



# Journal of the Senate

Number 11

Friday, May 5, 1989

## REPORTS OF COMMITTEES

The Committee on Commerce recommends the following pass: SB 1200 with 2 amendments

The Committee on Community Affairs recommends the following pass: SB 641, SB 1194

The Committee on Education recommends the following pass: SB 219, SB 614, SB 650, SB 958

The Committee on Finance, Taxation and Claims recommends the following pass: HB 1413 with 1 amendment, SB 288, SB 594 with 2 amendments, CS for SB 658, SB 839, SB 840 with 2 amendments

The Committee on Governmental Operations recommends the following pass: SB 338

The Committee on Health and Rehabilitative Services recommends the following pass: SB 1313

The Committee on Higher Education recommends the following pass: SB 355, SB 616 with 1 amendment, SB 852, SB 1104

The Committee on Judiciary-Criminal recommends the following pass: SB 411, SB 881, SB 920

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 390, CS for SB 439, CS for SB 742

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

The Committee on Higher Education recommends the following pass: SB 916 with 1 amendment

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

The Committee on Governmental Operations recommends the following pass: SB 1333

The Committee on Higher Education recommends the following pass: SB 253, SB 408

The Committee on Insurance recommends the following pass: SB 897, SB 1056

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

The Committee on Education recommends the following pass: SB 435 with 1 amendment

The Committee on Health and Rehabilitative Services recommends the following pass: SB 1389

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

The Committee on Community Affairs recommends the following pass: SB 792

**The bill was referred to the Committee on Health and Rehabilitative Services under the original reference.**

The Committee on Judiciary-Criminal recommends the following pass: SB 1031 with 2 amendments

**The bill was referred to the Committee on Health Care under the original reference.**

The Committee on Education recommends the following pass: SB 445 with 3 amendments

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

The Committee on Agriculture recommends the following pass: SB 308 with 3 amendments

The Committee on Commerce recommends the following pass: SB 783, SB 830

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

The Committee on Agriculture recommends the following pass: SB 912

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

The Committee on Education recommends the following pass: SB 849

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

The Committee on Ethics and Elections recommends the following pass: SJR 324

The Committee on Finance, Taxation and Claims recommends the following pass: SJR 270

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

The Committee on Agriculture recommends the following pass: HB 834

The Committee on Community Affairs recommends the following pass: SB 212, SB 354

The Committee on Economic, Professional and Utility Regulation recommends the following pass: SB 419

The Committee on Finance, Taxation and Claims recommends the following pass: SB 715, SB 1258 with 1 amendment, SB 1259, SB 1260

The Committee on Governmental Operations recommends the following pass: SB 137, SB 811, SB 1238

The Committee on Health and Rehabilitative Services recommends the following pass: SB 655

The Committee on Higher Education recommends the following pass: SB 727 with 1 amendment, SB 895

The Committee on Judiciary-Criminal recommends the following pass: CS for SB 238, CS for SB 250, SB 743, SB 1005, SB 1111

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

The Committee on Commerce recommends the following not pass: SB 603

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 528

The Committee on Economic, Professional and Utility Regulation recommends a committee substitute for the following: SB 1000

The Committee on Education recommends committee substitutes for the following: SB 102, SB 320, SB 350, SB 404, SB 1066

The Committee on Finance, Taxation and Claims recommends a committee substitute for the following: SB 793

The Committee on Governmental Operations recommends a committee substitute for the following: SB 508

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 226, SB 877, SB 1241, SB 1455

The Committee on Higher Education recommends committee substitutes for the following: SB 575, SB 1184, SB 1192

The Committee on Insurance recommends a committee substitute for the following: SB 1230

The Committee on Judiciary-Civil recommends committee substitutes for the following: SB 2, SB 635, SB 664, SB 1305

The Committee on Judiciary-Criminal recommends a committee substitute for the following: SB 356

The Committee on Transportation recommends a committee substitute for the following: SB 776

**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 Corrections, Probation and Parole recommends a committee substitute for the following: Senate Bills 1327 and 1098

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

The Committee on Governmental Operations recommends a committee substitute for the following: SB 1052

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

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1025

The Committee on Economic, Professional and Utility Regulation recommends a committee substitute for the following: SB 1225

The Committee on Education recommends a committee substitute for the following: SB 1396

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 789, SB 1270

The Committee on Higher Education recommends committee substitutes for the following: SB 421, SB 1020

The Committee on Insurance recommends a committee substitute for the following: SB 894

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 191

The Committee on Transportation recommends committee substitutes for the following: SB 726, SB 1055

**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 Commerce recommends a committee substitute for the following: SB 1398

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: Senate Bills 1315 and 171

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 1264

The Committee on Transportation recommends committee substitutes for the following: SB 997, SB 1124

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1061

The Committee on Education recommends a committee substitute for the following: SB 610

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

The Committee on Economic, Professional and Utility Regulation recommends a committee substitute for the following: SB 332

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

The Committee on Education recommends a committee substitute for the following: SB 433

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1322

The Committee on Economic, Professional and Utility Regulation recommends a committee substitute for the following: SB 165

The Committee on Insurance recommends a committee substitute for the following: SB 1386

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

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 882

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 284

The Committee on Transportation recommends a committee substitute for the following: Senate Bills 846, 52 and 769

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

The Committee on Governmental Operations recommends a committee substitute for the following: SB 905

The Committee on Judiciary-Criminal recommends a committee substitute for the following: SB 1325

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

The Committee on Agriculture recommends a committee substitute for the following: SB 898

The Committee on Appropriations recommends a committee substitute for the following: SB 1310

The Committee on Economic, Professional and Utility Regulation recommends committee substitutes for the following: SB 827, SB 1120, SB 1218, SB 1253

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: CS for SB 695, SB 1249

The Committee on Governmental Operations recommends committee substitutes for the following: SB 473, SB 667, SB 1334

The Committee on Insurance recommends committee substitutes for the following: SB 1292, SB 1374

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 1106

The Committee on Judiciary-Criminal recommends a committee substitute for the following: SB 874

The Committee on Transportation recommends committee substitutes for the following: SB 199, SB 682

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

#### REQUESTS FOR EXTENSION OF TIME

May 3, 1989

The Committee on Appropriations requests an extension of 15 days for consideration of the following: Senate Bills 2, 15, 17, 23, 24, 26, 28, 36, 40, 45, 49, 63, 71, 86, 101, 110, 113, 119, 126, 135, 159, 164, 168, 170, 179, 185, 190, 207, 208, 210, 218, 220, 225, 226, 230, 232, 240, 246, 247, 256, 260, 268, 271, 272, 273, 274, 282, 295, 297, 298, 304, 307, 312, 313, 315, 318, 321, 335, 346, 347, 356, 377, 411, 412, 414, 416, 429, 440, 454, 482, 488, 493, 495, 498, 499, 507, 528, 536, 543, 544, 560, 561, 562, 570, 578, 582, 587, 604, 615, 635, 637, 641, 648, 664, 672, 687, 692, 693, 710, 711, 719, 732, 756, 761, 776, 780, 786, 787, 791, 845, 856, 877, 881, 920, 948, 972, 1017, 1036, 1062, 1129, 1141, 1160, 1188, 1194, 1199, 1200, 1214, 1230, 1241, 1281, 1298, 1305, 1310, 1313, 1455; House Bills 818, 1380

#### INTRODUCTION AND REFERENCE OF BILLS

##### First Reading

By the Committee on Appropriations—

**SB 1500**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1989, and ending June 30, 1990, to pay salaries, other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Appropriations—

**SB 1501**—A bill to be entitled An act relating to implementing the fiscal year 1989-1990 General Appropriations Act; providing legislative intent; authorizing expenditure of funds by Guardian Ad Litem Program in certain dissolution proceedings; requiring state attorneys and public defenders to submit a report of certain expenditures; prohibiting the Department of Professional Regulation from expending funds for the lease, possession, or acquisition of specified space for office or other use; extending authorization to transfer certain funds within the Department of State; specifying use of such funds for review and appropriate action on gun permits and concealed weapons or firearms licenses; abolishing the trust funds of certain agencies and providing for transfer of moneys therein; reviving specified trust funds scheduled for repeal; authorizing the Board of Trustees of Lake-Sumter Community College to receive a gift of property in Sumter County; authorizing the Board of Regents to construct housing projects at the University of Florida, Florida State University, Florida A & M University, and the University of Central Florida, which may be partially financed from revenue bonds; providing an extension of the reversion date on a project at Palm Beach Junior College; providing a retroactive effective date and an expiration date.

—was referred to the Committee on Appropriations.

**SB 1502, SR 1503, SB 1504 and SB 1505** were introduced out of order and referred May 2.

**SR 1506** was introduced and adopted April 27.

By Senator Malchon—

**SR 1507**—A resolution recognizing May 16, 1989, as "Tampa Bay Day in Tallahassee."

—was referred to the Committee on Rules and Calendar.

By Senator Souto—

**SR 1508**—A resolution commending Agustin W. Castellanos, M.D., for his accomplishments in the field of medicine.

—was referred to the Committee on Rules and Calendar.

By Senator D. Childers—

**SB 1509**—A bill to be entitled An act relating to Hendry County; creating the Area Housing Commission of Clewiston, LaBelle, and Hendry County; providing exemptions from provisions of ss. 421.05 and 421.07, F.S.; providing for appointment, term of office, and removal of members of the commission; providing additional powers to those granted in s. 421.08, F.S.; authorizing the commission to transact business and exercise its functions within the corporate limits of Clewiston and LaBelle and the unincorporated areas of Hendry County and to apply for and accept grants, loans, and subsidies; providing that conflicting laws are superseeded; 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 Souto—

**SR 1510**—A resolution commemorating Francisco A. Hernandez, M.D.

—was referred to the Committee on Rules and Calendar.

By Senator D. Childers—

**SB 1511**—A bill to be entitled An act relating to Hendry and Collier Counties; creating the Cow Slough Water Control District; providing district boundaries; prescribing powers, privileges, duties, liability, and officials; providing applicability of the provisions of chapter 298, F.S., to said district; providing for the appointment of the first board of supervisors and the election of future supervisors, defining their terms of office, prescribing their duties, powers, and qualifications, and fixing their compensation; providing for the levy of assessments and taxes upon the lands in said district and for the collection and enforcement thereof; providing that taxes shall be a lien on lands in the district and providing for the collection and enforcement of district taxes at the same time and in like manner as county taxes; providing that said taxes shall be extended by the county property appraiser on the county tax roll and shall be collected by the tax collector in the same manner and time as county taxes; providing for the same discounts and penalties as county taxes and providing for the compensation of the county taxing officials; providing for the levy of a uniform acreage tax on lands in said district to be used for paying the expenses of organizing said district; authorizing said district to borrow money and issue negotiable or nonnegotiable notes, bonds, and other evidences of indebtedness in order to better carry out the provisions of this act; providing water control and management, reclamation, and irrigation of the lands in said district by units; providing severability; providing for precedence over conflicting laws; providing that district does not have the power of condemnation over specified property; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Deratany—

**SB 1512**—A bill to be entitled An act relating to Brevard County; amending chapter 87-423, Laws of Florida, as amended; providing for the additional court cost assessed by the circuit and county court against each person convicted or having adjudication withheld for a violation of a state criminal statute or municipal or county ordinance or traffic offense in Brevard County, to be used to fund the Brevard Police Testing and Certification Center at Brevard Community College; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Souto—

**SR 1513**—A resolution encouraging persons to clean up parks in this state.

—was referred to the Committee on Rules and Calendar.

By Senator Weinstein—

**SR 1514**—A resolution commending Lawrence "Ed" Hoffman.

—was referred to the Committee on Rules and Calendar.

By Senator Souto—

**SB 1515**—A bill to be entitled An act relating to the School Board of Dade County, Florida; providing for the relief of Roberto Penafiel, a minor, by and through his parents and next of friends, Grimalda and Bolivar Penafiel, individually, to compensate them for serious physical and psychological injury to Roberto Penafiel while he was under the supervision of the School Board of Dade County, Florida; providing for payment by the School Board of Dade County, Florida; 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 Crawford—

**SR 1516**—A resolution honoring mothers and commemorating the seventy-fifth anniversary of Mother's Day.

—was referred to the Committee on Rules and Calendar.

By Senator Thurman—

**SR 1517**—A resolution commending North Marion Middle School for its youth exchange program with the Soviet Union.

—was referred to the Committee on Rules and Calendar.

By Senator Souto—

**SR 1518**—A resolution encouraging people in this state to do business with governments that maintain democratic principles and respect the right to self-determination.

—was referred to the Committee on Rules and Calendar.

By Senator Souto—

**SR 1519**—A resolution commending persons and corporations which strive to improve the social, economic, and environmental conditions of this state.

—was referred to the Committee on Rules and Calendar.

By Senator Souto—

**SR 1520**—A resolution commending Keep Dade Beautiful, Inc., for its efforts and accomplishments in protecting and enhancing the environment.

—was referred to the Committee on Rules and Calendar.

By Senator Johnson—

**SR 1521**—A resolution commending Ronald T. Hanson for his years of service as the President of Venice Hospital.

—was referred to the Committee on Rules and Calendar.

By Senator Girardeau—

**SB 1522**—A bill to be entitled An act relating to the civil service board of the City of Jacksonville; amending s. 19.02, ch. 67-1320, Laws of Florida, as amended, being the Charter of the City of Jacksonville; providing for the appointment of civil service board members; providing for terms of membership, qualifications of members, and filling vacancies; limiting the number of terms a member may serve; providing for the removal of a member; providing for electing a chairman; defining a quorum; providing for the compensation of board members; providing for current members to complete their terms; restricting their eligibility for reappointment; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Plummer—

**SR 1523**—A resolution expressing regret at the death of Senator R. Bunn Gautier, Jr.

—was referred to the Committee on Rules and Calendar.

By Senator McPherson—

**SB 1524**—A bill to be entitled An act relating to the Port Everglades District and the Port Everglades Authority in Broward County; codifying laws relating to the Port Everglades District and the Port Everglades Authority; amending and revising chapter 59-1157, Laws of Florida, as amended; providing legislative intent; providing for the codification of future amendments to chapter 59-1157, Laws of Florida, as amended; requiring a copy of the charter, Code of Resolutions, and maps of the Port Jurisdictional Area and Restricted Use Zone to be maintained and available for public inspection; providing for the periodic review of the charter; deleting provisions relating to the Broward County Port Authority and the Broward County Port District; deleting provisions providing for the amendment of the charter; revising and adding definitions; providing that the Port Everglades District shall be an independent special district; providing for and defining a Restricted Use Zone; revising the Port Everglades District's fiscal year; amending the Port Everglades Authority's powers and duties; deleting provisions granting a lien on cargo, goods, or other personal property; providing for the participation in the establishment and operation of a transportation system associated with the port jurisdictional lands; authorizing the Port Everglades Authority to adopt, amend, and implement a comprehensive plan and land development regulations for the Port Jurisdictional Area; providing for the protection of persons and property within the Port Jurisdictional Area; deleting provisions providing for the publication of a schedule of stevedoring and longshoremen's charges; providing for police and fire protection within the Port Jurisdictional Area; providing for the enforcement of ch. 327, F.S.; providing for exclusive franchises; providing for the expenditure of funds and the incurring of debt; providing for the compensation of governmental entities under certain circumstances; authorizing penalties; expanding the Port Everglades Authority's eminent domain powers; providing for the acceptance of gifts; providing for the election and appointment of commissioners; providing the procedure for resignations and filling vacancies; providing residency requirements; providing for special committees; providing for regular and special meetings of the Port Everglades Authority; authorizing the Port Everglades Authority to set its own salary and monthly expenses after a public hearing; requiring general statements of policy to be adopted by resolution; providing for administrative assistants for the commissioners; providing for the restriction or prohibition of access to the Port Jurisdictional Area under certain circumstances; providing for a deputy port director, assistant port attorneys, and an internal auditor; providing for a police and fire department; providing for advisory and standing committees; deleting provisions requiring a port treasurer, a port secretary, oath of office, and official bonds; deleting provisions requiring an audit by the Auditor General; deleting provisions relating to the Port Operational Fund and the disposition of funds; providing for a code of ethics for commissioners and employees; authorizing the Port Everglades Authority to adopt standards of conduct more stringent than those provided for in part III of ch. 112, F.S.; providing for the levying and assessment of ad valorem taxes and special assessments; providing the purposes for which ad valorem taxes may be assessed; expanding the Port Everglades Authority's bonding powers; providing for the sale of bonds; providing for ancillary agreements incidental to the sale of bonds; providing for the investment of bond proceeds; repealing provisions relating to freeholder requirements in bond elections; deleting provisions relating to debt limit, anticipation time warrants, and investigations; providing for the liberal construction of the Port Everglades Authority's bonding powers; providing for the sale, exchange, and lease of real or personal property and deleting certain restrictions on same; providing procedures for and restricting the sale or exchange of property within the Restricted Use Zone; providing procedures for the sale or exchange of property other than property within the Restricted Use Zone; providing procedures for the lease of property; providing procedures and criteria for granting exclusive and nonexclusive franchises and permits to do business; authorizing fees for franchises and permits to do business; providing for the denial, suspension, or revocation of a franchise or permit to do business; granting the Port Everglades Authority exclusive jurisdiction over streets and highways within the Port Jurisdictional Area; providing for the regulation of traffic; providing for the purchase of goods, supplies, materials, or equipment of \$25,000 or less without competition; providing for the award of contracts for the construction or repair of public improvements or public works in amounts less than \$25,000 without competition; requiring competitive bids for the purchase of goods, supplies, materials, or equipment and contracts for the construction or repair of public improvements or public works over \$25,000; providing preference to businesses within the Port District; authorizing the Port Everglades Author-

ity to encourage greater participation in its contracts by small disadvantaged businesses; providing liability for torts to the extent specified in s. 768.28, F.S.; providing for the construction of the charter; preserving municipal boundaries and ad valorem taxing authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By the Committee on Appropriations—

**SB 1525**—A bill to be entitled An act relating to the State Infrastructure Fund; amending s. 212.235, F.S.; providing for reversion of receipts to the General Revenue Fund; providing for transfer of additional funds into the State Infrastructure Fund; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator McPherson—

**SB 1526**—A bill to be entitled An act relating to Broward County; amending ss. 1, 2, ch. 86-364, Laws of Florida; providing a maximum speed limit for vessels on certain waterways in Broward County; providing an exception for posted areas; establishing a maximum allowable wake created by a vessel on such waterways; providing penalties; authorizing the use of certain measuring devices for purposes of enforcing restrictions on vessel speed and wake; providing a maximum sound level for vessels on certain waterways in Broward County; providing penalties; providing for the deposit of fines and penalties in the Motorboat Revolving Trust Fund; providing an appropriation; providing an effective date.

Proof of publication of the required notice was attached.

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

#### FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Judiciary-Civil and Senator Crenshaw—

**CS for SB 2**—A bill to be entitled An act relating to payments to jurors and witnesses; amending s. 28.241, F.S.; providing for an incremental increase in certain additional service charges paid to the clerk; limiting increase to certain cases; 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.

By the Committee on Education and Senators Johnson and McPherson—

**CS for 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 Board of Regents, 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; creating the Office of Environmental Education and the position of Coordinator of Environmental Education in the office of the Commissioner of Education; amending s. 229.8058, F.S.; creating the Advisory Council on Environmental Education within the Joint Legislative Management Committee; providing membership and authorization for the council to employ staff; transferring certain equipment and materials to the Joint Legislative Management Committee; providing responsibilities of the Advisory Council on Environmental Education; directing the Governor to administer a grant program for environmental education; authorizing certain organizations and projects to be eligible for the grants; creating the Interagency Environmental Education Coordinating Committee to coordinate the environmental education programs of certain state agencies and water management districts; providing for appointments; providing for payment of per diem and travel expenses; providing for regular meetings of members and staff of specified entities; creating the Save Our State Environmental Education Trust Fund; amending s. 24.115, F.S.;

assigning all unclaimed lottery prize money over a specified amount to the Save Our State Environmental Education Trust Fund; providing for future abolition and legislative review of the Advisory Council on Environmental Education and the Interagency Coordinating Committee for Environmental Education; providing an effective date.

By the Committee on Economic, Professional and Utility Regulation; and Senator Weinstein—

**CS for 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.

By the Committee on Judiciary-Civil and Senator Casas—

**CS for SB 191**—A bill to be entitled An act relating to satisfaction of liens; providing that when a lien is fully paid the creditor 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.

By the Committee on Transportation and Senator D. Childers—

**CS for 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 signs and for the placement of such signs; providing timeframes and requirements for implementing the act; specifying the periods of time during which such speed limit is in force; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senator Woodson-Howard—

**CS for 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, 393.115, 393.21, 402.22, 948.031, F.S.; modifying language with respect to retardation and developmental disabilities; amending s. 393.001, F.S.; locating the Florida Developmental Disabilities Planning Council within the Department of Health and Rehabilitative Services for administrative purposes; providing for the council to be a separate budget entity for purposes of ch. 216, F.S.; modifying the powers and duties of the council; correcting a cross-reference; providing for funding the council; authorizing the council to contract for certain services; requiring the council to negotiate certain agreements with the department; 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 ss. 393.064 and 393.20, F.S.; providing for planning and implementation of programs for prevention, amelioration, correction, or cure of developmental disabilities; requiring certain prevention services; 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 for habilitation plans; providing for case management and client advocates; providing placement preferences; providing for review and appeal of plans; 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 and comprehensive transitional education programs; prohibiting unlicensed facilities from receiving state funds; requiring the department to submit a plan to phase out unlicensed beds in developmental services institutions; providing for nonrenewal of the license for a facility with certain outstanding fines; providing that the department need not contract with new facilities licensed after a certain date; requiring the department to continue to contract with facilities licensed prior to a certain date if the facilities meet certain requirements; 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 a hearing on 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; requiring quarterly district reports; providing lia-

bility for violations; 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, developmental training, and supported employment programs; 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 of persons to oversee behavioral programs for developmentally disabled persons; providing for fees; amending and renumbering s. 413.50, F.S.; providing for an extended employment program; amending ss. 760.22 and 943.058, F.S.; correcting cross references; repealing ss. 413.501, 413.502, 413.503, 413.504, F.S., relating to rehabilitation workshop facilities for developmentally disabled persons; providing effective dates.

By the Committee on Natural Resources and Conservation; and Senators Brown and Forman—

**CS for 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. 403.727, F.S.; specifying prohibited acts applicable to biohazardous waste and hazardous waste generators, transporters, and facility owners or operators; providing civil and criminal penalties for such violations; 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; reenacting s. 288.517, F.S., relating to the Florida Industrial Siting Act; reenacting s. 376.303(1)(f), relating to the Department of Environmental Regulation's power to enforce liabilities relating to pollution of surface and ground waters; reenacting s. 403.182(7), F.S., relating to enforcement of violations in local pollution control programs; reenacting s. 403.924(1), (2), F.S., relating to the Warren S. Henderson Protection Act of 1984; reenacting s. 403.936, F.S., relating to enforcement provisions relating to mangroves; providing an effective date.

By the Committee on Education and Senators Grizzle, Johnson, Forman, Gardner, Walker and Crenshaw—

**CS for SB 320**—A bill to be entitled An act relating to education; amending s. 228.041, F.S.; revising the definition of exceptional student; amending s. 230.33, F.S.; revising provisions relating to duties of the superintendent with respect to control of pupils; amending s. 232.145, F.S.; revising reporting to the Department of Health and Rehabilitative Services and other appropriate state agencies regarding certain exceptional students; amending s. 232.26, F.S.; providing for expulsion procedures for handicapped students; amending s. 236.081, F.S., relating to the Florida Education Finance Program; revising provisions relating to funding for certain exceptional students; providing for implementation; providing effective dates.

By the Committee on Economic, Professional and Utility Regulation; and Senator Thomas—

**CS for SB 332**—A bill to be entitled An act relating to health maintenance organizations; amending s. 641.31, F.S.; requiring health maintenance organizations which offer optometric services to provide the health care services of a licensed optometrist; requiring health maintenance organizations which offer services performed by ophthalmologists to offer the services of an ophthalmologist; reenacting s. 641.19(6)(e), F.S., defining the term "health maintenance organization"; providing that the act does not require the services of an optometrist in lieu of an optician; providing an effective date.

By the Committee on Education and Senator Gordon—

**CS for SB 350**—A bill to be entitled An act relating to education; amending s. 228.195, F.S.; requiring school districts to implement school breakfast programs; providing requirements; providing for incentive grants and school district breakfast supplements; providing for appropriations; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Weinstein—

**CS for SB 356**—A bill to be entitled An act relating to state military personnel and property; amending s. 901.15, F.S.; 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; authorizing the Adjutant General to prescribe training; 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.

By the Committee on Education and Senator Davis—

**CS for 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 committees and authorizing the establishment of district advisory committees; encouraging local representatives from the Department of Health and Rehabilitative Services to serve on school committees; providing an effective date.

By the Committee on Higher Education and Senator Ros-Lehtinen—

**CS for 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.

By the Committee on Education and Senator Peterson—

**CS for 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 appointments to the regional coordinating councils established within each vocational education planning region; limiting the terms of office of lay members; requiring a community college or school district to notify certain councils of certain plans; deleting certain requirements for council evaluations; 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.

By the Committee on Governmental Operations and Senators Jennings, Forman, Stuart and Gardner—

**CS for 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.

By the Committee on Governmental Operations and Senator Davis—

**CS for 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.

By the Committee on Community Affairs and Senator Stuart—

**CS for 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 an effective date.

By the Committee on Higher Education and Senator Ros-Lehtinen—

**CS for 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.

By the Committee on Education and Senator Grant—

**CS for 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 certified employees or agents of local school districts acting in an official capacity; providing duties of the Department of Education, school superintendents, school districts, and the Department of Health and Rehabilitative Services; providing an effective date.

By the Committee on Judiciary-Civil and Senator Dudley—

**CS for SB 635**—A bill to be entitled An act relating to county governments; amending s. 28.13, F.S.; deleting obsolete language regarding the maintenance and filing of papers by the clerk of the circuit court; amending s. 129.03, F.S.; changing the date for submission of tentative budgets by county officers to the board of county commissioners; providing an alternate date under certain circumstances; amending s. 142.03, F.S.; eliminating the requirement for a specified monthly report by the clerk of the court to the board of county commissioners; providing an effective date.

By the Committee on Judiciary-Civil and Senator Gardner—

**CS for SB 664**—A bill to be entitled An act relating to asbestos abatement; creating s. 455.3011, F.S.; providing a time period for persons who have an action to recover for asbestos abatement; creating s. 255.566, F.S.; providing the same period of time with respect to legal action for asbestos abatement by the state, any county or municipality, or the owner or occupant of a publicly owned building; providing for damages recoverable; providing that act creates no new causes of action; providing an effective date.

By the Committee on Governmental Operations and Senator Malchon—

**CS for SB 667**—A bill to be entitled An act relating to emergency telephone number "911"; amending s. 365.171, F.S.; providing an exemption from public records requirements for records relating to persons requesting emergency services by accessing an emergency telephone number "911" system; providing for future legislative review of the exemption pursuant to the Open Government Sunset Review Act; providing an effective date.

By the Committee on Transportation and Senator Gardner—

**CS for SB 682**—A bill to be entitled An act relating to motor racing events; amending s. 549.08, F.S.; providing conditions for the issuance of a permit to conduct a racing event on lands leased from the state; providing an effective date.

By the Committees on Finance, Taxation and Claims; Regulated Industries; and Senator Thomas—

**CS for CS for SB 695**—A bill to be entitled An act relating to the Beverage Law; amending ss. 561.15, 561.17, 561.29, F.S.; providing that persons convicted of violations of controlled substance laws may not be issued an alcoholic beverage license for a specified period of time; requiring applicants for an alcoholic beverage license to provide certification that the place of business meets state life safety requirements; authorizing the Division of Hotels and Restaurants of the Department of Business Regulation to provide such certification; authorizing the Division of Alcoholic Beverages and Tobacco of the department to revoke or suspend a beverage license for violations of certain safety requirements; providing an effective date.

By the Committee on Transportation and Senator Gordon—

**CS for SB 726**—A bill to be entitled An act relating to motor vehicles; amending s. 319.36, F.S.; redefining the term "vehicle" for the purpose of the law governing the shipment of motor vehicles outside the United States; revising provisions relating to a certificate of right of possession; increasing the application fee for a certificate of right of possession; requiring that vehicles bear a decal in order to be exported; providing that fees collected be deposited in the License Plate Replacement Trust Fund; providing an effective date.

By the Committee on Transportation and Senator Kiser—

**CS for SB 776**—A bill to be entitled An act relating to transportation; amending s. 287.022, F.S.; authorizing the Department of Insurance to purchase certain title insurance; amending s. 335.17, F.S.; deleting pro-

visions relating to noise abatement by means of vegetative barriers; providing for noise abatement standards; amending s. 335.1825, F.S.; providing for the enforcement of access permitting by injunctive relief; amending s. 335.188, F.S.; revising language with respect to access management standards; amending s. 337.25, F.S.; eliminating a requirement that an inventory of real or personal property acquired by the department must be filed in Tallahassee; expanding provisions relating to negotiations for lease; authorizing the department to disburse funds for real estate closings under certain circumstances; authorizing the department to purchase title insurance in certain situations; amending s. 337.27, F.S.; including reference to property acquired by donation for a transportation facility or in a transportation corridor; amending s.337.274, F.S.; authorizing the department to enter lands for the purpose of making appraisals of environmental assessments; amending s. 337.401, F.S.; authorizing injunctive relief to enforce provisions of law relating to right-of-way for utilities; amending s. 337.241, F.S.; providing for granting a variance from a building setback line; providing procedures for applying for such variance and for responding to the application; providing for an appeal of a decision to grant such variance; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senators Thurman and Malchon—

**CS for SB 789**—A bill to be entitled An act relating to runaway and youth crisis agencies; creating the Challenge for Quality Trust Fund to be administered by the Department of Health and Rehabilitative Services; providing that the purpose of the trust fund is to provide challenge grants to runaway and youth crisis agencies licensed by the department; providing for the deposit of funds into the trust fund and for investment of the funds; providing that the unexpended balance does not revert; providing limitations on the amount of the funds available to each such agency; prescribing the required proportion of local funds to state matching funds; providing the minimum amount of private contributions an agency must receive to qualify for a grant; providing procedures for transferring state matching funds to the agency; requiring each agency to establish a restricted fund or a foundation fund and assigning responsibility for maintaining, investing, and administering such funds; providing purposes of the funds; providing for rulemaking by the department; providing an effective date.

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

**CS for SB 793**—A bill to be entitled An act relating to corporate income tax; amending s. 220.02, F.S.; removing a statement of intent that limited liability companies be subject to said tax; amending s. 220.13, F.S.; correcting cross-references; providing that income of a limited liability company if taxable to the extent that such income is taxable to the extent that such income is subject to tax under certain sections of the Internal Revenue Code; providing an effective date.

By the Committee on Economic, Professional and Utility Regulation; and Senators Thurman and Dudley—

**CS for SB 827**—A bill to be entitled An act relating to the regulation of professions and occupations; amending s. 455.2273, F.S.; requiring boards and the Department of Professional Regulation to adopt rules to allow a complainant or certain members of the public to present communications relating to a disciplinary action proposed by a board or the department; providing an effective date.

By the Committee on Transportation and Senators Gardner, Davis and Langley—

**CS for SB's 846, 52 and 769**—A bill to be entitled An act relating to offenses involving alcohol or drugs; providing a short title, the "Youthful Drunk Driver Visitation Program Act"; authorizing a court to order, as a condition of probation, certain persons convicted of driving under the influence to participate in the Youthful Drunk Driver Visitation Program; requiring a court to determine whether the program is appropriate for a probationer; allowing a court to require supervised probationers to visit certain prescribed facilities to view appropriate victims of vehicle accidents involving drinking drivers; prescribing appropriate supervisory personnel for such visitations; requiring a comprehensive counseling session before visitations; providing for a waiver of visitation if it is determined to be inappropriate; providing for a discretionary post-visitiation conference; providing immunity from civil liability; creating s. 322.056, F.S.; providing mandatory withholding, revocation, or suspension of the driving privilege of a person under 21 who is found guilty of or delinquent for certain offenses; amending ss. 562.11, 562.111, F.S.; providing that

penalties imposed under s. 322.056, F.S., are in addition to penalties imposed for the specified violations of the Beverage Law; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Weinstein—

**CS for SB 874**—A bill to be entitled An act relating to fraudulent practices; amending s. 817.566, F.S.; prohibiting misrepresentation of association with, or academic standing at, any postsecondary educational institution through the use of false documentation; providing a penalty; creating s. 817.567, F.S.; prohibiting persons from making false claims of academic degrees or titles; providing penalties; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senator Weinstein—

**CS for SB 877**—A bill to be entitled An act relating to children; directing the Department of Health and Rehabilitative Services to establish a statewide child care resource and referral network; providing for child care resource and referral agencies; prescribing services which such agencies must provide; providing an effective date.

By the Committee on Corrections, Probation and Parole; and Senators Plummer and Crawford—

**CS for SB 882**—A bill to be entitled An act relating to the private operation of state correctional facilities; providing definitions; requiring the Department of Corrections to solicit proposals from private vendors to construct or construct and operate a single-cell prototype institution or a state correctional facility; providing bid requirements for private vendors; providing requirements for performance; requiring a bidder to provide an insurance plan; providing for the review of such plans; providing contract requirements for indemnification to the state by a private vendor; providing standards of operation of a private correctional facility; requiring private correctional officers to be certified as having met certain qualifications; providing that inmates incarcerated at a private correctional facility remain in the legal custody of the department; requiring a plan be provided for termination of a contract for the operation of a private correctional facility; authorizing the department to terminate a contract with cause; prohibiting certain conflicts of interest by state employees and a private vendor and its employees; authorizing the department to withdraw its request for proposals for the construction, lease, or operation of a private correctional facility; requiring the department to adopt rules; requiring the department to appoint a contract monitor; requiring a private vendor to employ a monitor; requiring reports by such monitor; requiring the Auditor General to make certain reports; amending s. 944.105, F.S.; providing circumstances under which a private correctional officer may use nondeadly force and deadly force; providing additional requirements for the training of private correctional officers and employees at a private correctional facility; providing an effective date.

By the Committee on Higher Education and Senator Stuart—

**CS for SB 893**—A bill to be entitled An act relating to postsecondary education; amending s. 240.402, F.S.; revising eligibility requirements for award of scholarships under the Florida Undergraduate Scholars' Fund; revising the method for distribution of awards; revising submission dates for application; revising the amount of annual awards; requiring postsecondary institutions to certify student eligibility status and amount of funds disbursed; creating a trust fund and providing for moneys to remain therein; amending s. 240.4068, F.S.; increasing the number of participants in the "Chappie" James Most Promising Teacher Scholarship Loan Program; authorizing participation by nonpublic school seniors; revising eligibility criteria and nominating procedures; providing for reduction in loans under certain circumstances; providing effective dates.

By the Committee on Insurance and Senator Scott—

**CS for SB 894**—A bill to be entitled An act relating to insurance; amending s. 626.901, F.S.; providing clarifying language with respect to persons prohibited from representing or aiding unauthorized insurers; amending s. 626.923, F.S.; requiring the furnishing of certain documents to the Department of Insurance by surplus lines agents upon request by the department; amending s. 626.930, F.S.; increasing the period of time for which surplus lines agents must maintain certain records; designating additional records to be maintained; amending s. 626.931, F.S.; requiring the listing of certain documents to be reported on the quarterly statement of surplus lines agents; amending s. 626.936, F.S.; providing an administrative penalty for the failure of a surplus lines agent to file a report or pay a required tax; providing effective dates.

By the Committee on Agriculture and Senator Malchon—

**CS for SB 898**—A bill to be entitled An act relating to animal industry; amending s. 585.195, F.S.; providing requirements for inoculation and deworming of dogs and cats transported into the state for sale or offered for sale within the state; revising provisions relating to health certificates for such dogs and cats; providing for use and retention of certificates; providing an age requirement; providing remedies for a consumer who purchases an unfit animal from a pet dealer; requiring a veterinarian's certification; providing certain rights of pet dealers and consumers; requiring certain notice to consumers; defining "pet dealer"; prohibiting certain misrepresentation of a dog or cat offered for sale within the state; providing a penalty; providing an effective date.

By the Committee on Governmental Operations and Senator Casas—

**CS for SB 905**—A bill to be entitled An act relating to financial matters; amending s. 215.422, F.S., relating to procedures for payment for goods and services by state agencies; revising time periods for filing of vouchers with the Comptroller and issuance of warrants in payment of invoices; providing a time limitation for approval of goods or services; providing for determination of the date of receipt of an invoice; revising the time period after which an interest penalty for late payment applies and providing for calculation thereof; providing for the resolution of disputes involving interest penalties; specifying that temporary unavailability of funds does not relieve the agency from the obligation to pay the interest penalty; revising requirements for monitoring by the Department of Banking and Finance; creating a vendor ombudsman within the department and providing duties; providing for rulemaking; prohibiting certain inconsistent rules and policies; providing for application to certain reimbursements to state officers and employees; providing for application to state agencies which use third parties, revolving funds, or local bank accounts to pay invoices; providing an interest penalty for late payments to health care providers; specifying that nothing in said section shall be construed as an appropriation; amending s. 287.0585, F.S.; providing for restitution for attorney's fees and costs by a person violating provisions relating to late payments to subcontractors and suppliers by contractors with state agencies; authorizing the Department of Legal Affairs to assist subcontractors and vendors in proceedings under said section; providing appropriations; providing effective dates.

By the Committee on Transportation and Senator Ros-Lehtinen—

**CS for SB 997**—A bill to be entitled An act relating to the towing industry; providing for creation of the Task Force Committee on Towing to study the towing industry and problems associated with abandoned vehicles; providing for per diem and travel expenses; providing for a report; providing for a penalty against any towing business which fails to cooperate; providing an effective date.

By the Committee on Economic, Professional and Utility Regulation; and Senator Dudley—

**CS for SB 1000**—A bill to be entitled An act relating to real estate; amending s. 475.17, F.S.; revising language with respect to post-licensure education requirements for real estate salesmen; amending s. 475.25, F.S.; authorizing the Florida Real Estate Commission to discipline a licensee for failure to deposit funds in an escrow account under certain circumstances; amending s. 475.42, F.S.; requiring the trade name to be noted on a broker's license under certain circumstances; providing a penalty; amending s. 475.482, F.S.; providing that all moneys collected from fines imposed by the Florida Real Estate Commission and collected by the Department of Professional Regulation shall be transferred into the Real Estate Recovery Fund; amending s. 475.483, F.S.; revising language with respect to eligibility for recovery under the fund; amending s. 475.484, F.S.; providing for the suspension of the license of a broker or salesman when a payment is made from the fund under certain circumstances; providing for reinstatement; amending s. 475.501, F.S.; revising language with respect to compensation for members of the Real Estate Appraisal Subcommittee of the Florida Real Estate Commission; providing an effective date.

By the Committee on Higher Education and Senators Stuart, Kiser, Grant, McPherson, Brown, Girardeau, Crenshaw and Bankhead—

**CS for SB 1020**—A bill to be entitled An act relating to postsecondary education; amending s. 240.409, F.S.; revising student eligibility for grants from the Florida Public Student Assistance Grant Fund; increasing the maximum grant award; deleting certain funding requirements; revising departmental administration and institutional responsibility;

creating a trust fund and providing for moneys to remain therein; providing for rules; creating s. 240.4095, F.S.; establishing the Florida Private Student Assistance Grant Fund; providing eligibility for grants; providing amount of grants; providing for priority in the awarding of grants; providing for transfers; providing for payment and refund; requiring an audit and report; creating a trust fund and providing for moneys to remain therein; providing for rules; creating s. 240.4097, F.S.; establishing the Florida Postsecondary Student Assistance Grant Fund; providing eligibility for grants; providing amount of grants; providing for priority in the awarding of grants; providing for transfers; providing for payment and refund; requiring an audit and report; creating a trust fund and providing for moneys to remain therein; providing for rules; creating s. 240.4099, F.S.; providing for specific appropriations categories in accordance with ss. 240.409, 240.4095, 240.4097, F.S.; amending and renumbering s. 240.401, F.S., relating to state tuition vouchers; revising conditions for eligibility; revising the amount of vouchers; amending s. 240.404, F.S.; revising residency requirements for student eligibility for state financial aid; correcting cross-references; amending ss. 240.414, 240.437, 240.4068, F.S.; correcting cross-references and conforming provisions; creating s. 240.609, F.S.; establishing the Florida Postsecondary Endowment Grants Trust Fund; providing legislative intent; providing for moneys to remain in the trust fund; providing eligibility for matching endowment grants; specifying matching provisions and providing restrictions; providing for certification of contributions; providing for use of funds; providing for rules; amending s. 240.2605, F.S.; providing for moneys to remain in the Trust Fund for Major Gifts; revising the allocation formula of the trust fund for matching private contributions; providing technical revisions; providing for prior contributions; authorizing combined contributions under certain conditions; providing an effective date.

By the Committee on Community Affairs and Senator Meek—

**CS for SB 1025**—A bill to be entitled An act relating to bond financing and investment; replacing references in the Florida Statutes to industrial development bonds, industrial revenue bonds, and industrial development revenue bonds with references to private activity bonds, to conform to changes in exemption allowances made by the Internal Revenue Code of 1986; amending s. 125.01, F.S.; providing that a county government has the power to approve or disapprove the issuance of private activity bonds for entities within the county; amending s. 159.27, F.S.; adding water and sewer facilities to the list of statutory uses of private activity bonds; amending s. 159.34, F.S.; allowing certain local agencies to provide for the issuance of private activity bonds; amending s. 159.47, F.S.; allowing industrial development authorities to authorize, issue, and sell private activity bonds; amending s. 159.705, F.S.; allowing research and development authorities to authorize, issue, and sell private activity bonds and placing limitations on security instruments for certain of those bonds; amending s. 218.31, F.S.; deleting a definition of "industrial development bond" and creating a definition of "private activity bond"; updating obsolete references to the Internal Revenue Code; amending s. 218.32, F.S.; requiring a local government to provide in its annual financial report to the Governor and the Legislature an analysis of bonded indebtedness, including private activity bonds; amending s. 288.075, F.S.; replacing the term "industrial revenue bond" with "private activity bond" in the definition of "economic development agency"; amending s. 290.0065, F.S.; providing that a commitment to issue private activity bonds shall be a factor in state approval of areas authorized to be enterprise zones; amending s. 290.007, F.S.; providing that private activity bonds are among the available enterprise zone incentives; amending s. 290.014, F.S.; requiring the annual report on an enterprise zone to include a copy of the report on all private activity bonds that is required by the Internal Revenue Code of 1986; amending s. 658.67, F.S.; prescribing restrictions on the amount of its capital accounts that a bank or trust company may invest in an issue of private activity bonds; amending ss. 627.971, 627.972, 627.973, F.S.; substituting private activity bonds for industrial development bonds in provisions regulating financial guaranty insurance; providing an effective date.

By the Committee on Governmental Operations and Senator McPherson—

**CS for SB 1052**—A bill to be entitled An act relating to Indian affairs; amending s. 285.18, F.S.; authorizing the Seminole and Miccosukee Indian tribal councils to contract for education and other programs for their members; providing for contract with certain district school boards; providing an effective date.

By the Committee on Transportation and Senators McPherson and Brown—

**CS for SB 1055**—A bill to be entitled An act relating to license plates; providing for the issuance of license plates to commemorate the manatee; providing fees; providing for certain fees to be used for the purpose of protecting and caring for manatees in the state; providing for the manatee license plate to be issued for a specified period of time; amending s. 327.25, F.S.; providing for voluntary contributions; amending s. 327.28, F.S.; providing for the transfer of revenue in a specified amount for certain purposes; amending s. 370.12, F.S.; providing for funding of programs for marine animals; providing an effective date.

By the Committee on Community Affairs and Senators Forman and Weinstock—

**CS for SB 1061**—A bill to be entitled An act relating to community residential homes; providing definitions; requiring notice to local government of intent to establish a community residential home; specifying contents of notice; providing for response; specifying time period; providing for public hearing; providing for resolution of certain conflicts by the Secretary of Community Affairs; providing for mediation; providing for hearing and final order; exempting certain jurisdictions from the requirements of this act; providing for the exclusion of certain persons; providing duties of the Department of Health and Rehabilitative Services with respect to the licensee; requiring the department to establish a statewide registry of community residential homes; requiring the department to provide certain assistance to local governments; providing an effective date.

By the Committee on Education and Senator Forman—

**CS for SB 1066**—A bill to be entitled An act relating to the district school system; amending s. 230.645, F.S.; authorizing school boards to establish a consumable supply fee for postsecondary students enrolled in certain programs or courses when the course or program expenditure exceeds revenue; providing an effective date.

By the Committee on Judiciary-Civil and Senator Grant—

**CS for SB 1106**—A bill to be entitled An act relating to venue; amending s. 47.091, F.S.; requiring that the party requesting a change of venue pay the required transfer fee except when the action was initially filed in the improper venue; amending s. 47.191, F.S.; clarifying that no change in venue shall take place until the required transfer fee is paid; providing an effective date.

By the Committee on Economic, Professional and Utility Regulation; and Senator Davis—

**CS for SB 1120**—A bill to be entitled An act relating to professional regulation; amending s. 468.401, F.S.; defining "talent agent"; amending s. 468.412, F.S.; providing a requirement for talent agency advertisements; creating s. 468.415, F.S.; prohibiting sexual misconduct in the operation of a talent agency; providing a penalty; providing for review and repeal; providing an effective date.

By the Committee on Transportation and Senator Jennings—

**CS for SB 1124**—A bill to be entitled An act relating to the Department of Transportation; amending s. 337.11, F.S.; revising language with respect to combined design and construction contracts to provide additional criteria for administration of such contracts; providing procedures for letters of interest; providing procedures for requests for proposals; providing for negotiation of minor changes after the contract is awarded; amending s. 339.12, F.S.; providing that the department may accept contributions from governmental entities for any project or project phase of any state road and may agree to reimbursement of such project or project phase costs under certain circumstances; providing conditions for commitment of state funds for reimbursement; providing an effective date.

By the Committee on Higher Education and Senator Souto—

**CS for SB 1184**—A bill to be entitled An act relating to postsecondary education; providing for the award of tuition waivers to Nicaraguans and Haitians to attend Florida International University; providing for rules; providing an effective date.

By the Committee on Higher Education and Senator Stuart—

**CS for SB 1192**—A bill to be entitled An act relating to education; amending s. 231.621, F.S.; renaming the Student Loan Forgiveness Pro-

gram; expanding recipient eligibility; deleting certain funding requirements; providing technical revisions; amending s. 240.401, F.S.; revising eligibility criteria for state tuition vouchers; revising payment provisions; amending s. 240.402, F.S.; revising student eligibility for scholarships from the Florida Undergraduate Scholars' Fund; revising departmental administration and institutional responsibility; creating a trust fund and providing for moneys to remain therein; amending s. 240.4025, F.S.; revising student eligibility for scholarships from the Florida Graduate Scholars' Fund; revising departmental administration; amending s. 240.403, F.S.; revising student eligibility for scholarships from the Ex-Confederate Soldiers' and Sailors' Home Endowment Trust Fund; amending s. 240.404, F.S.; revising general requirements for student eligibility for state financial aid; providing a penalty; amending s. 240.4062, F.S.; revising student eligibility for loans from the Critical Teacher Shortage Scholarship Loan Program; revising repayment provisions; deleting certain funding requirements; providing technical revisions; amending s. 240.4064, F.S.; deleting certain funding requirements relating to critical teacher shortage tuition reimbursements; amending s. 240.4066, F.S.; revising student eligibility for loans from the Masters' Fellowship Loan Program for Teachers; deleting the mandatory provision of certification; amending s. 240.4068, F.S.; revising eligibility criteria for the "Chappie" James Most Promising Teacher Scholarship Loan Program; providing for reduction in loans under certain circumstances; revising provisions relating to loan repayment; amending s. 240.408, F.S.; renaming the Challenger Astronauts Memorial Scholarship Program; revising student eligibility for scholarships; amending s. 240.409, F.S.; revising student eligibility for grants from the Florida Public Student Assistance Grant Fund; deleting certain funding requirements; revising transfer provisions; revising departmental administration and institutional responsibility; creating a trust fund and providing for moneys to remain therein; providing for rules; creating s. 240.4095, F.S.; creating the Florida Private Student Assistance Grant Fund; providing eligibility for grants; providing amount of grants; providing for priority in the awarding of grants; providing for transfers; providing for payment and refund; providing institutional responsibility; creating a trust fund and providing for moneys to remain therein; providing for rules; creating s. 240.4097, F.S.; creating the Florida Postsecondary Student Assistance Grant Fund; providing eligibility for grants; providing amount of grants; providing for priority in the awarding of grants; providing for transfers; providing for payment and refund; providing institutional responsibility; creating a trust fund and providing for moneys to remain therein; providing for rules; amending s. 240.412, F.S.; revising student eligibility for scholarships from the Jose Marti Scholarship Challenge Grant Fund; amending s. 240.413, F.S.; revising student eligibility for Seminole and Miccosukee Indian Scholarships; amending s. 240.421, F.S.; revising provisions relating to council meetings and submission of council meeting minutes; amending s. 240.429, F.S.; requiring the department to maintain records on student loan default rates; requiring an annual report; amending s. 240.60, F.S.; revising institutional expenditure authority relating to the college career work experience program; revising required program analysis; amending s. 240.601, F.S.; revising student eligibility for certain work study funding; amending s. 240.604, F.S.; revising institutional expenditure authority relating to the public school work experience program; revising student eligibility for certain work study funding; amending ss. 295.01, 295.015, 295.016, 295.017, 295.018, and 295.019, F.S.; revising student eligibility for benefits relating to children of certain deceased or disabled veterans, prisoners of war, or servicemen who died or became disabled; amending s. 320.0808, F.S., to conform terminology; providing effective dates.

By the Committee on Economic, Professional and Utility Regulation—

**CS for SB 1218**—A bill to be entitled An act relating to telecommunications; requiring the Florida Public Service Commission to prepare a report to the Legislature on the status of competition in the telecommunications industry in this state; providing for contents and submission of the report; requiring the Office of the Public Counsel to prepare a report to the Legislature on the ratepayers' perspective to such competition; providing for contents and submission of the report; providing that the provisions of ch. 364, F.S., relating to telephone companies, are not repealed October 1, 1989, notwithstanding repeals scheduled pursuant to various acts; repealing ss. 364.01-364.385, F.S., relating to telephone companies, effective October 1, 1990; providing for review of such sections in advance of repeal; providing an effective date.

By the Committee on Economic, Professional and Utility Regulation—

**CS for SB 1225**—A bill to be entitled An act relating to the regulation of water and sewer systems; amending s. 367.011, F.S.; revising how ch. 367, F.S., may be cited; amending s. 367.021, F.S.; revising the term "utility," as used in ch. 367, F.S., to mean a water or wastewater utility; revising and adding other definitions of terms used in ch. 367, F.S.; amending s. 367.022, F.S., relating to exemptions; conforming terminology used; exempting wastewater treatment plants operated exclusively for disposing of industrial wastewater from ch. 367, F.S.; amending s. 367.031, F.S.; requiring utilities to obtain certificates of authorization prior to being issued permits by the Department of Environmental Regulation or a water management district; requiring the commission to grant or deny an application within 90 days unless an objection is filed; creating s. 367.045, F.S.; providing application and amendment procedures that utilities must follow when applying for an original or amended certificate of authorization; providing for objections and hearings thereon; amending s. 367.071, F.S.; providing a penalty if a transfer occurs prior to commission approval; conforming terminology used; revising cross-references; providing for the discontinuation and refund of interim rates; requiring that systems obtained through foreclosure continue providing service; conforming terminology used; amending s. 367.081, F.S.; requiring the commission to consider a utility's investment in land acquired or facilities constructed or to be constructed in fixing and changing rates; authorizing the commission to project certain data when establishing initial rates; prohibiting a utility from using the index procedures during a rate proceeding; revising the noticing requirement; conforming terminology used; revising a cross-reference; creating s. 367.0814, F.S.; providing procedures to be used when a utility requests staff assistance in changing its rates or charges; amending s. 367.082, F.S., relating to interim rates; providing for collection under escrow or letter of credit; providing for the discontinuance and refund of interim rates; amending s. 367.083, F.S.; changing the time within which the commission must determine the official date of filing or issue another statement of deficiencies; creating s. 367.084, F.S.; requiring that certain orders adjusting rates that are issued by the commission be reduced to writing; providing for notice; amending s. 367.091, F.S.; providing for applications for new classes of services; prohibiting a utility from collecting rates or charges that have not been approved; amending s. 367.101, F.S.; requiring the commission to set just and reasonable charges for services and conditions for service availability; revising a cross-reference; amending s. 367.111, F.S.; providing for the commission to reduce a utility's return on equity if certain state standards are not met; conforming terminology used; amending s. 367.121, F.S.; conforming terminology used; authorizing the commission to require necessary reports from utilities and their affiliated companies; amending s. 367.122, F.S.; revising the manner in which fees are paid; amending s. 367.123, F.S.; conforming terminology used; creating s. 367.145, F.S.; providing for regulatory assessment and application fees; providing for disposition and use of fees; amending s. 367.156, F.S.; revising provisions relating to the confidentiality of certain public utility records; providing for proprietary confidential business information; exempting said section from review under the Open Government Sunset Review Act; amending s. 367.161, F.S.; conforming terminology used; amending s. 367.165, F.S.; conforming terminology used; amending s. 367.171, F.S., relating to effectiveness of chapter in certain counties; providing for counties to remain under the jurisdiction of the commission for a specified time; revising a cross-reference; authorizing the commission to require that a utility apply for an original certificate if it fails to register within a specified time; revising the list of counties excluded from ch. 367, F.S.; conforming terminology used; amending s. 367.182, F.S., relating to applicability of the act; deleting provisions relating to certificate renewal; repealing s. 367.041, F.S., relating to applications for certificates; repealing s. 367.051, F.S., relating to issuance of certificates; repealing s. 367.055, F.S., relating to applications for deletion of territory; repealing s. 367.061, F.S., relating to extensions of certificates; repealing s. 367.141, F.S., relating to fees; repealing s. 367.151, F.S., relating to gross receipts tax; reviving and re-adopting ss. 367.011-367.031, 367.071-367.123, 367.156-367.182, F.S., as amended, notwithstanding their scheduled repeal by chs. 81-318, 82-25, and 84-149, Laws of Florida, October 1, 1989; repealing ss. 367.011-367.182, F.S., October 1, 1999, and providing for review of such sections in advance of that date; providing that proceedings pending before the commission prior to the effective date of this act shall be disposed of in accordance with the law in effect at that time; providing an effective date.

By the Committee on Insurance and Senators Grant and Davis—

**CS for SB 1230**—A bill to be entitled An act relating to insurance; creating ss. 627.0645, 627.410, F.S.; requiring certain rating organizations

and insurers to annually submit rate filings to the Department of Insurance; providing methods and procedures; providing a penalty; authorizing additional positions in the department; providing an appropriation; providing an effective date.

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

**CS for SB 1241**—A bill to be entitled An act relating to juvenile proceedings; amending s. 39.04, F.S.; providing definitions; revising delinquency intake procedures; establishing criteria and requiring uniform procedures; providing for substance abuse and mental health screening of child and family; expanding authorized services; providing an effective date.

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

**CS for SB 1249**—A bill to be entitled An act relating to fuel taxes; creating ss. 206.101, 206.102, F.S.; consolidating state taxes on motor fuel and local option taxes on motor fuel; providing for collection, enforcement, and administration of such taxes; providing collection allowances; renumbering and amending ss. 206.23, 206.02, 206.021, 206.404, 206.055, 206.026, 206.027, 206.028, 206.03, 206.04, 206.05, 206.065, 206.43, 206.09, 206.095, 206.10, 206.48, 206.485, 206.62, 206.42, 206.41, 206.425, 212.67, 206.11, 206.44, 206.426, 206.56, 206.14, 206.18, 206.06, 206.07, 206.075, 206.19, 206.21, 206.215, 206.24, 206.27, 206.59, 206.406, 206.45, 206.47, 206.60, 206.605, 212.69, 206.89, 206.90, 206.91, 206.87, 206.877, 206.875, 206.879, 206.97, F.S.; creating s. 206.703, F.S.; amending ss. 206.01, 206.9915, 206.9825, 206.9845, 206.9931, 206.9941, 206.9942, 207.003, 207.005, 212.05, 212.08, 336.021, 336.025, 336.026, F.S.; consolidating and reorganizing provisions of chapters 206, 212, 336, F.S., relating to the taxation of motor fuel; providing for the return of certain taxes paid by a school district to such school district; providing for a tax on special fuel; providing for the deposit of such tax into the Local Government Special Fuel Tax Trust Fund for distribution to counties and municipalities; revising certain tax exemptions relating to special fuels; revising certain cross-references; revising certain definitions; creating s. 206.178, F.S.; authorizing certain importers and jobbers to self-accrue and remit taxes under certain circumstances; providing an exemption from paying certain taxes; renumbering ss. 206.022, 206.025, 206.12, 206.15, 206.16, 206.17, 206.175, 206.20, 206.204, 206.205, 206.22, 206.28, 206.405, 206.445, 206.46, 206.61, 206.85, 206.86, 206.88, 206.92, 206.96, F.S.; amending ss. 7.52, 163.3184, 207.023, 207.026, 212.235, 215.22, 218.21, 336.024, 376.301, 849.092, F.S.; correcting cross-references; including the Local Government Special Fuel Tax Trust Fund in a list of funds assessed a service charge for deposit in the General Revenue Fund; repealing ss. 206.08, 206.25, 206.435, 206.49, 206.625, 206.63, 206.64, 206.93, 206.94, 206.945, 212.60, 212.61, 212.62, 212.6201, 212.63, 212.635, 212.64, 212.65, 212.655, 212.66, F.S., relating to the motor fuel tax and the sales tax on motor fuel and special fuel; providing for a tax on certain special fuel inventory; providing an effective date.

By the Committee on Economic, Professional and Utility Regulation; and Senators Deratany, Kirkpatrick, Bruner, Grant, Dudley, Jennings, Plummer, W. D. Childers, Beard, Gardner, Margolis, Stuart, Casas and Souto—

**CS for SB 1253**—A bill to be entitled An act relating to public accountability; amending s. 473.302, F.S.; clarifying a definition; amending s. 473.312, F.S.; providing for continuing education requirements for licensees who audit governmental entities; creating s. 473.3205, F.S.; prohibiting payment or acceptance of certain commissions; repealing s. 11.45(3)(a)4.p., F.S., relating to education requirements for certain auditing of local governmental entities; providing for review and repeal; providing an effective date.

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

**CS for SB 1264**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 215.47, F.S.; authorizing the State Board of Administration to pledge the assets of the system trust fund as collateral for certain bonds as a supplemental income program for the system; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senator Girardeau—

**CS for SB 1270**—A bill to be entitled An act relating to child care; creating s. 402.3053, F.S.; establishing the Child Care Facilities Staff Training Trust Fund within the Department of Health and Rehabilitative Services; providing purposes; providing for deposits into the trust fund; requiring requests for proposals to contract for child care personnel staff training with a state community college, educational institution, or district coordinating agency; providing for certain procedures; providing for a management information system; providing authority to establish rules; providing an effective date.

By the Committee on Insurance and Senators Langley and Girardeau—

**CS for SB 1292**—A bill to be entitled An act relating to insurance; amending s. 624.404, F.S.; providing additional grounds for the Department of Insurance to deny, suspend, or revoke the authority of an insurer to transact insurance in this state; revising references to certain publications of the National Association of Insurance Commissioners; amending s. 624.407, F.S.; revising criteria with respect to capital funds required to transact insurance business in the state; providing for application; amending s. 624.408, F.S.; providing criteria necessary to maintain a certificate of authority to transact any one kind or combinations of kinds of insurance business in the state; amending s. 624.4095, F.S.; revising language with respect to restrictions on premiums written; amending s. 624.410, F.S.; eliminating certain insuring combinations which presently may be conducted without additional capital funds; amending s. 624.411, F.S.; increasing deposit requirements for domestic and foreign insurers; revising requirements when the Department of Insurance determines that the financial condition of an insurer has deteriorated or that the policyholders' best interests are not being preserved by the activities of the insurer; amending s. 624.413, F.S.; revising language with respect to applications for certificate of authority; amending s. 624.414, F.S.; revising language with respect to issuance or refusal of authority; amending s. 624.420, F.S.; providing criteria for renewal of coverages by an insurer who has had his certificate of authority suspended; amending s. 624.421, F.S.; revising language with respect to the duration of suspension; amending s. 624.424, F.S.; providing clarifying language with respect to annual statements and other information; amending s. 624.430, F.S.; revising language with respect to withdrawal of an insurer or the discontinuance of writing certain kinds of lines of insurance; amending s. 624.609, F.S.; deleting language relating to limits of risk as to newly formed domestic mutual insurers; amending s. 624.610, F.S.; revising language with respect to reinsurance; providing for a summary statement and certification with respect to ceding insurers; creating s. 624.6011, F.S.; providing a definition of "kinds of insurance"; creating s. 624.6012, F.S.; providing a definition of "lines of insurance"; amending s. 625.031, F.S.; providing additional assets not allowed in determinations of financial condition under the Insurance Code; amending s. 625.041, F.S.; revising criteria with respect to liabilities charged against assets in determinations of financial condition, in general; amending s. 625.141, F.S.; providing for updated editions for valuation of bonds; amending s. 625.151, F.S.; providing for updated editions for valuation of securities; amending s. 625.161, F.S.; providing authority of the department in carrying out its responsibilities with respect to valuation of property; amending s. 625.305, F.S.; providing that the department may limit the extent of an insurer's deposits with any one financial institution under certain circumstances; amending s. 625.325, F.S.; providing for updated reference materials; amending s. 625.52, F.S.; revising language with respect to securities eligible for deposit; amending s. 628.071, F.S.; providing an additional ground for the grant or denial of a permit for stock and mutual insurers; amending s. 628.461, F.S.; revising language with respect to acquisition of controlling stock; amending s. 628.4615, F.S.; revising language with respect to acquisition of control of allied lines insurers; repealing s. 624.4081, F.S., relating to capital and surplus requirements of existing insurers; providing for review and repeal; providing effective dates.

By the Committee on Judiciary-Civil and Senators Weinstein and Dudley—

**CS for SB 1305**—A bill to be entitled An act relating to guardianship; amending the Florida Guardianship Law by replacing the term "incompetent" with the term "incapacitated person"; reenacting s. 744.101, F.S., pertaining to the short title for ch. 744, F.S.; repealing s. 744.1011, F.S., pertaining to effective date and to the enforcement of certain substantive rights under prior law; creating s. 744.1012, F.S.; declaring legislative intent; amending s. 744.102, F.S.; revising definitions; reenacting s.

744.1025, F.S., pertaining to application of definitions contained in the Florida Probate Code; amending s. 744.103, F.S.; providing conforming language; reenacting s. 744.104, F.S., pertaining to verification of documents; amending s. 744.105, F.S., relating to costs in guardianship proceedings, to delete an obsolete provision; amending s. 744.106, F.S.; providing for notice; deleting provisions relating to application of certain virtual representation provisions; amending s. 744.107, F.S.; providing for court monitors; amending s. 744.108, F.S.; establishing factors to be used in setting guardians' and attorneys' fees and expenses; creating s. 744.109, F.S.; providing requirements for records of hearings; creating s. 744.1095, F.S.; providing rights of the alleged incapacitated person or the adjudicated ward at hearings under ch. 744, F.S.; amending s. 744.201, F.S.; providing for the domicile of a ward; amending s. 744.202, F.S.; providing for venue in proceedings for declaration of incapacity and in proceedings for appointment of a guardian; providing for change of venue of a guardianship; creating s. 744.2025, F.S.; providing for the change of a ward's residence; repealing s. 744.303, F.S., pertaining to limited guardianships; creating s. 744.3031, F.S.; providing for emergency temporary guardianship; requiring certain court findings and procedures; providing for the automatic expiration, and for the possible extension, of such guardianship; providing for the issuance of appropriate writs; amending s. 744.304, F.S.; providing conforming language; creating s. 744.3045, F.S.; providing for naming a preneed guardian; providing for such guardian's assumption of duties; providing rebuttable presumptions; repealing s. 744.305, F.S., pertaining to nonprofit corporate guardianship; amending s. 744.306, F.S.; providing for representation by a foreign guardian; amending s. 744.307, F.S.; providing for a foreign guardian who manages the property of a non-resident ward in this state to be subject to the rules concerning guardianships; amending s. 744.308, F.S.; providing procedures for the appointment of a resident guardian for a nonresident incapacitated person's property; amending s. 744.309, F.S.; establishing who may, or may not, be appointed guardian of a resident incapacitated person; amending s. 744.312, F.S.; specifying considerations for the court in the appointment of a guardian, a preneed guardian, or a standby guardian; transferring, renumbering, and amending s. 744.313, F.S.; providing for the issuance and contents of letters of guardianship; creating s. 744.3125, F.S.; requiring a prospective guardian to complete an application for appointment as guardian; providing exemptions; creating s. 744.3135, F.S.; allowing a court to order a credit investigation or a criminal investigation of a prospective guardian; creating s. 744.3145, F.S.; providing education requirements for guardians; providing for the redesignation of part V of ch. 744, F.S.; creating s. 744.3201, F.S.; providing for a petition to determine incapacity; requiring such petition to be accompanied by a petition for appointment of a guardian; allowing it to be accompanied by a petition for appointment of an emergency temporary guardian; creating s. 744.3215, F.S.; specifying the rights that an incapacitated person retains and the rights that a guardian may exercise under specified conditions; amending s. 744.331, F.S.; providing procedures to determine incapacity, including giving notice, providing counsel, appointing an examining committee, submitting a committee report, conducting an adjudicatory hearing, entering an order determining incapacity, and paying reasonable fees; providing for assessing costs against the petitioner in specified circumstances; amending s. 744.334, F.S.; prescribing the contents of a petition for the appointment of a guardian; repealing s. 744.337, F.S., pertaining to notice of hearing; amending s. 744.341, F.S.; providing conforming language; amending s. 744.344, F.S.; providing for an order appointing a guardian; specifying limitations and requirements for the order; reenacting s. 744.347, F.S., pertaining to the guardian's oath; amending s. 744.351, F.S.; providing for the filing of bond by the guardian and related requirements; providing for requirements in lieu of a bond; reenacting s. 744.354, F.S., pertaining to the validity of certain bonds; reenacting s. 744.357, F.S., pertaining to liability of a surety for a guardian; creating s. 744.358, F.S.; providing standards of liability of a guardian; amending s. 744.361, F.S.; prescribing powers and duties of the guardian; creating s. 744.362, F.S.; providing for the initial guardianship report; specifying its contents; creating s. 744.363, F.S.; providing for the initial guardianship plan; specifying its contents; providing limitations upon its substance and its term of validity; repealing s. 744.364, F.S., pertaining to periodic examination of a ward by a physician; creating s. 744.365, F.S.; requiring a verified inventory and statements of cash assets; providing for opening safety deposit boxes; requiring records to be retained; providing for an audit fee; amending s. 744.367, F.S.; requiring the guardian to file an annual guardianship report; prescribing the contents of the report; creating s. 744.3675, F.S.; requiring the guardian to file an annual guardianship plan and written evaluation from a physician; prescribing the contents of the plan; creating s. 744.3678, F.S.; requiring the guardian to file an annual financial return, to obtain and preserve substantiating papers,

and to pay an auditing fee; providing for a waiver and an alternative source of payment of that fee; creating s. 744.368, F.S.; providing for the clerk of the circuit court to review the report and audit the verified inventory or financial return; creating s. 744.369, F.S.; providing for judicial review of guardianship reports, for objections, and for a hearing; prescribing limits to the guardian's power; amending s. 744.371, F.S.; providing for the court to grant relief based upon examination of the plan; creating s. 744.3715, F.S.; providing for interim court review upon petition; creating s. 744.372, F.S.; providing for judicial review of guardianships; creating s. 744.3725, F.S.; providing prerequisites to the guardian's exercise of certain rights; amending s. 744.374, F.S.; providing for the guardian who controls a ward's property to make payments to any other guardian; repealing s. 744.377, F.S., pertaining to the duties of a guardian of the property; reenacting s. 744.381, F.S., pertaining to appraisals; amending s. 744.384, F.S.; providing for the inventory of subsequently discovered or acquired property; amending s. 744.387, F.S.; providing for the settlement of claims; amending s. 744.391, F.S.; providing procedures for certain actions in which the interests of the guardian are adverse to those of the ward; amending s. 744.394, F.S.; providing for suspension of statutes of limitations in favor of the guardian; amending s. 744.397, F.S.; providing for the application of the income of the ward's property; amending s. 744.421, F.S.; providing for petition for an order directing support of a ward's dependents; specifying conditions in which a court may authorize certain payments; repealing s. 744.424, F.S., pertaining to attorney's fees and expenses; repealing s. 744.427, F.S., pertaining to annual returns by a guardian of the property; transferring, renumbering, and amending s. 744.431, F.S.; providing for an order requiring a guardianship report; providing a penalty for a failure to file such report; transferring, renumbering, and amending s. 744.434, F.S.; specifying which assets of the ward the guardian must produce or show that he controls and allowing the ward to petition for the production of assets; transferring, renumbering, and amending s. 744.437, F.S.; providing for an annual appearance of the guardian before the court; amending s. 744.441, F.S.; revising the powers of a guardian upon court approval; amending s. 744.444, F.S.; prescribing the powers a guardian may exercise without court order; creating s. 744.446, F.S.; prohibiting conflicts of interest; declaring prohibited activities void; providing penalties; amending s. 744.447, F.S.; revising content and notice requirements for a petition for authorization to act; amending s. 744.451, F.S.; providing requirements for the contents of certain orders; amending s. 744.454, F.S.; forbidding a guardian to purchase property or borrow money from his ward except as specified; amending s. 744.457, F.S.; providing for conveyance of various property rights of a ward; reenacting s. 744.461, F.S., pertaining to protection of purchasers and lenders; amending s. 744.464, F.S.; providing for the restoration of a ward to capacity; providing for determining venue, filing a suggestion of capacity, and entering an order of restoration; reenacting s. 744.467, F.S., pertaining to resignation of a guardian; amending s. 744.471, F.S.; requiring the appointment of a successor guardian in certain circumstances; amending s. 744.474, F.S.; prescribing reasons for the removal of a guardian; amending s. 744.477, F.S.; specifying who may institute proceedings for removal of a guardian; amending s. 744.511, F.S.; requiring a removed guardian to file an accounting as specified; amending s. 744.514, F.S.; providing for the surrender of the ward's assets to the successor guardian or ward upon removal of the guardian; amending s. 744.517, F.S.; providing for proceedings for holding a removed guardian in contempt in certain circumstances; amending s. 744.521, F.S.; providing for the termination of a guardianship; amending s. 744.524, F.S.; providing for termination of guardianship upon change of the ward's domicile; amending s. 744.527, F.S.; providing for the filing of a guardian's final returns and hearing objections thereto; creating s. 744.528, F.S.; providing for the discharge of a guardian authorized to manage property, who is subsequently appointed personal representative; providing for a hearing on objections filed by beneficiaries; amending s. 744.531, F.S.; prescribing prerequisites to entry of an order of discharge; revising the statute of limitations on actions against a guardian; amending s. 744.534, F.S., pertaining to disposition of unclaimed funds held by a guardian; deleting the term "guardian of the property"; amending s. 744.604, F.S.; conforming definition of term used in the Veterans' Guardianship Law to terminology used in this act; reenacting and amending the Public Guardianship Act, consisting of ss. 744.701, 744.702, 744.703, 744.704, 744.705, 744.706, 744.707, 744.708, 744.709, F.S.; replacing the terms "competency," "incompetency," and "incompetent" with "capacity," "incapacity," and "incapacitated"; revising a cross-reference; deleting obsolete provisions; repealing s. 394.467(3)(c), F.S., pertaining to appointing a guardian advocate for a hearing on involuntary placement; repealing ss. 747.06, 747.07, 747.08, 747.09, 747.10, 747.11, 747.12, 747.13, 747.14, 747.15, 747.16, 747.17, 747.18, 747.19, F.S., pertaining to curators; amending ss. 61.052, 322.2505, 393.12, 790.06,

947.16, F.S., relating to capacity of persons with developmental disabilities, dissolution of marriage, drivers' licenses of persons adjudicated incompetent, and licensing of persons to carry concealed weapons or firearms, respectively; conforming said sections to changes in terminology made by this act; providing an effective date.

By the Committee on Appropriations and Senator Margolis—

**CS for SB 1310**—A bill to be entitled An act relating to fiscal affairs of the state; amending s. 216.011, F.S., relating to definitions; amending s. 216.023, F.S., relating to adjustment of agency budget requests to comply with the budget format; amending s. 216.031, F.S., relating to the authority of the legislative appropriations committees and the Governor to require agencies to address major issues in their budget requests; amending s. 216.131, F.S., to require the Governor to hold a public hearing on legislative budgets; amending s. 216.151, F.S., relating to the procedure by which the Executive Office of the Governor determines the needs of each state agency; amending s. 216.163, F.S., to require the electronic transmission of the Governor's recommended budget, and specified associated documents, to the Legislature; requiring that the Governor's recommended budget include information relating to collective bargaining impasses; amending s. 216.164, F.S., to include a cross-reference relating to submission of the recommended budget to the Legislature; creating s. 216.177, F.S., and amending s. 216.181, F.S., relating to the nature and force of the statement of intent which accompanies the General Appropriations Act and the procedure by which objections to its implementation are pursued; modifying provisions with respect to the authority of the Governor to adjust or transfer appropriations; amending s. 216.192, F.S., relating to the release of appropriations and review by the Administration Commission under certain circumstances; creating s. 216.195, F.S.; restricting the impoundment of funds; amending s. 216.241, F.S., relating to the restriction upon the initiation of new programs; amending s. 216.262, F.S., relating to the restriction upon the creation of positions not authorized in the appropriations acts; amending s. 216.292, F.S., to provide for notice to the chairmen of the legislative appropriations committees with respect to the transfer of appropriated funds; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senators Weinstock, Forman, Davis, Woodson-Howard and Weinstein—

**CS for SB's 1315 and 171**—A bill to be entitled An act relating to protection from abuse, neglect, and exploitation; amending s. 415.102, F.S.; revising certain definitions for purposes of the Adult Protective Services Act; amending s. 415.103, F.S.; requiring certain employees of financial institutions to report suspected abuse, neglect, or exploitation to the central abuse registry and tracking system of the Department of Health and Rehabilitative Services; requiring the department to be notified of certain reports; providing requirements for the retention of records in the central abuse registry and tracking system; requiring investigative reports of the department to be admitted into evidence and considered at certain hearings held pursuant to ch. 120, F.S.; amending s. 415.104, F.S.; revising certain requirements relating to the investigation of cases of abuse, neglect, or exploitation of aged persons or disabled adults; amending s. 415.107, F.S.; authorizing the Department of Professional Regulation to access certain reports and records of the department for purposes of disciplinary actions; requiring the department to make additional searches of its central abuse registry and tracking system under specified circumstances; amending s. 415.1085, F.S.; revising provisions relating to the medical examination of certain abused or neglected persons; creating s. 415.1095, F.S.; authorizing the department to provide for adult protection teams in each of its service districts; specifying the services to be provided by such teams; amending s. 415.504, F.S.; providing requirements for the retention of records in the central abuse registry and tracking system relating to child abuse or neglect; requiring investigative reports of the department relating to child abuse or neglect to be admitted into evidence and considered at certain hearings held pursuant to ch. 120, F.S.; amending s. 415.505, F.S.; conforming language; amending s. 415.507, F.S.; revising provisions relating to the medical examination of certain abused or neglected children; amending s. 415.51, F.S.; authorizing the Department of Professional Regulation to access certain reports and records relating to cases of child abuse or neglect for purposes of disciplinary actions; amending s. 110.1127, F.S.; requiring applicants for employment with the department and certain other persons who have access to the central abuse registry and tracking system to undergo screening; providing an effective date.

By the Committee on Community Affairs and Senator Langley—

**CS for SB 1322**—A bill to be entitled An act relating to county or municipal code enforcement; creating s. 705.1015, F.S.; providing for designation of employees who enforce code compliance to administer ch. 705, F.S.; providing an effective date.

By the Committee on Judiciary-Criminal and Senators Johnson, Grant and Woodson-Howard—

**CS for SB 1325**—A bill to be entitled An act relating to the juvenile justice system; creating a task force; providing membership; requiring the task force to examine the juvenile justice system; providing for repeal; providing an effective date.

By the Committee on Corrections, Probation and Parole; and Senators Thurman and Plummer—

**CS for SB's 1327 and 1098**—A bill to be entitled An act relating to county prisoners; creating s. 951.28, F.S.; authorizing counties to seek reimbursement from county prisoners for certain expenses; requiring the sheriff to provide the county with certain information; requiring cooperation by the prisoner; authorizing investigations; authorizing civil actions by the county; providing venue; providing for use of reimbursements; creating s. 951.241, F.S.; providing for counties to organize nonprofit corporations to operate correctional work programs; providing powers and duties; providing for a compensation plan; providing for liability; providing for contracts to provide prisoner goods or services; providing an effective date.

By the Committee on Governmental Operations and Senator Kiser—

**CS for SB 1334**—A bill to be entitled An act relating to agency orders issued pursuant to the Administrative Procedure Act; amending s. 119.041, F.S.; providing for permanent retention and maintenance of certain agency orders; amending s. 120.53, F.S.; specifying which agency orders must be indexed; revising authority of the Department of State with respect to the establishment of indexing procedures; providing agency responsibilities with respect to making indexes and orders available to the public; revising requirements for preservation of orders and publication of orders in a designated official reporter; amending s. 120.59, F.S.; providing requirements for the content of agency orders with respect to materials incorporated by reference; requiring certain agency orders to be numbered sequentially; requiring that a final order be issued in each proceeding disposed of by stipulation, agreed settlement, or consent order, which order must contain a statement of facts upon which the disposition is made; creating s. 120.535, F.S.; providing for the preservation and accessibility of certain agency orders and the indices thereto; prescribing duties of the Division of Library and Information Services of the department with respect thereto; creating s. 120.536, F.S.; providing for authority of the Department of State with respect to the indexing, management, preservation, and accessibility of certain agency orders; providing for the responsibilities of the department regarding same; requiring the Department of State to devise a plan for carrying out its responsibilities for the indexing and availability of orders; requiring presentation of the plan to the Legislature; creating a temporary advisory committee on indexing and availability of agency orders; providing for membership and duties of the committee; providing for per diem and travel expenses; providing staff and support services for the committee; providing an effective date.

By the Committee on Insurance and Senator Jennings—

**CS for SB 1374**—A bill to be entitled An act relating to insurance; creating s. 626.2815, F.S.; establishing requirements and standards for continuing education courses for persons licensed to sell or solicit insurance; providing for application; providing exceptions; providing education requirements; providing for compliance; providing penalties; creating a continuing education advisory board appointed by the Insurance Commissioner and Treasurer; providing for review and repeal; providing an effective date.

By the Committee on Insurance and Senators Jennings and Thomas—

**CS for SB 1386**—A bill to be entitled An act relating to insurance; amending s. 631.011, F.S.; revising the definition of "secured claim"; amending s. 631.021, F.S.; providing that any delinquency proceeding brought under ch. 631, F.S., is in equity; creating s. 631.154, F.S.; providing the procedure to be utilized when funds or other property is in the possession of third persons and the receiver demands delivery of same; providing for the preservation of the property or funds; providing the ele-

ments of recovery should the receiver be successful in establishing its claim or any part thereof; creating s. 631.155, F.S.; providing that unearned commissions and unearned premiums constitute an asset of the insurer; providing for the duty to account for same; providing that compliance shall constitute a requirement for continued licensure under the Florida Insurance Code; amending s. 631.191, F.S.; providing that special deposit claims and secured claims are applicable to liquidation proceedings; revising provisions relating to the method of valuing such claims; amending s. 631.251, F.S.; providing that a claim of offset must be fully mature as of the date of filing of a liquidation order; amending s. 631.261, F.S.; providing that certain transfers of an affiliate are voidable and clarifying the time period in determining the voidable transfer; amending s. 631.262, F.S.; providing that transfers by an affiliate are included with respect to voidability; amending s. 631.361, F.S.; providing that a seizure order may direct the department to take possession and control of premium funds and other property of the insurer held by an affiliate and may enjoin any affiliate from certain actions; amending s. 631.55, F.S.; requiring certain insurers to reimburse the Florida Insurance Guaranty Association for claims payments made on their behalf; amending s. 631.715, F.S.; requiring certain insurers to reimburse the Florida Life and Health Insurance Guaranty Association for claims payments made on their behalf; amending s. 631.718, F.S.; revising Florida Life and Health Guaranty Association assessments; providing an effective date.

By the Committee on Education and Senator Peterson—

**CS for SB 1396**—A bill to be entitled An act relating to education; amending s. 228.041, F.S.; authorizing district school boards to designate final examination days for secondary school students; amending s. 230.2319, F.S.; revising procedures for approval of certain program plans by the Department of Education; revising the manner in which funding for such programs is allocated; deleting requirement that certain amounts revert to the General Revenue Fund; amending s. 236.013, F.S.; defining the term "full-time student" based upon the number of hours of instruction per year rather than the number of such hours per week; prescribing the maximum value for funding for certain students; amending s. 236.02, F.S.; providing conforming language; authorizing the State Board of Education to alter the requirements for a minimum school term during a state emergency; amending s. 236.081, F.S.; deleting the cost category of partnership in the Florida Education Finance Program; deleting conflicting language in the procedure for calculating the program enrollment cap; reordering the steps in the program calculation procedure; amending s. 236.13, F.S.; providing for the credit of interest or profits on funds invested by a school board; providing requirements for the advancement of moneys from one fund to another by a school board; amending s. 236.25, F.S.; clarifying the purposes for which proceeds from the discretionary capital outlay millage may be used; amending s. 236.49, F.S.; revising requirements relating to the investment of bond proceeds; amending s. 236.55, F.S.; revising requirements relating to the investment of interest and sinking funds collected for the retirement of bonds; amending s. 237.141, F.S.; providing additional purposes for which indebtedness may be incurred by a school board; amending s. 237.151, F.S.; revising requirements relating to the retirement of loan obligations by a school board; amending ss. 237.161, 237.162, F.S.; providing for the extension of certain loan obligations; authorizing school boards to invest accumulated cash assets; amending s. 237.34, F.S.; revising certain program expenditure requirements; amending s. 240.1161, F.S.; providing for school districts to enter into interinstitutional articulation agreements; repealing s. 236.092(2), F.S., relating to funding for the purchase and maintenance of computers and scientific equipment; providing an effective date.

By the Committee on Commerce and Senator Crenshaw—

**CS for SB 1398**—A bill to be entitled An act relating to the state lottery; amending s. 24.103, F.S.; revising the definition of "major procurement"; amending s. 24.105, F.S.; authorizing the Department of the Lottery to require affidavits and requiring the department to have certain drawings witnessed by an accountant employed by an independent certified public accounting firm; amending s. 24.111, F.S.; providing for disclosures by vendors; prohibiting contracts and the enforcement of contracts with vendors who do not comply with disclosure requirements; authorizing the department to require the disclosure of certain information by vendors; requiring certain vendors to post a bond with the department; limiting certain mandatory liquidated damages clauses in contracts with vendors; amending s. 24.118, F.S.; prohibiting the filing of certain false claims; providing a penalty; prohibiting the use of certain lottery terms in the title or name of a charitable or commercial enterprise, product, or

service; providing a penalty; amending s. 24.120, F.S.; authorizing the department to invest lottery moneys which are related to prizes to be paid on a deferred basis; authorizing the department to retain a reserve for working capital; amending s. 24.121, F.S.; providing for specified percentages of lottery gross revenues to be returned to the public or to be deposited in the Educational Enhancement Trust Fund; requiring the transfer of certain balances to such trust fund from the Administrative Trust Fund; amending s. 338.234, F.S.; authorizing the sale of lottery tickets along the turnpike system; amending s. 843.08, F.S.; prohibiting and providing penalties for falsely personating a lottery special agent or lottery investigator; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senator Stuart—

**CS for SB 1455**—A bill to be entitled An act relating to mental health; amending s. 394.875, F.S.; providing requirements for a crisis stabilization unit for minors located on the same premises as a unit for adults; requiring the Department of Health and Rehabilitative Services to adopt rules for construction, staffing, licensure, and operation of units for minors; providing the amount a crisis stabilization unit may exceed its licensed capacity; providing for a study; providing an effective date.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### First Reading

*The Honorable Bob Crawford, President*

I am directed to inform the Senate that the House of Representatives has passed HB 85, CS for HB 86, House Bills 136, 154, CS for HB 330, CS for HB 344, HB 362, CS for HB 394, House Bills 426, 619, 635, 641, 849, 878, 901, 930, 1103, 1373, 1390, CS for HB 1395, House Bills 1438, 1486, 1616, 1696, 1711, 1714, 1715, 1716, 1722, 1723, 1724; has passed as amended CS for HB 153, House Bills 291, 672, CS for HB 1170, CS for HB 1173, HB 1643; has adopted HCR 241 and requests the concurrence of the Senate.

*John B. Phelps, Clerk*

By Representatives Tobin and Hanson—

**HB 85**—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 the Committee on Employee and Management Relations; and Representatives Tobin and Geller—

**CS for HB 86**—A bill to be entitled An act relating to labor regulations; providing definitions; prohibiting employers from taking retaliatory personnel action against employees under certain conditions; authorizing civil actions and providing specified relief; providing for attorney's fees and costs; providing an effective date.

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

By Representative Clements—

**HB 136**—A bill to be entitled An act relating to road designation; designating a portion of State Road 60 in Hillsborough County as "Brandon Boulevard"; directing the Department of Transportation to erect appropriate markers; providing an effective date.

—was referred to the Committee on Transportation.

By Representative McEwan—

**HB 154**—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 the Committee on Insurance and Representatives Rojas and Easterly—

**CS for HB 330**—A bill to be entitled An act relating to life insurance agents; creating s. 626.798, F.S.; providing a prohibition with respect to life agents as beneficiaries; providing for review and repeal; providing an effective date.

—was referred to the Committee on Insurance.

By the Committee on Environmental Regulation and Representative Glickman—

**CS for HB 344**—A bill to be entitled An act relating to environmental control; amending s. 403.815, F.S.; requiring notice to certain property owners of application for, and proposed agency action on, certain permits for activities regulated under chapter 403, F.S.; providing procedures for notices; providing for requests for hearing; providing for format of notices; requiring the Department of Environmental Regulation to post such notices at the site of permitted activity; providing for costs; providing an effective date.

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

By Representative Glickman (by request)—

**HB 362**—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 the Committee on Environmental Regulation and Representative C. F. Jones—

**CS for HB 394**—A bill to be entitled An act relating to environmental control; amending s. 403.101, F.S.; authorizing the Department of Environmental Regulation to establish qualifications for, examine, and certify operators of public water systems, wastewater treatment works, and sewerage systems; providing definitions; providing an effective date.

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

By Representative Hargrett—

**HB 426**—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 Representatives Ireland and Tobin—

**HB 619**—A bill to be entitled An act relating to adult congregate living facilities; amending s. 400.426, F.S.; requiring that medical examination reports accompany the resident rather than be submitted by the examining physician or nurse; providing an effective date.

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

By Representative Healey—

**HB 635**—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 Representatives Bronson and C. F. Jones—

**HB 641**—A bill to be entitled An act relating to sheriffs; amending s. 30.15, F.S.; providing that attendance of sheriffs or their deputies at county commission meetings shall be at the option of the board of county commissioners rather than mandatory; amending s. 14.022, F.S., to correct a cross reference; providing an effective date.

—was referred to the Committee on Community Affairs.

By Representative L. Diaz-Balart—

**HB 849**—A bill to be entitled An act relating to the Florida Electric Code; amending s. 553.19, F.S.; deleting an exception to required electrical standards in the state; providing an effective date.

—was referred to the Committee on Community Affairs.

By Representative L. Diaz-Balart—

**HB 878**—A bill to be entitled An act relating to credit agreements; providing definitions; requiring credit agreements to be in writing; providing that certain actions are not considered agreements; providing an effective date.

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

By Representative Saunders—

**HB 901**—A bill to be entitled An act relating to public records; amending s. 119.08, F.S.; specifying application of provisions which authorize the photographing of public records and excluding the duplication of certain microfilm; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Employee and Management Relations; and Representative Ascherl—

**HB 930**—A bill to be entitled An act relating to public retirement systems; amending s. 112.66, F.S., providing that each retirement system or plan's written summary plan description shall be published biennially rather than annually; providing a timetable for printing; listing information which should be contained in each plan description; eliminating sex as a method for actuarially adjusting benefits; providing Legislative intent; providing an effective date.

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

By the Committee on Health and Rehabilitative Services; and Representative Press and others—

**HB 1103**—A bill to be entitled An act relating to child custody; amending s. 61.20, F.S.; providing circumstances under which the court may order a social investigation and study; requiring the study be provided to specified parties; specifying use of the study by the court; delineating agencies and persons authorized to perform such investigation and study; providing for certification of indigence; providing for payment of the study as costs; providing an effective date.

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

By Representatives Burke and Reddick—

**HB 1373**—A bill to be entitled An act relating to statutory nomenclature; amending ss. 61.052, 440.02, and 768.18, F.S., to remove references to “illegitimate” children and replace them with children “born out of wedlock”; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

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

**HB 1390**—A bill to be entitled An act relating to codification of the Laws of Florida; directing the Joint Legislative Management Committee to contract for a codification of the special and local laws and general laws of local application of the state; providing for publication and distribution of the codification; providing an effective date.

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

By the Committee on Children and Youth; and Representatives Hafner and Hoffmann—

**CS for HB 1395**—A bill to be entitled An act relating to juvenile proceedings; amending s. 39.421, F.S.; authorizing law enforcement officers to take truant children into custody for delivery to the school system; providing an effective date.

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

By the Committee on Small Business and Economic Development; and Representative Logan—

**HB 1438**—A bill to be entitled An act relating to bond financing and investment; changing references to “industrial development”, “industrial revenue”, “industrial development revenue”, and “revenue” bonds in the Florida Statutes; updating obsolete references to the Internal Revenue Code in ss. 218.31 and 290.014, F.S.; amending s. 125.01, F.S., relating to the powers and duties of county governments; amending s. 159.34, F.S., relating to the issuance of bonds by local agencies; amending s. 159.47, F.S., relating to the powers of industrial development authorities; amending s. 159.705, F.S., relating to the powers of research and development authorities; amending s. 218.31, F.S., containing definitions for use in the “Uniform Local Government Financing Management and Reporting Act”; deleting a definition for “industrial development” bond and creating a definition for “private activity” bond; amending s. 218.32, F.S., relating to local government financial reporting; amending s. 288.075, F.S., relating to confidentiality of records; amending s. 290.0065, F.S., relating to state approval of areas authorized to be enterprise zones; amending s. 290.007, F.S., relating to enterprise zone incentives; amending s. 290.014, F.S., relating to enterprise zone annual reports; amending s. 658.67, F.S., relating to investment powers and limitations of banks and trust companies; providing an effective date.

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

By Representative Rush—

**HB 1486**—A bill to be entitled An act relating to trust administration; creating s. 737.106, F.S.; providing for voidness of revocable trust executed by a spouse prior to dissolution of marriage, upon such dissolution; amending s. 737.402, F.S.; authorizing termination by business trustee of trust valued under \$50,000; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Representative Guber and others—

**HB 1616**—A bill to be entitled An act relating to the Secretary of State; creating s. 15.0396, F.S.; designating the Louis Wolfson II Media History Center, Inc., in Miami, as an official state moving image center and archive; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Governmental Operations and Representative Martin—

**HB 1696**—A bill to be entitled An act relating to the Florida Institute of Phosphate Research; amending s. 378.101, F.S., which provides a limited exemption from public records requirements for certain materials pertaining to research conducted by or on behalf of the institute; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

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

By the Committee on Regulatory Reform and Representative Morse—

**HB 1711**—A bill to be entitled An act relating to state lands; amending s. 259.035, F.S.; renaming the selection committee created to propose the acquisition of lands for certain conservation and recreation purposes as the Land Acquisition Advisory Council; providing for reimbursement of members for travel and per diem expenses; saving s. 259.035, F.S., from Sundown repeal; providing for future review and repeal; amending ss. 253.023, 259.03, 259.04, 369.307, 375.021, and 380.0666, F.S., to conform; providing an effective date.

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

By the Committee on Governmental Operations and Representative Martin—

**HB 1714**—A bill to be entitled An act relating to land acquisition; amending s. 253.025, F.S., which provides an exemption from public records requirements for appraisal reports, offers and counteroffers related to acquisition of state lands; authorizing disclosure of appraisal information to local governments or certain nonprofit organizations under certain conditions; amending s. 373.139, F.S., which provides such an exemption

for appraisal reports related to acquisition of land by water management districts; providing for the confidentiality of offers and counteroffers relating to such acquisition; saving such exemptions from repeal; providing for future review and repeal; providing an effective date.

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

By the Committee on Regulatory Reform and Representatives Rudd and Mortham—

**HB 1715**—A bill to be entitled An act relating to cancer control and research; amending s. 385.201, F.S.; renaming the Florida Cancer Control and Research Advisory Board; adding members thereto; authorizing member reimbursement for per diem and travel expenses; requiring certain advice to the Legislature; amending ss. 458.324 and 459.0125, F.S.; correcting references; saving s. 385.201(4), F.S., from Sundown repeal; providing for future review and repeal; providing an effective date.

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

By the Committee on Regulatory Reform and Representative Rudd—

**HB 1716**—A bill to be entitled An act relating to natural resources; amending s. 372.5714, F.S.; renaming the Waterfowl Advisory Committee as the Waterfowl Advisory Council; providing for 4-year, staggered terms of members; providing for filling of vacancies; specifying meeting and recordkeeping requirements; saving s. 372.5714, F.S., from Sundown repeal; providing for future review and repeal; providing an effective date.

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

By the Committee on Governmental Operations and Representative Martin—

**HB 1722**—A bill to be entitled An act relating to registered public obligations; amending s. 279.11, F.S., which provides an exemption from public records requirements for records pertaining to ownership of, or security interests in, registered public obligations; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

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

By the Committee on Governmental Operations and Representative Martin—

**HB 1723**—A bill to be entitled An act relating to the Medical Advisory Board in the Department of Highway Safety and Motor Vehicles; amending s. 322.125, F.S.; providing an exemption from public meetings requirements for a board member's individual review and evaluation of a driver's qualifications; saving the exemption from public records requirements for reports received or made by the board from repeal; providing for future review and repeal; amending s. 322.126, F.S., which provides an exemption from public records requirements for reports of disabilities received by the department; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Transportation.

By the Committee on Governmental Operations and Representative Martin—

**HB 1724**—A bill to be entitled An act relating to regulation of oil and gas resources; amending s. 377.22, F.S., which provides an exemption from public records requirements for reports relating to oil and gas wells, drilling, and production required by the Department of Natural Resources; revising the time period during which such exemption applies; amending s. 377.2408, F.S., which provides an exemption from public records requirements for certain information submitted in conjunction with an application to conduct geophysical operations; specifying the information subject to such exemption and providing a time limitation; amending s. 377.2409, F.S., which provides an exemption from public records requirements for certain information received by the Division of Resource Management relating to geophysical activities on state-owned mineral lands; revising the time period during which such exemption applies; saving such exemptions from repeal; providing for future review and repeal; amending s. 377.2421, F.S.; providing a limited exemption from public records requirements for geologic data maintained by the division with respect to federal lands; providing for future review and

repeal; amending s. 377.2424, F.S., which provides an exemption from public records requirements for geophysical permit information shared with counties and municipalities; authorizing the department to share such information on its own initiative; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

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

By the Committee on Criminal Justice and Representatives Deutsch and Cosgrove—

**CS for HB 153**—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; authorizing a fee for administration of the program; providing that owner is responsible for removing decal; providing immunity from liability for law enforcement officers; providing an effective date.

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

By Representative Bloom and others—

**HB 291**—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 Representatives Silver and Hargrett—

**HB 672**—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 the Committee on Employee and Management Relations; and Representative Ascherl—

**CS for HB 1170**—A bill to be entitled An act relating to the Florida Retirement System; creating s. 121.015, F.S.; providing legislative goals and policies for the Florida Retirement System; amending s. 121.031, F.S.; relating to actuarial studies, to provide for notification of certain legislative committees; providing for an actuarial analysis of the legislative goals and policies; providing an effective date.

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

By the Committee on Judiciary and Representative Ostrau—

**CS for HB 1173**—A bill to be entitled An act relating to assignments of mortgages; amending s. 701.02, F.S., requiring that an assignment of mortgage must be contained in a document which indicates the assignment in its title to be effectual against certain parties; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committee on Governmental Operations and Representative Martin—

**HB 1643**—A bill to be entitled An act relating to saltwater products dealers; amending s. 370.07, F.S.; replacing references to “division” with references to the Department of Natural Resources in provisions relating to enforcement of requirements applicable to transportation of saltwater products, issuance of wholesale dealers’ licenses, license revocation, and required dealers’ records; providing for denial or suspension of licenses; providing for imposition of penalties pursuant to s. 370.021, F.S.; saving the exemption from public records requirements for wholesale dealers’ reports on sale of saltwater products from repeal; providing an effective date.

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

By Representative Tobiassen—

**HCR 241**—A concurrent resolution declaring the week of July 4th, 1989, as “Buy American Week.”

—was referred to the Committee on Rules and Calendar.

#### CO-INTRODUCERS

Senator Forman—CS for SB 208, Senate Bills 538 and 1244; Senator Dudley—SB 398; Senator Gardner—SB 537; Senator McPherson—SB 538; Senator D. Childers—SB 551; Senator Plummer—Senate Bills 650 and 718; Senator Stuart—SB 1233; Senator Deratany—SB 1369