8,000,000"

Proviso language following Specific Appropriation 1923B on page 333, appropriating $400,000 from the Public Education Capital Outlay and Debt Service Trust Fund to the University of Central Florida for a Daytona Beach Research Center is hereby vetoed. This appropriation is for utility and road improvements on the site designated for the project but sufficient information on the overall project scope, cost and schedule is not available to justify state funding at this time.

"Daytona Beach Res Ctr (p,c) . . . . . 400,000"

Proviso language following Specific Appropriation 1923B on page 333, appropriating $4,000,000 from the Public Education Capital Outlay and Debt Service Trust Fund to the University of Central Florida for a Daytona Beach Joint Use Building is hereby vetoed. This appropriation is for the construction of a second joint use building which was not requested by the Board of Regents. This project appears in the future plans of the community college but it does not warrant state funding at this time.

"Daytona Beach Jt Use Bldg (c,e) . . . . . 4,000,000"

Proviso language following Specific Appropriation 1923B on page 333 appropriating $2,000,000 from the Public Education Capital Outlay and Debt Service Trust Fund to the University of Central Florida to provide additional funds for the construction of track facilities is hereby vetoed. This project does not appear on the Board of Regents Three-Year Capital Outlay Project List nor has it been requested by the Commissioner of Education.

"Track . . . . . 2,000,000"

Proviso language following Specific Appropriation 1923B on page 333 appropriating $2,500,000 from the Public Education Capital Outlay and Debt Service Trust Fund to the University of Florida for the planning and construction of the State Museum Exhibit Hall is hereby vetoed. This project does not appear on the Board of Regents Three-Year Capital Outlay Project List nor has it been requested by the Commissioner of Education.

"Museum Annex (p,c) . . . . . 2,500,000"

Proviso language following Specific Appropriation 1923B on page 333 appropriating $200,000 from the Public Education Capital Outlay and Debt Service Trust Fund to the University of West Florida to plan for the construction of an Athletic Facility is hereby vetoed. This project does not appear on the Board of Regents Three-Year Capital Outlay Project List nor has it been requested by the Commissioner of Education.

"Athletic Facilities (p,c) . . . . . 200,000"

Proviso language following Specific Appropriation 1928A on page 336 appropriating $700,000 from the Public Education Capital Outlay and Debt Service Trust Fund for a Joint-Use Education Facility in Broward County is hereby vetoed. The project for Broward Community College, Florida International University and Florida Atlantic University is for Phase II of the Tower facility. The project has not been the subject of an educational facilities survey and was not requested by the Commissioner of Education.

"Broward CC/FAU/FIU Joint Tower
Phase II (p) . . . . . $ 700,000"

Proviso language following Specific Appropriation 1928C on page 336 appropriating $400,000 from the Public Education Capital Outlay and Debt Service Trust Fund for a Public School Project in Bradford County is hereby vetoed. School districts receive funding for maintenance, repairs and new construction by allocation pursuant to section 235.435 (1) and (3), Florida Statutes, respectively. This project was not requested separately by the Commissioner of Education and insufficient information is available to support a level of funding above the normal allocations.

"Bradford School District . . . . . $ 400,000"

Proviso language following Specific Appropriation 1928C on page 336 appropriating $356,891 from the Public Education Capital Outlay and Debt Service Trust Fund for a Public School Project in Lafayette County is hereby vetoed. School districts receive funding for maintenance, repairs and new construction by allocation pursuant to section 235.435 (1) and (3), Florida Statutes, respectively. This project was not requested separately by the Commissioner of Education and insufficient information is available to support a level of funding above the normal allocations.

"Lafayette School District . . . . . 356,891"

Proviso language following Specific Appropriation 1928C on page 336 appropriating $15,000 from the Public Education Capital Outlay and Debt Service Trust Fund for a Public School Project in Levy County is hereby vetoed. School Districts receive funding for maintenance, repairs and new construction by allocation pursuant to section 235.435 (1) and (3), Florida Statutes, respectively. This project was not requested separately by the Commissioner of Education and insufficient information is available to support a level of funding above the normal allocations.

"Levy School District . . . . . 15,000"

Proviso language following Specific Appropriation 1928C on page 337 appropriating $150,000 from the Public Education Capital Outlay and Debt Service Trust Fund for a Public School Project in Taylor County is hereby vetoed. School districts receive funding for maintenance, repairs and new construction by allocation pursuant to section 235.435 (1) and (3), Florida Statutes, respectively. This project was not requested separately by the Commissioner of Education and insufficient information is available to support a level of funding above the normal allocations.

"Taylor School District . . . . . 150,000"

Proviso language following Specific Appropriation 1928C on page 337 appropriating $200,000 from the Public Education Capital Outlay and Debt Service Trust Fund for a Public School Project in Volusia County is hereby vetoed. School districts receive funding for maintenance, repairs and new construction by allocation pursuant to section 235.435 (1) and (3), Florida Statutes, respectively. This project was not requested separately by the Commissioner of Education and insufficient information is available to support a level of funding above the normal allocations.

"Volusia School District-Magnet School . . . 200,000"

Proviso language following Specific Appropriation 1928C on page 337 appropriating $100,000 from the Public Education Capital Outlay and Debt Service Trust Fund for a Public School Project in Washington County is hereby vetoed. School districts receive funding for maintenance, repairs and new construction by allocation pursuant to section 235.435 (1) and (3), Florida Statutes, respectively. This project was not requested separately by the Commissioner of Education and insufficient information is available to support a level of funding above the normal allocations.

"Washington School District Vo-Tech . . . 100,000"

Specific Appropriation 2049 and associated proviso language on page 344 appropriating $595,715 from the State Infrastructure Fund for renovation of the Knott Building is hereby vetoed. Proviso language limited the use of the facility to legislative purposes. The Department of General Services is the appropriate agency to prioritize and satisfy existing space requirements.

"2049 Fixed Capital Outlay
Renovation, Knott Building Leon County
From State Infrastructure Fund 595,715

Funds in Specific Appropriation 2049 shall be used to renovate the Knott Building for use by the legislature. Design and specifications of building renovations shall not be subject to the Department of General Services approval unless requested by the legislature."

Portions of proviso language following Specific Appropriation 2076 on pages 351 and 352 appropriating from the State Transportation (Primary) Trust Fund $4,000,000 for improvements to Creighton Boulevard, Burgess and Olive Roads, $1,300,000 for State Road 78, and $1,575,000 for Biscayne Boulevard is hereby vetoed. These projects are for right-of-way land acquisition and generally are programmed in either the 5-year transportation plan or in the first year implementation of the Strategic Transportation Plan. The Legislature appropriated a substantially higher amount from the State Transportation (Primary) Trust Fund than was contained in the Governor's Recommended Budget. If fully implemented, this appropriation level would impair the department's ability to comply with the financial management requirements of Section 339.135, Florida Statutes. The Legislature passed a joint resolution calling for a Constitutional Amendment to be voted upon in November to permit the sale of bonds for right-of-way acquisition for state roads and for state bridge construction projects. Further, Senate Bill 2F authorizes the Executive Office of the Governor to amend the department's budget to reflect changes and additions to the work program as a result of the issuance of bonds. Accordingly, should additional revenues be generated in 1988-89 from the sale of bonds, the department's budget will be revised to include additional right-of-way and bridge projects as are contained in the increased 5-year transportation plan.

"Funds in Specific Appropriation 2076 include funding for projects as follows:

	PROJECT	AMOUNT
1.	Improvements to Creighton Boulevard, Burgess and Olive Roads	$4,000,000
2.	State Road 78	1,300,000
3.	Biscayne Boulevard	1,575,000"

Proviso language following Specific Appropriation 2083 on page 353 appropriating $7,200,000 from the State Transportation (Primary) Trust Fund for the construction of an interchange at Northwest 22nd Avenue and I-95 in Palm Beach County is hereby vetoed. This project is not in the 5-year transportation plan. Current cost estimates for the project are $9.1 million and thus the amount appropriated will not adequately fund the project. It is unlikely that the project will be ready for production in 1988-89.

"Funds in Specific Appropriation 2083 include $7,200,000 for construction of the Northwest 22nd Avenue interchange with I-95."

Proviso language following Specific Appropriation 2087 on page 353 appropriating from the State Transportation (Primary) Trust Fund, $760,000 for a bridge on County Road 64 and $750,000 for the Pine Island Road Bridge is hereby vetoed. These projects are not on the State Highway System; therefore, it is not appropriate to spend State funds for this purpose.

"Funds in Specific Appropriation 2087 include funding for projects as follows:

	PROJECT	AMOUNT
1.	Bridge on County Road 64	$ 760,000
2.	Pine Island Road Bridge	750,000"

Proviso language following Specific Appropriation 2088 on page 353 appropriating $1,200,000 from the State Transportation (Primary) Trust Fund to resurface U. S. 29 in Escambia County is hereby vetoed. This project is scheduled in the Department of Transportation's work program for 1989-90. The Governor's Recommended Budget proposed to accelerate this project to 1988-89 by using State Infrastructure Funds. The Legislature did not provide these additional funds but appropriated a substantially higher amount from the State Transportation (Primary) Trust Fund which, if fully implemented, would impair the financial condition of the department. Therefore, this project should be completed according to the department's work program schedule.

"1. Resurface U. S. 29, Escambia $ 1,200,000"

Proviso language following Specific Appropriation 2089 on page 354 appropriating $1,936,000 from the State Transportation (Primary) Trust Fund for Okeechobee Boulevard in Palm Beach County is hereby vetoed.

Construction of this project is currently scheduled for 1991-92 in the 5-year transportation plan. Right-of-way acquisition activities are just starting and the project will not be ready for production in the 1988-89 fiscal year.

"2. Okeechobee Boulevard, Work Project
Item 4118522 1,936,000"

Proviso language following Specific Appropriation 2089 on page 354 appropriating $1,174,061 from the State Transportation (Primary) Trust Fund to extend Range Road to State Road 524 in Brevard County is hereby vetoed. Range Road is not on the State Highway System; therefore, it is not appropriate to spend state funds for this purpose.

"4. Extend Range Road to
State Road 524 1,174,061"

Proviso language following Specific Appropriation 2089 on page 354 appropriating $250,000 from the State Transportation (Primary) Trust Fund to widen Post Road in Brevard County is hereby vetoed. Post Road is not on the State Highway System; therefore, it is not appropriate to spend state funds for this purpose.

"5. Widen Post Road, Brevard 250,000"

Proviso language following Specific Appropriation 2089 on page 354 appropriating $400,000 from the State Transportation (Primary) Trust Fund to open 9th and Bayfront onto East Government in the City of Pensacola is hereby vetoed. This project is not on the State Highway System; therefore, it is not appropriate to spend state funds for this purpose.

"6. Open 9th and Bayfront into East
Government, Pensacola 400,000"

Proviso language in Section 9.2.D.2), paragraph 2 on page 359, providing for an increase in the base salaries for selected positions in the Game and Fresh Water Fish Commission is hereby vetoed. The funds appropriated for this purpose in Specific Appropriation 4C are $19,775 from the General Revenue Fund and $76,767 from Trust Funds. These increases would be in addition to 4.5% discretionary funds provided in Specific Appropriation 4 for Selected Exempt Service (SES) and Senior Management Service (SMS) classes. The Department of Administration, which is responsible for maintenance of the SES and SMS pay plans, was not consulted on this request. This uncoordinated approach to maintaining a competitive pay plan is not a sound management practice.

"Funds are provided in Specific Appropriation 4C for an overall average five and one-half percent (5.5%) increase in June 30, 1988 base salaries, for selected positions in the Game and Fresh Water Fish Commission, to be distributed at the discretion of the agency head. The effective date of any salary adjustment given in accordance with this provision shall be July 1, 1988."

Section 12 on page 365 appropriating $3,200,000 from the Working Capital Fund for the Citrus Canker Eradication Program is hereby vetoed. This item duplicates the appropriation in Specific Appropriation 102 on page 13.

"Section 12. From funds in the Working Capital Fund for the 1988-89 fiscal year, up to $3.2 million is hereby appropriated to the Department of Agriculture and Consumer Services to continue the State share of the Citrus Canker Eradication Program. This appropriation is contingent on the Department receiving confirmation from the Federal Government that continuation of the eradication program is required in order to ship fresh fruit from the state. The Executive Office of the Governor, Office of Planning and Budgeting, after consultation with the legislative Appropriation Committees shall release the required funds to the Department."

Section 13 on page 365 appropriating $5,000,000 from the Working Capital Fund for the construction, reconstruction, or renovation of a professional sports facility owned, operated, or on lands owned by a local governmental entity is hereby vetoed. This is a duplication of the appropriation contained in House Bill 1717.

"Section 13. There is hereby appropriated from the Working Capital Fund for the 1988-89 fiscal year, $5,000,000 to the Department of Commerce for construction, reconstruction or renovation of a professional sports facility owned or operated by a local government, special taxing district, or other governmental entity, or for construction, reconstruction, or renovations of a professional sports facility located on property owned by a local government, special taxing district or other governmental entity. This appropriation is contingent upon legislation creating a program in the Department of Commerce for the application and funding for the construction, reconstruction or renovation of professional sports facilities becoming law."

The portions of Senate Bill 1-F which are set forth herein with my objections are hereby vetoed, and all other portions of Senate Bill 1-F are hereby approved.

Sincerely,
Bob Martinez
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules and Calendar.

By permission the following certificate was received:

SUPREME COURT OF FLORIDA

No. 73,796

In re: CERTIFICATION OF JUDICIAL MANPOWER

[March 9, 1989]

EHRLICH, C.J.

Under the provisions of article V, section 9, of the Florida Constitution, it is the responsibility of the Florida Supreme Court to determine the necessity of increasing or decreasing the number of judges required to effectively and efficiently consider and dispose of cases filed for consideration before the respective courts. To this end, we have analyzed case filings and considered other pertinent data. We have evaluated the growth in the workload of the State Courts System over the past five to six years, in light of additional judgeships which have been authorized each year by the Florida Legislature. This certification is predicated on the rapid and considerable growth in caseloads of the various district courts of appeal, and the circuit and county courts.

Annual filings in Florida's district courts of appeal have grown from a total of 13,438 in 1984 to 16,003 in 1988, an increase of 19%. The projected filings for 1989 for these courts total 17,279 cases, which would represent a 29% increase since 1984. While the 1988 Legislature authorized seven additional district court judgeships, effective January 1989, the total number of district court judges has grown by only 15% over the same period.

The circuit courts handle the most serious of Florida's criminal cases, all family matters, a wide range of civil matters involving disputes valued in excess of $5,000, probate and guardianship concerns, and delinquency and dependency cases involving Florida's children and youth. These courts have realized consistent and generally substantial increases over the past six years in every one of these categories of cases, with the exception of dependency proceedings. Total circuit court filings have grown from 513,484 in 1983 to 703,257 in 1988, an increase of 37%. The 1989 forecast for the circuit courts is expected to total 743,586 cases, which would represent an increase of 45% since 1983. During the same period, the number of circuit judges increased by 12.7%, or a total or 43, failing to keep pace with the substantial growth in workload.

Criminal filings over the past two years at the circuit court level have shown the most dramatic and alarming increases of all case types. In 1986, 133,912 felony cases were filed in the circuit courts. That figure increased to 146,818 in 1987, and 172,175 in 1988. Drug-related offenses and those involving the use and trafficking of crack cocaine, in particular, accounted for much of this increase. The number of drug-related crimes grew by 75% in that two-year period, from a 1986 total of 27,520 cases to 47,871 cases in 1988. Between 50 and 75% of prosecutions for other types of offenses, including burglary, theft, and robbery, are thought to be drug-related, that is they are the result of persons seeking funds for the purchase of crack cocaine or other drugs. Juvenile delinquency filings, too, have shown consistent increases over the past five years, ranging from 8 to 10% annually. Here, too, a large share of the delinquency filings is attributable to drug-related offenses. Data provided by the Depart-

ment of Health and Rehabilitative Services shows an increase of 385% for felony-equivalent, drug-related referrals over the past two years. These trends have had a significant effect on the ability of the courts, and the criminal justice system as a whole, to effectively deal with Florida's growing crime problem. Judges have been reassigned to hear criminal and juvenile matters, leaving civil dockets and calendars for probate and guardianship proceedings backlogged. The limited availability of judicial manpower to conduct trials may be contributing to the substantial increase in the number of pleas that are entered in criminal cases, which might not be accepted except for the exigencies created by this unprecedented growth in crimes related directly or indirectly to drugs. This Court is advised by judges and prosecutors in the trial courts that there is a far greater acceptance of pleas to lesser offenses than is deemed desirable, for this very reason. In certain circuits, those defendants whose cases are set for trial are waiting in jail for longer periods, at a time when many of Florida's jails are overcrowded and operating under population caps imposed by the federal courts.

As with the district and circuit courts, Florida's county courts have realized large increases in case filings. There were a total of 3,205,665 cases filed in the county courts in 1982. That figure jumped by approximately 1,000,000, or 29%, to around 4,140,175 in 1988. The increases in county court workload have been most profound in the urban counties and other "growth" areas of the state, particularly in certain counties on the eastern seaboard and southwest Florida. In addition to having to keep pace with the growing number of cases at the county court level, Florida's county judges in these and other counties throughout the state have frequently been assigned on a temporary basis to handle cases at the circuit court level because of the shortage of circuit court judges. In 1988, the equivalent of approximately 17 judge years of county judge time was spent hearing circuit matters. However, since 1982 just 23 new county judgeships have been authorized, an increase of only 11% in the size of the county court judiciary.

In view of the significance of the foregoing facts and trends, this Court is certifying the need for five district court of appeal judges, fifteen circuit court judges, and six county judges. The comparison of the requests for new judges filed by the respective courts and the judgeships certified as needed, for each year of the biennium, is as follows:

REQUESTS/SUPREME COURT CERTIFICATION*

	1989-1990				1990-1991			
	County		Circuit		County		Circuit	
CIRCUIT	Req.	Cert.	Req.	Cert.	Req.	Cert.	Req.	Cert.
1	0		1	1	0		0	
2	0		1		0		0	Rev
3	0		1		0		0	Rev
4	0		1		0		0	Rev
5	0		2	2	0		0	
6	1-Pinellas		1	1	0-Pinellas	Rev	0	
7	1-Putnam 1-Volusia		2	1	0-Putnam 0-Volusia	Rev Rev	0	Rev
8	0		0		0		0	
9	1-Orange		2	2	2-Orange	Rev	2	Rev
10	0		0		0		0	
11	1-Dade	1-Dade	1	1	0		1	Rev
12	1-Manatee	1-Manatee	0		0		0	
13	0		1	1	0		1	1
14	0		1	1	0		0	
15	2-Palm Beach	1-Palm Beach	3	3	1-Palm Beach	1-Palm Beach	3	
16	0		0		0		0	
17	1-Broward	1-Broward	1		1-Broward	1-Broward	1	Rev
18	0		1	1	0		0	
19	1-St. Lucie	1-St. Lucie	1		0		0	Rev
20	1-Collier 1-Charlotte	1-Collier	1	1	0 0-Charlotte	Rev	0	
TOTAL	12	6	21	15	4	2	8	1

	1989-1990		1990-1991	
DCA	Req.	Cert.	Req.	Cert.
1	1	1	0	
2	0		3	1
3	2	2	0	
4	0		0	
5	2	2	0	
TOTAL	5	5	3	1

Rev - Review for consideration in second year.

*Recommended certification in opinion.

The need for additional judicial manpower at the district court of appeal level continues to be critical, notwithstanding the addition of seven new judges, effective January 1, 1989. Those were the first judgeships added to the district courts of appeal since 1982. We are of the opinion that the five judgeships recommended herein are crucial in order to bring developing backlogs under control while enabling judges to commit sufficient time to give due consideration to each case.

Florida Rule of Judicial Administration 2.035(b)(2)(A) establishes "a primary case load of 250 filings per judge" as the level at which additional judgeships are required. As Florida's district courts sit in panels of three, each judge is expected to be conversant with the briefs, record on appeal, and precedent related to three times the number of cases which he or she may handle as primary judge. The inability of the courts to control the number of cases filed and the necessity of dealing with considerably in excess of the 250 filings per judge standard, adopted by rule of this Court, will likely produce two unacceptable results. First, the assignment of substantially in excess of 250 filings per judge to each judge on a three judge panel will move Florida's district courts toward what could effectively be single-judge panel decisions. Judges who do not have primary assignments for the preparation of the opinion in a case will simply not have sufficient time to play a meaningful collegial role in the development of a decision and an opinion in that case. Further, judges will be forced to rely on their law clerks to a greater extent than is desirable in the preparation of draft analyses of cases and the reading of the record on appeal in each case, as well as associated research. Florida's appellate judges must have sufficient time to properly review and study all cases assigned to their panels, not just those for which they are principally responsible, and to bring to each case the scholarship that every litigant has a right to expect. The quality of justice they dispense collectively is dependent upon the time each judge can devote to every case. A judicial overload inevitably shortchanges the litigants and the public and should not be tolerated.

District court filings per judge in 1989 are projected to range between 308 for the First District Court of Appeal and 330 and 400 for the Third and Fifth District Courts of Appeal, respectively, at current staffing levels. If the five judges certified as necessary were authorized and available to assist with the projected case loads for these courts in the 1989 calendar year, the filings per judge for the district courts would be in the range of 275 to 315. However, it is unlikely that the requested judicial positions, even if authorized, will be effective any earlier than January 1990. We expect that 1990 will see an additional 1,000 cases added to the collective workload of the district courts; a workload sufficient to require yet another four judgeships.

Two other factors must be considered relative to this Court's request on behalf of the First, Third, and Fifth District Courts of Appeal. First, pending case inventories for the district courts have shown dramatic increases since 1985. As of June 1988, the total number of cases pending in the district courts has grown to 10,523, an increase of 31.3% from 8,015 in June 1985. The legislature has provided sufficient resources for office automation systems that enable judges and court staff to avail themselves of word processing and automated case management support, as well as automated legal research tools. Several have experimented with "fast track" procedures designed to expedite the handling of certain priority cases. The Fourth District Court of Appeal, with a grant from the State Justice Institute, is in the process of implementing an experimental appellate mediation program for civil cases. While the district courts have worked diligently to increase their output, the number of dispositions by the district courts has increased only 8% from 1985 through 1988.

Second, the mixture of cases in the First, Third, and Fifth District Courts of Appeal further supports our certification. The First District Court of Appeal has exclusive jurisdiction of worker's compensation appeals. That court also receives a much larger number of administrative matters and appeals of state agency rulings than the other district courts. This latter type of litigation involves a broad range of issues and can be neither evaluated nor disposed of in a routine fashion. The Third District Court of Appeal has an unusually high percentage of civil matters, compared to criminal filings. Unlike criminal appeals, which often involve *Anders** questions and more routine postconviction matters, such civil proceedings generally demand more extensive and original research. We have limited the certification for the second year to one judgeship for the Second District Court of Appeal but will review and reconsider the full request of that court or the others next year.

Florida Rule of Judicial Administration 2.035(b)(1) sets forth the criteria for certification of need for judges at the trial court level. As with certifications of recent years, we have placed the greatest weight on statistical data reflecting the growth and composition of case loads filed in the various circuits and counties. We have determined that the most consistent and reliable factor at the circuit court level is total case filings per judge. Criminal, civil, probate, guardianship, and juvenile case filings for each circuit are also evaluated by applying different weights reflecting the differential requirements for judicial hearing time and attention. The filings per judge statistics for the county courts are adjusted to exclude worthless check offenses and civil traffic infractions. Other factors, in addition to those prescribed in Florida Rule of Judicial Administration 2.035, include the extent of use of county and retired judges on temporary assignment; the availability of supplemental hearing resources (child support hearing officers, commissioners, and general or special masters); the extent of reliance on mediation and arbitration to resolve cases; and special local circumstances that affect case handling.

As recommended by the Supreme Court's Court Workload and Statistics Committee, we used 1,865 circuit filings per judge as a threshold at which there is a presumptive need for additional judgeships. The average workload for circuit judges in Florida grew from 1,600 filings per judge in 1984 to approximately 1,900 filings per judge in 1988, an increase of 19%. Based on forecasts of circuit filings for 1989 and current staffing levels, every court for which certification is made, with the exception of the Eleventh Judicial Circuit, will have in excess of 1,950 filings per judge in that year. Six of the courts for which certification is made will have in excess of 2,000 filings per judge. For these reasons, the certification for the circuit courts is greater in number than in past years. It is still considered conservative given the substantially increased workloads these courts face. This Court was particularly conservative in its request for only ten circuit judgeships last year, noting that to be "a 'barebones' minimum." *In re Certification of Judicial Manpower*, 521 So.2d 116 (Fla. 1988). Several of the courts for which one or more judges are certified this year, including the Fifth and Fifteenth Judicial Circuits, could well have justified one or more positions last year.

The Eleventh Judicial Circuit is projected to have 1,803 filings per judge in 1989, which is below the certification threshold. Yet this court continues to experience problems which justify their request for an additional judge. First, the court, at county expense, employs in excess of thirty full-time interpreters who are proficient in several languages to translate testimony and instructions and rulings from the bench in judicial proceedings. Well over 125,000 translations are conducted each year. This slows the judicial process and impedes judicial productivity. Second, the demands of administering a court of close to 100 judges are substantially greater than for most other circuits. Considerable case handling time is lost by the chief and divisional administrative judges in order to attend to administrative details.

Two courts that requested additional circuit judges for fiscal year 1989-90, but for which no certification is made this year, are the Second and Fourth Judicial Circuits. Both courts may well be in need of additional judicial manpower, but statistical data reported for those courts was not deemed reliable. Audits of reporting procedures conducted in both Leon and Duval Counties by staff of the Office of the State Courts Administrator over the past year indicated a lack of compliance with the standards established for the Summary Reporting System Statistics, which produces most of the case-related data for certification. While the clerks' offices in these counties have taken steps to resolve reporting discrepancies, additional audits will be necessary to determine if reported data is reliable. Thus, the need for additional judges for these circuits will be reconsidered next year, if the reporting problems are eliminated and accurate amended reports are filed.

Six county judges are requested for fiscal year 1989-90. In evaluating the need for such positions we relied principally on filings data adjusted to include only criminal, civil, and DUI cases. Worthless check cases, non-DUI criminal traffic and civil traffic infractions were excluded because of their limited requirements for judicial time, the diversion of large numbers of worthless check cases in selected circuits, and the variability and volume of such cases reported from county to county. For purposes of this certification, we used 4,000 filings per judge as the threshold at which there is a presumptive need for additional positions. Courts with such case loads are judged to be operating at capacity. Most had scant time to assist with case assignments at the circuit court level. Where the judges in these counties did help with circuit court workload, it was likely to the detriment of case processing in the county courts. All counties for which

certification of need is made are projected to have between 4,100 and 5,900 adjusted filings per judge in 1989. The workloads in Palm Beach and Broward Counties are sufficient to justify more than one additional judge, and a second judge is certified for each in fiscal year 1990-91. Pinellas, Volusia, Orange, and Charlotte Counties also appeared to be operating near capacity, and the judges in those counties were not generally available to provide support at the circuit level. The requests of these courts will be given serious consideration as next year's certification is formulated. We will also reevaluate the criteria applied in certifying the need for additional county judges at that time.

In formulating this certification, we considered the possible impact of implementation of the recently adopted amendment to the Florida Constitution authorizing the establishment of a system of civil traffic infraction hearing officers. Our position is that such hearing officer positions, whether established through state or local funding, would not be effective in handling cases early enough to lessen the need for those county court judges certified as necessary herein. Certainly, future certifications will have to measure the extent to which civil traffic infraction hearing officers free county judges to hear other matters.

It must be pointed out that Florida trial courts have addressed workload pressures by relying heavily on the temporary assignment of retired judges. Just under 4,000 days of service were provided by retired judges in fiscal year 1987-88. Demand for their services far outstripped appropriations and this trend is expected to continue in the future. This is particularly true as the Office of the Statewide Prosecutor is now staffed to try a greater number of cases than in prior years. Such cases generally do not conclude in pleas and result in lengthy trials with multiple defendants, which strain existing judicial resources. The Statewide Prosecutor has requested that approximately 400 days of retired judge time be allocated to conduct these trials. Requests by chief judges for the assignment of retired judges to hear such cases are expected to become routine. For the foregoing reasons, the Court is seeking full funding of its fiscal year 1988-89 budget request, for approximately 4,400 days of retired judge service. This is viewed as a critical companion measure of the judicial certification.

In conclusion, it must be emphasized that the chief judges of the trial and appellate courts were urged to ask for only the number of judges they feel are truly necessary to keep up with increases in case filings and avoid further backlogs. It is the view of this Court that they have responded in good faith. Full funding for the requests certified is deemed absolutely essential if Florida's courts are to fulfill their constitutional duties to try cases in a fair, impartial, and timely manner.

OVERTON, McDONALD, SHAW, BARKETT, GRIMES AND KOGAN, JJ., Concur

Original Proceeding - Certification of Judicial Manpower

**Anders v. California, 386 U. S. 738 (1967).*

STANDING COMMITTEES AND SUBCOMMITTEES
(With Revisions)

Agriculture

Senator Thurman, Chairman; Senator Souto, Vice-Chairman; Senators D. Childers, Crenshaw, Gardner, Kirkpatrick, Peterson, Thomas and Woodson-Howard

Appropriations

Senator Margolis, Chairman; Senator Grizzle, Vice-Chairman; Senators Bankhead, Beard, Brown, Casas, Crenshaw, W. D. Childers, Davis, Gardner, Grant, Jennings, Johnson, Kirkpatrick, McPherson, Myers, Peterson, Scott, Stuart, Thomas and Walker

Subcommittee A: Senator Kirkpatrick, Chairman; Senators Beard, Casas, W. D. Childers, Gardner, Jennings and McPherson

Subcommittee B: Senator Peterson, Chairman; Senators Crenshaw, Johnson, Stuart and Walker

Subcommittee C: Senator Myers, Chairman; Senators Bankhead, Brown, Davis, Grant and Thomas

Commerce

Senator D. Childers, Chairman; Senator Crenshaw, Vice-Chairman; Senators Bankhead, Bruner, Casas, Deratany, Forman, Gardner, Grant and Thomas

Community Affairs

Senator Meek, Chairman; Senator Forman, Vice-Chairman; Senators Davis, Kirkpatrick, Kiser, Margolis, Plummer, Ros-Lehtinen and Thurman

Corrections, Probation and Parole

Senator Plummer, Chairman; Senator Woodson-Howard, Vice-Chairman; Senators Girardeau, Grizzle, Thurman and Walker

Economic, Professional and Utility Regulation

Senator Jennings, Chairman; Senator Davis, Vice-Chairman; Senators Kirkpatrick, Kiser, Malchon, Margolis, McPherson, Myers, Peterson and Scott

Education

Senator Johnson, Chairman; Senator Walker, Vice-Chairman; Senators D. Childers, Forman, Gardner, Myers, Peterson, Stuart and Woodson-Howard

Ethics and Elections

Senator Brown, Chairman; Senator Dudley, Vice-Chairman; Senators W. D. Childers, Deratany, Kirkpatrick, Kiser, Malchon, Plummer and Thurman

Executive Business

Senator Grizzle, Chairman; Senator Peterson, Vice-Chairman; Senators Beard, Dudley and Girardeau

Finance, Taxation and Claims

Senator Deratany, Chairman; Senator Bruner, Vice-Chairman; Senators D. Childers, Dudley, Forman, Girardeau, Kiser, Langley, Malchon, Souto, Weinstein and Weinstock

Governmental Operations

Senator Kiser, Chairman; Senator Gardner, Vice-Chairman; Senators Brown, Bruner, Crenshaw and Langley

Health and Rehabilitative Services

Senator Weinstock, Chairman; Senator Ros-Lehtinen, Vice-Chairman; Senators Bankhead, Davis, Gardner, Grant, Malchon, Meek, Stuart, Weinstein and Woodson-Howard

Health Care

Senator Malchon, Chairman; Senator Bankhead, Vice-Chairman; Senators W. D. Childers, Grizzle, McPherson and Ros-Lehtinen

Higher Education

Senator Stuart, Chairman; Senator Plummer, Vice-Chairman; Senators Davis, Johnson, Kirkpatrick, Meek, Ros-Lehtinen, Scott, Thurman and Weinstock

Insurance

Senator W. D. Childers, Chairman; Senator Langley, Vice-Chairman; Senators Deratany, Jennings, Scott, Thomas, Walker and Weinstein

Judiciary-Civil

Senator Weinstein, Chairman; Senator Langley, Vice-Chairman; Senators Casas, Davis, Dudley, Girardeau, Grant, Johnson, Margolis, Plummer and Stuart

Judiciary-Criminal

Senator Grant, Chairman; Senator Girardeau, Vice-Chairman; Senators Beard, Johnson, Peterson and Stuart

Natural Resources and Conservation

Senator McPherson, Chairman; Senator Grizzle, Vice-Chairman; Senators Brown, W. D. Childers, Crenshaw, Kirkpatrick, Souto and Thurman

Personnel, Retirement and Collective Bargaining

Senator Ros-Lehtinen, Chairman; Senator Girardeau, Vice-Chairman; Senators Crenshaw, Meek and Weinstein

Regulated Industries

Senator Thomas, Chairman; Senator Casas, Vice-Chairman; Senators Bruner, Deratany, Forman, Jennings, Margolis and Scott

Rules and Calendar

Senator Scott, Chairman; Senator Gordon, Vice-Chairman; Senators Beard, W. D. Childers, Deratany, Gardner, Girardeau, Jennings, Kiser, Langley, Margolis, McPherson, Myers, Peterson and Thomas

Transportation

Senator Beard, Chairman; Senator Forman, Vice-Chairman; Senators Bruner, Deratany, Jennings, Kiser, Myers and Weinstock

* Senator Gordon, as Majority Leader, is a voting member of all standing committees and standing subcommittees, but is not counted in quorum consideration nor held to attendance requirements of the Senate Rules.

SELECT COMMITTEE

Seaports

Senator D. Childers, Chairman; Senators Bankhead, Bruner, Davis, Deratany, Margolis, Scott and Woodson-Howard

JOINT SELECT COMMITTEES

Citrus Canker

Senator Thurman, Alternating Chairman; Senators Casas, Gardner, Kirkpatrick, Kiser and Weinstein

Community Development Corporations

Senators Grizzle, Malchon and Meek

Growth Management Implementation

Senator Grizzle, Alternating Chairman; Senators Brown, Malchon, McPherson, Meek and Scott

Legislative Retirement Study

Senator W. D. Childers, Co-Chairman; Senators Jennings and Johnson

JOINT COMMITTEES

Administrative Procedures

Senator Kiser, Alternating Chairman; Senators Dudley and Walker

Advisory Council on Intergovernmental Relations

Senator Langley, Alternating Chairman; Senators Brown, D. Childers and Myers

Legislative Auditing

Senator Kirkpatrick, Alternating Chairman; Senators Johnson, Souto, Weinstein and Weinstock

Legislative Information Technology Resources

Senator Stuart, Alternating Chairman; Senators Gardner and Johnson

Legislative Management

Senator W. D. Childers, Alternating Chairman; Senators Margolis and Scott

RECESS

Pursuant to the motion by Senator Scott previously adopted, upon dissolution of the joint session at 11:50 a.m., the Senate recessed to reconvene Wednesday, April 5 at 9:30 a.m.

SENATE PAGES
April 3-7

Christine Mickler Arnold, Jacksonville; Michael Murphy Cosgrove, Miami; Brandice Keller Davidson, Tallahassee; Sandi D'Azevedo, Ft. Lauderdale; Gretchen L. Ergenbright, Lakeland; Geri L. Hanson, West Palm Beach; Lee Edward Jernigan, Tallahassee; Shannon McElheney, Lutz; Peggy L. Miller, Cocoa Beach; Decca Palladino, Monticello; Charles Paviolitis, Coral Springs; Scott A. Remington, Shalimar; Nancy Reuter, Vero Beach; Nikki Lynn Rogers, Kissimmee; Laurie Ilene Silver, Pembroke Pines; Michelle Stone, Pembroke Pines; Kristin Elaine Watts, Deland