



Journal of the Senate

Number 15

Tuesday, May 16, 1989

CALL TO ORDER

The Senate was called to order by the President at 9:00 a.m. A quorum present—39:

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

PRAYER

The following prayer was offered by Dr. William Nies, Pastor, St. Armands Key Lutheran Church, Sarasota:

Our gracious Father in Heaven, in whom we live and move and have our being, we rejoice in your grace and mercy. We thank you for your love and the many blessings which, in your love, you constantly bestow upon us your children.

We are grateful for this great country where liberty is our heritage and freedom is our privilege. We thank you for our beautiful state of Florida; for the flowering opportunities to enjoy physical nature at its best, and to serve human nature in its various forms of maturity.

As elected members to the Florida Senate, we pray for your guidance and help. We know that you do not intend prayer to be a substitute for work. We know that we are expected to do our part, for you have made us, not puppets, but persons with minds to think and wills to resolve. Make us willing to think, and think hard, clearly, and honestly, guided by your voice within us—and in accordance with the light you have given us.

May we never fail to do the very best we can. Lord, help us to pray in the knowledge that it all depends on you. Help us then to work as if it all depended on us, that together we may do that which is well-pleasing in your sight and mean the greatest good for our state and her people. Please bless our deliberations this day, in the name of our Lord. Amen.

PLEDGE

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

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, May 16, 1989: CS for SB 797, CS for SB 1249, CS for SB 1253, CS for SB 784, CS for SB 514, CS for SB 576, SB 305, SB 1234, SB 348, SB 1169, SB 365, CS for SB 1133, SB 369, CS for SB 1084, SB 383, CS for SB 1033, SB 444, SB 936, CS for SB 458, SB 922, CS for SB 491, SB 914, CS for SB 496, SB 820, CS for SB's 505 and 626, CS for SB 799, CS for SB 759, SB 521, SB 743, SB 537, CS for SB 739, CS for SB 540, SB 659, CS for SB 713, SB 712, CS for SB 736, CS for SB 250, CS for SB 175, SB 1293

Respectfully submitted,
James A. Scott, Chairman

The Committee on Rules and Calendar submits the following bills to be placed on the Consent Calendar for Tuesday, May 16, 1989: SB 6, CS for SB 39, CS for SB 126, SB 143, CS for SB 186, CS for SB 238, SB 348, SB 353, SB 372, SB 411, CS for SB 423, SB 442, CS for SB 496, CS for SB 514, SB 553, SB 556, CS for SB 609, CS for SB 651, CS for SB 654, SB 677, CS for CS for SB 695, SB 706, SB 715, SB 820, SB 842, CS for SB 874, SB 956, SB 992, SB 1005, SB 1035, CS for SB 1133, CS for SB 1164, SB 1238, SB 1278

Respectfully submitted,
James A. Scott, Chairman

The Committee on Commerce recommends the following pass: SB 1114 with 1 amendment

The Committee on Corrections, Probation and Parole recommends the following pass: SB 801, SB 1204, SB 1205

The Committee on Judiciary-Criminal recommends the following pass: CS for SB 374 with 3 amendments

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

The Committee on Community Affairs recommends the following pass: SB 1438

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

The Committee on Judiciary-Criminal recommends the following pass: SB 1415

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

The Committee on Community Affairs recommends the following pass: SB 549, SB 734 with 2 amendments, SB 870, SB 1140

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

The Committee on Commerce recommends the following pass: CS for HB 86

The Committee on Judiciary-Criminal recommends the following pass: SB 469 with 2 amendments, SB 714, SB 1407

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

The Committee on Community Affairs recommends the following pass: SB 476

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: SB 1168, SJR 1473

The Committee on Judiciary-Criminal recommends the following pass: HM 133

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

The Committee on Corrections, Probation and Parole recommends the following pass: CS for SB 1221

The Committee on Judiciary-Criminal recommends the following pass: CS for HB 102, SB 907, SB 1307

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

The Committee on Commerce recommends a committee substitute for the following: SB 236

The Committee on Education recommends committee substitutes for the following: SB 459, SB 729, Senate Bills 1366 and 209, SB 1417

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 676, SB 721, SB 1427, SB 1468

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 Community Affairs recommends a committee substitute for the following: Senate Bills 1441 and 1460

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

The Committee on Education recommends committee substitutes for the following: SB 571, SB 1458

The bills with committee substitutes attached were referred to the Committee on Finance, Taxation and Claims under the original reference.

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 535

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

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 1134

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

The Committee on Education recommends a committee substitute for the following: SB 374

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

The Committee on Commerce recommends a committee substitute for the following: SB 1285

The bill with committee substitute attached was placed on the calendar.

REQUESTS FOR EXTENSION OF TIME

May 12, 1989

The Committee on Agriculture requests an extension of 15 days for consideration of the following: Senate Bills 834, 985, 1003, 1081, 1127, 1447, 1449; House Bill 833

The Committee on Commerce requests an extension of 15 days for consideration of the following: Senate Bills 3, 5, 14, 18, 79, 148, 200, 203, 236, 254, 291, 296, 342, 343, 379, 382, 387, 395, 410, 424, 436, 446, 468, 475, 624, 628, 774, 782, 795, 821, 822, 848, 860, 862, 891, 901, 906, 928, 965, 967, 979, 980, 984, 1019, 1051, 1086, 1110, 1114, 1130, 1265, 1285, 1299, 1397, 1409, 1424, 1439, 1469; House Bills 86, 154, 672, 878

The Committee on Community Affairs requests an extension of 15 days for consideration of the following: Senate Bills 22, 54, 57, 121, 138, 157, 192, 249, 251, 323, 426, 476, 517, 525, 549, 552, 554, 565, 579, 596, 617, 630, 686, 734, 760, 805, 807, 870, 889, 903, 933, 966, 976, 1037, 1038, 1073, 1085, 1113, 1140, 1143, 1144, 1175, 1176, 1180, 1195, 1231, 1272, 1276, 1303, 1308, 1327, 1339, 1347, 1348, 1390, 1391, 1412, 1422, 1423, 1436, 1438, 1444, 1445, 1509; House Bills 292, 599, 600, 641, 849, 1438

The Committee on Corrections, Probation and Parole requests an extension of 15 days for consideration of the following: Senate Bills 202, 287, 388, 437, 801, 940, 1029, 1134, 1191, 1204, 1205, 1221, 1228, 1392, 1421, 1454

The Committee on Economic, Professional and Utility Regulation requests an extension of 15 days for consideration of the following: Senate Bills 48, 80, 172, 215, 216, 252, 306, 420, 462, 559, 573, 644, 656, 813, 826, 858, 886, 909, 910, 944, 990, 1010, 1070, 1077, 1102, 1121, 1135, 1137, 1165, 1212, 1213, 1215, 1224, 1288, 1291, 1352, 1355, 1363, 1378, 1414, 1426, 1456

The Committee on Education requests an extension of 15 days for consideration of the following: Senate Bills 115, 145, 176, 301, 363, 409, 455, 490, 518, 548, 572, 707, 725, 796, 879, 880, 893, 942, 950, 968, 970, 971, 975, 983, 1001, 1052, 1074, 1075, 1132, 1138, 1139, 1240, 1284, 1297, 1350, 1359, 1361, 1410, 1475

The Committee on Ethics and Elections requests an extension of 15 days for consideration of the following: Senate Bills 100, 103, 111, 131, 132, 140, 150, 151, 163, 183, 187, 231, 341, 381, 402, 432, 530, 531, 563, 717, 806, 809, 810, 923, 1064, 1172, 1344, 1345, 1446; House Bill 362

The Committee on Executive Business requests an extension of 15 days for consideration of the following: Senate Bill 206

The Committee on Finance, Taxation and Claims requests an extension of 15 days for consideration of the following: Senate Bills 9, 20, 25, 30, 31, 47, 81, 89, 90, 94, 141, 177, 188, 228, 235, 253, 275, 326, 327, 336, 373, 398, 403, 406, 408, 415, 421, 453, 504, 529, 534, 569, 586, 597, 611, 632, 639, 643, 649, 660, 663, 666, 688, 691, 697, 726, 733, 754, 771, 785, 800, 808, 817, 847, 851, 868, 871, 884, 885, 894, 895, 897, 918, 929, 946, 959, 960, 1020, 1049, 1055, 1056, 1057, 1103, 1126, 1178, 1179, 1193, 1203, 1225, 1235, 1244, 1245, 1257, 1290, 1311, 1346, 1349, 1408, 1425, 1430, 1490, 1534; House Bills 817, 1722

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following: Senate Bills 65, 66, 70, 75, 129, 435, 481, 483, 509, 580, 584, 621, 623, 708, 798, 953, 961, 969, 997, 1011, 1041, 1068, 1080, 1124, 1209, 1239, 1264, 1283, 1336, 1341, 1395, 1398, 1399, 1435, 1437, 1448, 1463; House Bills 108, 901, 1390, 1616

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following: Senate Bills 37, 193, 257, 300, 441, 533, 551, 574, 608, 610, 618, 724, 770, 792, 1061, 1071, 1190, 1227, 1229, 1329, 1362, 1367, 1451, 1462; House Bills 619, 1103

The Committee on Health Care requests an extension of 15 days for consideration of the following: Senate Bills 174, 255, 329, 332, 417, 546, 674, 675, 974, 981, 1031, 1105, 1107, 1181, 1306, 1320, 1337, 1420, 1428; House Bills 814, 1415, 1418, 1419, 1715

The Committee on Higher Education requests an extension of 15 days for consideration of the following: Senate Bills 44, 125, 264, 433, 445, 497, 671, 709, 718, 722, 737, 748, 812, 824, 832, 952, 957, 964, 986, 1060, 1088, 1136, 1158, 1198, 1282, 1319, 1343, 1360, 1371, 1388, 1467; House Bill 1122

The Committee on Insurance requests an extension of 15 days for consideration of the following: Senate Bills 34, 96, 117, 136, 146, 161, 276, 311, 352, 367, 389, 526, 568, 638, 652, 678, 679, 720, 740, 878, 883, 896, 908, 913, 930, 935, 943, 1008, 1024, 1027, 1044, 1072, 1091, 1097, 1108, 1131, 1177, 1197, 1242, 1246, 1252, 1294, 1295, 1300, 1317, 1321, 1324, 1328, 1376, 1400, 1440; House Bill 330

The Committee on Judiciary-Civil requests an extension of 15 days for consideration of the following: Senate Bills 109, 221, 227, 283, 286, 308, 316, 362, 366, 392, 448, 502, 520, 541, 545, 566, 583, 668, 716, 747, 751, 803, 829, 830, 846, 850, 863, 875, 900, 911, 931, 951, 963, 973, 977, 991, 994, 996, 1045, 1047, 1125, 1163, 1182, 1210, 1217, 1273, 1277, 1296, 1318, 1322, 1332, 1373, 1382, 1386, 1419, 1432, 1443, 1457, 1465; House Bills 291, 320, 1373, 1486

The Committee on Judiciary-Criminal requests an extension of 15 days for consideration of the following: Senate Bills 43, 78, 178, 399, 400, 464, 466, 469, 480, 640, 657, 714, 730, 767, 814, 831, 835, 836, 907, 915, 917, 941, 945, 999, 1012, 1018, 1028, 1032, 1043, 1094, 1119, 1201, 1307, 1326, 1377, 1401, 1407, 1415; House Bills 102, 133

The Committee on Natural Resources and Conservation requests an extension of 15 days for consideration of the following: Senate Bills 7, 72, 195, 205, 302, 371, 384, 438, 449, 460, 484, 494, 501, 516, 522, 577, 589, 602, 634, 689, 699, 700, 745, 757, 768, 777, 838, 853, 938, 954, 1002, 1004, 1009, 1039, 1067, 1069, 1090, 1093, 1145, 1159, 1161, 1162, 1187, 1202, 1207, 1254, 1267, 1289, 1301, 1330, 1351, 1365, 1433, 1461, 1511; House Bills 294, 344, 394, 813, 815, 816, 1421, 1532, 1696, 1711, 1714, 1716, 1724

The Committee on Personnel, Retirement and Collective Bargaining requests an extension of 15 days for consideration of the following: Senate Bills 10, 85, 222, 277, 319, 345, 434, 567, 592, 593, 595, 636, 773, 779, 816, 823, 888, 993, 995, 1053, 1058, 1099, 1255, 1263, 1269, 1287, 1316, 1354, 1411, 1452, 1470; House Bills 930, 931, 1170

The Committee on Regulated Industries requests an extension of 15 days for consideration of the following: Senate Bills 50, 149, 189, 310, 331, 620, 703, 902, 926, 949, 1013, 1046, 1048, 1054, 1167, 1185, 1243, 1274, 1304, 1312, 1338, 1372, 1442, 1453

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: Senate Bills 27, 53, 60, 64, 69, 133, 139, 158, 167, 234, 261, 270, 285, 289, 324, 325, 328, 334, 351, 375, 376, 380, 547, 555, 557, 564, 591, 735, 778, 818, 825, 837, 857, 882, 905, 987, 1040, 1128, 1146, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1247, 1357, 1389, 1393, 1403, 1405, 1482, 1484, 1485, 1486, 1488, 1499, 1502, 1504, 1505, 1507, 1508, 1510, 1512, 1513, 1514, 1518, 1519, 1521, 1522, 1527, 1529, 1535; House Bills 241, 1686

The Special Master on Claims requests an extension of 15 days for consideration of the following: Senate Bills 16, 180, 181, 1034, 1142, 1464, 1479, 1515

The Committee on Transportation requests an extension of 15 days for consideration of the following: Senate Bills 4, 173, 239, 293, 309, 393, 486, 622, 646, 681, 684, 701, 753, 755, 765, 766, 873, 927, 988, 1007, 1014, 1016, 1059, 1076, 1096, 1100, 1117, 1173, 1174, 1208, 1232, 1233, 1262, 1302, 1323, 1368, 1369, 1370, 1459, 1474, 1477; House Bills 85, 136, 153, 409, 426, 635, 1389, 1644, 1723

Consideration of Resolutions

On motion by Senator Stuart, the rules were waived by unanimous consent and the following resolution was introduced out of order:

By Senators Stuart, Jennings and Gardner—

SR 1539—A resolution commending Trevor Colbourn for his dynamic leadership at the University of Central Florida.

WHEREAS, the University of Central Florida has just celebrated its 25th Anniversary as one of Florida's 9 state universities, and

WHEREAS, for the past 11 years, Trevor Colbourn has lead UCF through the most dynamic part of its history, and

WHEREAS, enrollment has grown by nearly two thirds during President Colbourn's administration, and

WHEREAS, the average Scholastic Aptitude Test scores of incoming freshmen has risen 118 points above the national average for college-bound high school seniors, and

WHEREAS, the University of Central Florida has been designated a National Merit Scholar host institution, and

WHEREAS, the research activity of UCF faculty has more than quadrupled under President Colbourn's leadership, and

WHEREAS, this year, the Governor recognized four UCF researchers for their outstanding contributions to science and technology, and

WHEREAS, during President Colbourn's tenure, the university established four Eminent Scholar Chairs with the increasing assets of its Foundation, and

WHEREAS, the university has attracted national and international attention for its work in simulation and training and lasers and electro-optics, and

WHEREAS, under President Colbourn's leadership, UCF greatly expended master's degree programs, while following its first Ph.D. program in computer science with other doctoral offerings that serve mid-Florida's needs in computer engineering, civil engineering, electrical engineering, mechanical engineering, industrial engineering, environmental engineering, business administration, and human factors psychology, NOW, THEREFORE,

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

That Trevor Colbourn and his wife Beryl are commended for their unselfish and dedicated service to the State of Florida and their relentless quest to lead the University of Central Florida to "reach for the stars."

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Trevor Colbourn and his wife Beryl as a tangible token of the sentiments of the Florida Senate.

On motion by Senator Stuart, SR 1539 was read the second time in full and adopted.

Senator Stuart introduced to the Senate Dr. and Mrs. Colburn, who were seated in the chamber.

On motion by Senator Malchon, by two-thirds vote SR 1507 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Malchon—

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

WHEREAS, the Tampa Bay Estuary is the largest open-water estuary in Florida, and

WHEREAS, the Tampa Bay Estuary contains a variety of mangrove, salt marsh, tidal flat, and seagrass bed ecosystems, and

WHEREAS, the important economic resources such as recreational and commercial fishing, marine industries, shipping, and tourism are dependent on the quality of the Tampa Bay Estuary, and

WHEREAS, the Tampa Bay Regional Planning Council and its Agency on Bay Management have been instrumental in initiating the Surface Water Improvement and Management (SWIM) program, seagrass research funding, the Grizzle-Figg Bill requiring advanced wastewater treatment, and the Governor's nomination of Tampa Bay for the National Estuary Program, and

WHEREAS, the Tampa Bay Regional Planning Council and its Agency on Bay Management are strongly committed to the wise management of the estuary to ensure for all residents that the environmental, recreational, and economic value of the Tampa Bay Estuary will be sustained, and

WHEREAS, the Tampa Bay Estuary is of national significance due to its size, ecological diversity, and economic value, and

WHEREAS, the Agency on Bay Management provides information to the public on Tampa Bay's value, problems, and solutions to heighten awareness and promote support, NOW, THEREFORE,

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

That we join with the Tampa Bay Regional Planning Council and its Agency on Bay Management in recognizing May 16, 1989, as "Tampa Bay Day in Tallahassee."

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

Senator Malchon introduced Hillsborough County Commissioner and chairman of the Agency on Bay Management of the Tampa Regional Planning Council, Jan Platt, who was seated in the chamber.

On motion by Senator Thomas, by two-thirds vote SR 334 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Thomas—

SR 334—A resolution commending Brigadier General Robert L. Howell for his exemplary public service.

WHEREAS, Brigadier General Robert L. Howell has served in various leadership positions in the Florida National Guard for 41 years, including such positions as commander of the 261st Engineer Battalion and later commander of the 3rd Battalion, 124th Infantry; commander of the 50th Area Support Group; Director of the State Area Command; and commander of the 53rd Infantry Brigade, and

WHEREAS, in 1983, Brigadier General Robert L. Howell was appointed to the post of Assistant Adjutant General of Florida, and

WHEREAS, Brigadier General Robert L. Howell also served for 28 years as Clerk of the Circuit Court in Franklin County and served as Secretary-Treasurer of the Apalachee Regional Planning Council and as chairman of the Apalachicola River Committee, and

WHEREAS, upon his retirement, Brigadier General Robert L. Howell deserves the highest possible recognition for his significant contribution to the overall readiness of the Florida National Guard and for his years of dedicated public service, NOW, THEREFORE,

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

That Brigadier General Robert L. Howell is commended for 41 years of leadership in the Florida National Guard and for his selfless and dedicated public service to this state and his community.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to Brigadier General Robert L. Howell as a tangible token of the sentiments of the Florida Senate.

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

Senator Thomas introduced the following special guests who were seated in the chamber: Brig. Gen. and Mrs. Howell; Gen. Howell's mother Mabel Howell; sister Frances Ann Howell, twin brother Billy Howell, sister-in-law Sally Howell, granddaughter Lauren Howell, and daughter-in-law Faye Howell.

At the request of the President, Senator Thomas escorted Gen. and Mrs. Howell to the rostrum where they were presented a copy of the resolution.

On motion by Senator Meek, by two-thirds vote SCR 1357 was withdrawn from the Committee on Rules and Calendar.

On motions by Senator Meek, by two-thirds vote—

HCR 824—A concurrent resolution requesting the Florida delegation to the United States Congress to work closely with the Florida Department of Veterans' Affairs in solving veterans' problems.

—a companion measure, was withdrawn from the Committee on Rules and Calendar and by two-thirds vote substituted for SCR 1357.

On motion by Senator Meek, HCR 824 was taken up out of order by unanimous consent, read the second time in full and adopted. The vote on adoption was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea to Not Voting—Davis

Motion to Introduce Bill

Senator Peterson moved that a bill relating to sexual battery be introduced notwithstanding the fact that the final day had passed for introduction of bills.

The motion was referred to the Committee on Rules and Calendar.

Motion

On motion by Senator Dudley, the following letter was printed in the Journal:

May 8, 1989

Dear Senator Dudley,

The officers and men of IOWA greatly appreciate your kind expression of sympathy and support. Your thoughtfulness provided solace and encouragement to the entire crew and their families. Your letter and copy of Florida Senate Resolution 1497 was shared with the crew and has helped speed our recovery from this tragedy.

Thank you and God Bless.

Sincerely,

s/F.P. Moosally
Commanding Officer, USS Iowa

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator McPherson—

SB 1530—A bill to be entitled An act relating to the City of Hollywood, Florida, amending chapter 63-1427, Laws of Florida, as subsequently amended by referendum and codified in Article XII of the City of Hollywood's charter relating to the Hollywood Firemen's Pension Fund to incorporate additional provisions and amendments to said pension fund, as negotiated and agreed upon between the City of Hollywood and the International Association of Fire Fighters, Local 1375; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator McPherson—

SB 1531—A bill to be entitled An act relating to the South Broward Drainage District, Broward County; amending ss. 4, 7, 8, 9, 17, 19, 20, 23, 31, 40, 41, 42, and 53 of ch. 67-904, Laws of Florida, as amended; correcting the name of the district; revising the legal description of property lying within the district; authorizing the manager of the district to prepare an annual budget and perform other duties; changing the date prior to which such budget is submitted to the district board; deleting the authorization for certain meetings of landowners in the district to adjourn to another time or day; deleting provisions authorizing the assessment of a tax on lands within the district which belong to the state; providing for the records of the Broward County property appraiser to satisfy requirements for the drainage tax record of the district; authorizing the maximum allowable interest rate on bonds, assessments, and obligations of the district; revising the date for certification of certain tax assessments to the Broward County property appraiser; providing for the operation and administrative tax for the district to be determined by the district board; deleting a limitation on taxes which may be levied for maintenance of drainage improvements of the district; increasing the amount at which bids are required for the procurement by the district board of contractual services and the purchase of goods, supplies, and materials; providing an exception to such bid requirement; providing that the act take precedence over any conflicting law to the extent of the conflict; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator McPherson—

SB 1532—A bill to be entitled An act relating to Broward County; amending chapter 65-1541, Laws of Florida, as amended, relating to the Downtown Development Authority of the City of Fort Lauderdale; redefining the boundaries of the Downtown Development Authority of the City of Fort Lauderdale to exclude all lands being used as a residence; defining the phrase "not being used as a residence"; providing that ad valorem taxes for operations and for outstanding bond issues will no longer apply to lands not being used as a residence the year following the year in which the act takes effect; providing validation of notice of intent to apply for this legislation; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator McPherson—

SB 1533—A bill to be entitled An act relating to the City of Hollywood, Broward County; extending and enlarging the corporate limits of the City of Hollywood to include specified unincorporated lands within said corporate limits; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

SB 1534 was introduced out of order and referred May 10.

SB 1535 was introduced out of order and referred May 10.

SR 1536 was introduced out of order and adopted May 11.

SR 1537 was introduced out of order and adopted May 11.

By Senator Deratany (by request)—

SB 1538—A bill to be entitled An act relating to the Water Control District of South Brevard, Brevard County; amending ss. 8(12), 9, 16, chapter 86-418, Laws of Florida; providing for assessment of a storm-water management user fee in lieu of certain ad valorem taxes and interim user fees; providing for establishment, assessment and collection of the fee; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Education and Senator Johnson—

CS for SB 374—A bill to be entitled An act relating to education; creating the Drug Abuse Resistance Education Program; providing duties of the Department of Law Enforcement, Department of Education, local law enforcement agencies, and school districts; providing application requirements; providing eligibility for funding; creating a board of directors for the program and providing duties; providing for evaluation; providing an appropriation; providing an effective date.

By the Committee on Education and Senators Johnson, Stuart, Gordon and Walker—

CS for SB 459—A bill to be entitled An act relating to public schools; creating s. 233.0575, F.S.; providing legislative intent; authorizing school districts to employ mathematics-science mentor teachers; providing qualifications; providing duties; providing for the allocation of appropriated funds; providing for rules, evaluations, and reporting; providing for state funded pilot projects; providing requirements for approving pilot projects; requiring a library of information; providing for review and repeal; creating s. 236.1228, F.S.; providing legislative intent; creating an incentives grant program for public high schools; defining the term "high school"; providing achievement indicators; providing for program funding; creating s. 232.2467, F.S.; defining "graduation rate"; providing for rulemaking; requiring reports; amending s. 236.13, F.S.; exempting certain incentives funds from use in federal compliance standards; providing an effective date.

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

CS for SB 535—A bill to be entitled An act relating to public officers and government employees; prohibiting public officers and government employees from accepting honoraria; prohibiting persons from giving honoraria to public officers or government employees; providing definitions; providing an effective date.

By the Committee on Education and Senator Peterson—

CS for SB 571—A bill to be entitled An act relating to education; amending s. 228.041, F.S.; including developmental research schools within the definition of public schools; creating s. 228.053, F.S.; establishing developmental research schools; providing mission; providing admission criteria; providing for fees; providing for supplemental support organizations; providing for personnel; creating an advisory board; providing duties; providing for funding; creating a Developmental Research School Educational Facility Trust Fund and a Developmental Research School Trust Fund, and providing purposes thereof; providing a formula for capital outlay and operating funding; authorizing additional funds for upgrading, renovating, and remodeling science laboratories; providing for developmental research schools to be designated as teacher education centers for inservice training; providing for the use of funds from the Developmental Research School Trust Fund for inservice activities; providing for implementation; providing for audits; creating s. 230.015, F.S.; designating developmental research schools as special school districts; providing accountability to the Department of Education; amending s. 236.0817, F.S., relating to funding for developmental research schools; creating the Joint Developmental Research School Planning, Articulation, and Evaluation Committee; providing for review and repeal; providing an effective date.

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

CS for SB 676—A bill to be entitled An act relating to high-risk infants and children; creating the Children's Early Investment Act and the Children's Early Investment Program; providing legislative intent; providing goals; providing essential elements; providing criteria for fund-

ing providers of program services; providing that the Department of Health and Rehabilitative Services shall select providers for initial funding; providing guidelines for the selection; providing for evaluation of the program; requiring reports to the Governor and the Legislature; providing for rulemaking; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senator Ros-Lehtinen—

CS for SB 721—A bill to be entitled An act relating to intermediate care facilities; creating s. 400.701, F.S.; providing legislative intent; creating s. 400.702, F.S.; directing the Department of Health and Rehabilitative Services to issue a request for proposals for a pilot program; specifying requirements; providing an exemption from certificate-of-need requirements; providing selection criteria; providing for evaluation of pilot programs; requiring an annual report; providing an effective date.

By the Committee on Education and Senators Johnson, Forman, Souto and Casas—

CS for SB 729—A bill to be entitled An act relating to public schools; creating a District School Site Restructuring Incentives Program within the Department of Education; authorizing district school boards to adopt such programs at the district level; authorizing the Commissioner of Education to waive rules; creating an advisory committee and providing for membership thereof; providing that the development and adoption of a program be subject to the provisions of ch. 447, F.S.; specifying conditions for state funding of a program adopted by a district school board; providing for review of such programs by the commissioner; requiring the commissioner to approve or disapprove such a program; providing for a subsequent review of such a program; specifying criteria for approval; creating the District School Site Restructuring Incentives Program Trust Fund within the Department of Education; requiring the commissioner to administer the trust fund and to provide grants from the trust fund to district school boards having approved programs; specifying conditions for receipt of a grant from the trust fund; providing for an audit by the Auditor General of moneys granted from the trust fund; providing for a pro rata allocation of state moneys in the trust fund to school districts that have approved programs; providing an effective date.

By the Committee on Judiciary-Civil and Senator Weinstock—

CS for SB 828—A bill to be entitled An act relating to involuntary treatment of alcohol abusers and drug abusers; amending ss. 396.102, 397.052, F.S.; authorizing the circuit courts to appoint special masters to preside over hearings for the commitment of such persons to treatment resources; providing an effective date.

By the Committee on Corrections, Probation and Parole; and Senator Davis—

CS for SB 1134—A bill to be entitled An act relating to sex offenders; providing legislative intent with respect to treatment of sex offenders; defining the term "sex offender"; amending s. 917.012, F.S.; providing for treatment of sex offenders in state custody; creating s. 917.015, F.S.; providing for community-based treatment of sex offenders; repealing s. 917.016, F.S., relating to treatment of probationer sex offenders; amending ss. 917.018, 917.019, 947.16, F.S., to conform; providing an effective date.

By the Committee on Education and Senators Walker and Meek—

CS for SB's 1366 and 209—A bill to be entitled An act relating to education; amending s. 228.041, F.S.; revising the definition of vocational education; creating s. 232.2467, F.S.; creating the Florida Gold Seal Vocational Endorsement Program; providing for endorsements for academic achievement and vocational preparation by high school students; prescribing requirements for receiving an endorsement; requiring the State Board of Education to adopt rules; creating s. 240.4021, F.S.; creating the Gold Seal Endorsement Scholarship Program to encourage students to enroll in postsecondary vocational or technical programs; providing for administration by the Department of Education; requiring the State Board of Education to adopt rules; prescribing guidelines for awarding scholarships; prescribing procedures for applying for scholarships; amending s. 236.081, F.S.; correcting a cross-reference; establishing the Vocational Achievement Grant Program; providing nomination and selection criteria; providing a grant amount; providing for allocation of grants; providing effective dates.

By the Committee on Education and Senator Gardner—

CS for SB 1417—A bill to be entitled An act relating to education; creating the K through 12 Mathematics, Science, and Computer Education Quality Improvement Act; creating the Teacher/Quest Scholarship Program and providing procedures and criteria for participation; amending s. 236.091, F.S.; restricting the use of certain funds; providing for the selection of programs of excellence in mathematics, science, and computer education; amending s. 236.081, F.S.; providing for additional funding for FTE's in advanced content mathematics, science, and computer education programs; amending s. 229.602, F.S.; creating the Mathematics and Science Partnership Program; amending s. 236.013, F.S.; redefining full-time equivalent student with respect to enhancement courses in mathematics, science, and computer education; creating s. 233.0575, F.S.; authorizing the employment of mathematics/science mentor teachers; providing for qualifications and duties; providing for pilot projects; creating s. 236.1224, F.S.; providing for additional categorical funds for teaching science laboratory skills; providing eligibility criteria; providing for distribution and use of funds; creating institutes for the advancement of teaching; providing for competitive grants; providing approval criteria; amending s. 233.09, F.S.; requiring instructional materials recommended for adoption to be consistent with the Comprehensive Plan to Improve Mathematics, Science, and Computer Education; providing for review and repeal of s. 233.0575, F.S.; providing an effective date.

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

CS for SB 1427—A bill to be entitled An act relating to services for delinquent juveniles; directing the Department of Health and Rehabilitative Services to establish an early delinquency intervention program; specifying services to be provided under such program; requiring the arrest report of certain juveniles to be forwarded to the local Children, Youth, and Families Program Office of the department; authorizing the department to refer a juvenile to an early delinquency intervention program under certain circumstances; allowing for access to records; providing for rulemaking; providing an effective date.

By the Committee on Community Affairs and Senators Deratany and Souto—

CS for SB's 1441 and 1460—A bill to be entitled An act relating to accessibility by handicapped persons; adopting certain standards; providing for applicability; amending s. 316.1956, F.S.; requiring certain commercial real estate property owners to provide parking for physically disabled persons; amending s. 553.48, F.S.; providing accessibility features required of new buildings and certain buildings being altered or having a change in use; providing for application; providing for compliance with certain standards; providing definitions; providing specific requirements with respect to accessibility; providing exemptions; providing for compliance by certain public food service establishments and establishments licensed under the Beverage Law; providing requirements with respect to public assembly occupancies; providing requirements with respect to certain residential structures; providing for automobile parking space requirements; amending s. 553.49, F.S.; providing an increase in the number of members on an accessibility advisory committee; creating s. 553.495, F.S.; providing for enforcement of accessibility standards; amending s. 255.21, F.S.; revising language with respect to special facilities for the physically handicapped; directing the Department of Community Affairs to prepare a manual; providing an effective date.

By the Committee on Education and Senator Johnson—

CS for SB 1458—A bill to be entitled An act relating to nonpublic postsecondary institutions; amending s. 246.011, F.S.; providing intent; amending s. 246.013, F.S.; revising provisions relating to participation in the common course designation and numbering system; amending s. 246.021, F.S.; revising definitions; amending s. 246.031, F.S.; revising membership of the State Board of Independent Colleges and Universities; revising grounds for removal from the board; amending s. 246.041, F.S.; revising powers and duties of the board; amending s. 246.081, F.S.; requiring certain licensure of nonpublic colleges conducting diploma programs; amending s. 246.085, F.S.; revising provisions relating to exemption from licensing requirements; amending s. 246.087, F.S.; revising minimum standards for the licensing of agents; amending s. 246.091, F.S.; providing application requirements; amending s. 246.095, F.S.; deleting provision for suspension of a license and providing for denial with respect to provisions relating to disclosure to prospective students; amending s. 246.101, F.S.; revising fees; amending s. 246.111, F.S.; deleting provision

for suspension of a license; requiring board rules for denial, probation, and revocation of exemption from licensure and providing for certain disciplinary action; amending s. 246.121, F.S.; revising provisions relating to use of the title "college" or "university"; repealing s. 246.125, F.S., relating to repository for current information and data; amending s. 246.203, F.S.; revising definitions; amending s. 246.205, F.S.; revising membership of the State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools; revising grounds for removal from the board; amending s. 246.207, F.S.; revising powers and duties of the board; amending s. 246.213, F.S.; providing rulemaking authority for the State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools; requiring basic skills testing of students; requiring certain information; revising minimum requirements for the licensing of agents; amending s. 246.215, F.S.; requiring school licensure by the board and prohibiting certain activities until licensure is obtained; amending s. 246.217, F.S.; revising provisions relating to license period and renewal; providing for a license to remain in effect under certain circumstances; providing for amended licensure; amending s. 246.219, F.S.; revising license fees; providing for board rules; amending s. 246.226, F.S.; revising provisions relating to disciplinary proceedings; providing procedures for investigations by the board; providing that certain actions shall not be considered disciplinary; creating s. 246.2265, F.S.; providing for cease and desist orders while disciplinary proceedings are pending; amending s. 246.227, F.S.; revising provisions relating to unlicensed operation of a school; amending s. 246.228, F.S.; revising grounds for disciplinary action; revising administrative fines; reenacting s. 246.231, F.S.; providing penalties; amending s. 476.114, F.S.; revising examination prerequisites to practice barbering as they relate to licensure of barbering schools; amending s. 476.155, F.S.; deleting reference to barbering instructor's license; repealing ss. 476.034(2), 476.158, F.S., relating to barbering instructors; amending s. 476.178, F.S., and repealing subsections (1) and (3)-(11) thereof, relating to licensure, operation, and requirements of barbering schools; requiring certain barbering schools to be licensed by the State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools; amending s. 476.192, F.S.; deleting reference to barbering schools and barbering instructors; amending s. 476.204, F.S.; deleting reference to barbering schools and barbering instructors; repealing s. 477.013(4), F.S., deleting the definition of cosmetology instructor; amending s. 477.014, F.S.; deleting reference to cosmetology instructors; amending s. 477.019, F.S.; revising examination prerequisites to practice cosmetology as they relate to licensure of schools of cosmetology; repealing s. 477.021, F.S., relating to cosmetology instructors; amending s. 477.0212, F.S.; deleting reference to cosmetology instructor's license; amending s. 477.022, F.S., and repealing subsection (4) thereof, relating to cosmetology instructors; conforming provisions; amending s. 477.023, F.S., and repealing subsections (2)-(10) thereof, relating to licensure, operation, and requisites of schools of cosmetology; requiring certain schools of cosmetology to be licensed by the State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools; repealing s. 477.024, F.S., relating to the adoption of rules governing enrollment at schools of cosmetology and records to be kept by such schools; amending s. 477.026, F.S.; deleting reference to schools of cosmetology and cosmetology instructors; amending s. 477.028, F.S.; conforming disciplinary proceedings; amending s. 477.029, F.S.; conforming penalties; amending s. 488.01, F.S.; requiring commercial truck driving schools to be licensed by the State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools; providing for review and repeal; providing an appropriation; providing effective dates.

By the Committee on Health and Rehabilitative Services; and Senators Weinstock, Ros-Lehtinen and Weinstein—

CS for SB 1468—A bill to be entitled An act relating to social welfare; creating s. 216.286, F.S.; providing budget authority and release for certain revenues relating to the Florida Employment Opportunity Act; amending s. 409.029, F.S.; revising the Florida Employment Opportunity Act; providing legislative intent; providing definitions; deleting certain reporting requirements relating to the Department of Labor and Employment Security; providing budget authority and release for certain agencies participating under that act; modifying the employment and training program for certain public assistance recipients; revising support services to include child care, paid child care, child care after employment, transportation expenses, ancillary expenses, counseling, medical services, medical examinations, and remedial care; revising application and participation requirements; requiring certain reports from school districts and community college districts; providing for termination of contracts under certain conditions; providing for evaluations; providing for rules; amending s. 409.185, F.S.; providing the Department of Health and Rehabilita-

tive Services with access to certain automated data files of other state agencies; revising procedures to determine the standard of need; providing for establishment of payment schedules; requiring simplified eligibility and budgeting procedures for certain programs; amending s. 409.255, F.S.; expanding eligibility for aid to families with dependent children; providing time limits for eligibility; providing for alternative payment methodology; amending s. 409.266, F.S.; extending medical assistance after earnings cause ineligibility for aid to families with dependent children; providing department access to certain automated data files; amending ss. 230.645, 240.35, F.S.; exempting students who are enrolled in employment and training programs for public assistance recipients from certain fees; providing effective dates.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator McPherson, by two-thirds vote SB 1046 was withdrawn from the committee of reference and indefinitely postponed.

On motions by Senator Margolis, by two-thirds vote Senate Bills 321 and 1356, CS for SB 256, CS for SB 439, CS for SB 482, CS for SB 635, CS for SB 683 and CS for SB 845 were withdrawn from the Committee on Appropriations.

On motion by Senator Margolis, by two-thirds vote CS for SB 827 and CS for SB 1374 were removed from the calendar and referred to the Committee on Appropriations.

On motion by Senator Davis, by two-thirds vote SB 1090 was withdrawn from the committees of reference and indefinitely postponed.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State Senate Bills 13, 56, 156, 169, 223, 333 and 405, which he approved on May 15, 1989.

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 House Bills 19, 114, 172, 198, CS for HB 210, House Bills 226, 242, CS for HB 332, HB 367, CS for HB 371, House Bills 405, 450, 485, 502, 540, CS for HB 556, CS for HB 558, House Bills 601, 643, 653, 657, 658, 671, CS for HB 699, CS for HB 759, HB 771, CS for HB 809, HB 850, CS for HB 877, House Bills 889, 921, CS for HB 965, House Bills 974, 982, 983, CS for HB 1142, CS for HB 1152, HB 1168, CS for HB 1177, House Bills 1202, 1211, 1264, 1279, 1280, CS for HB 1409, House Bills 1411, 1440, 1487, CS for HB 1495, CS for HB 1575, House Bills 1586, 1712, 1727, 1734, 1754, 1755, 1756, 1757, 1758, 1759, 1760, 1770; has passed as amended CS for HB 17, CS for HB's 31 and 727, House Bills 151, 193, CS for HB 209, CS for HB 323, CS for HB 329, CS for HB 374, HB 436, CS for HB's 437 and 215, HB 447, CS for HB 894, House Bills 1154, 1282, 1355, CS for CS for HB 1366, CS for HB 1435, CS for HB 1718, House Bills 1750, 1751; has passed as amended, by the required Constitutional three-fifths vote of the membership HJR 45; has adopted CS for HM 228, HM 994; has adopted as amended HCR 824 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Banjanin—

HB 19—A bill to be entitled An act relating to motor vehicle licenses; amending s. 320.089, F.S., clarifying language with respect to "Ex-P.O.W." licenses; providing an effective date.

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

By Representative Harris—

HB 114—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; amending s. 396.052, F.S., changing the name of the Florida Alcoholism Treatment and Research Center; providing an effective date.

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

By Representative Hawkins—

HB 172—A bill to be entitled An act relating to Collier County; repealing chapter 61-772, Laws of Florida, as amended by chapter 80-492, Laws of Florida, which provides a mileage allowance for members of the Board of County Commissioners of Collier County for travel; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Hawkins—

HB 198—A bill to be entitled An act relating to Collier County; repealing chapter 61-1592, Laws of Florida, which authorizes per diem for members of the Board of County Commissioners of Collier County; 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 Regulatory Reform and Representative Kelly—

CS for HB 210—A bill to be entitled An act relating to pharmacy; amending s. 465.003, F.S.; redefining the "practice of the profession of pharmacy"; amending s. 465.016, F.S.; providing disciplinary action for violating any provisions of an in-state or out-of-state practice act under which a practitioner is licensed or for failure to notify the board of the commencement or cessation of practice; providing criteria; amending s. 465.0275, F.S.; providing for emergency prescription refills without an original prescription; providing criteria; providing an effective date.

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

By Representative Grindle—

HB 226—A bill to be entitled An act relating to elections; amending s. 102.012, F.S.; providing that certain qualified electors in the county, rather than the precinct, can be appointed as poll inspectors or clerks; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Representatives Long and Hanson—

HB 242—A bill to be entitled An act relating to search warrants; amending s. 933.18, F.S.; amending the list of child abuse offenses which authorize issuance of a warrant to search a private dwelling; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By the Committee on Insurance and Representatives Geller and Grindle—

CS for HB 332—A bill to be entitled An act relating to insurance; amending s. 627.674, F.S.; modifying certain minimum standards for Medicare supplement health insurance policies; providing an effective date.

—was referred to the Committee on Insurance.

By Representative Hawkins—

HB 367—A bill to be entitled An act relating to the Golden Gate Fire Control and Rescue District, Collier County; amending section 5 of Article IV of chapter 87-498, Laws of Florida; changing salary requirements for fire commissioners; adding section 6 to Article IV of chapter 87-498, Laws of Florida; providing attendance requirements for fire commissioners; providing for a referendum.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By the Committee on Environmental Regulation and Representative Wallace—

CS for HB 371—A bill to be entitled An act relating to environmental control; amending s. 403.813, F.S.; providing exceptions to permitting requirements for specified activities; providing an effective date.

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

By Representative Hawkins—

HB 405—A bill to be entitled An act relating to the Collier County water-sewer district; amending subsection (2) of section 3 of chapter 88-499, Laws of Florida; providing for independence of other water or sewer service jurisdictions; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Reddick—

HB 450—A bill to be entitled An act relating to the University of Florida; naming the Civil Legal Clinic at the University of Florida, College of Law, the Virgil Darnell Hawkins Civil Legal Clinic; providing an effective date.

—was referred to the Committee on Higher Education.

By Representative Campbell—

HB 485—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091, F.S.; allowing the Board of Trustees of the Florida School for the Deaf and the Blind to reemploy a retired member in certain positions and specifying conditions for retirement benefits; amending s. 121.051, F.S.; correcting a cross reference; providing an effective date.

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

By Representative Gordon and others—

HB 502—A bill to be entitled An act relating to employee rights; creating s. 448.10, F.S.; requiring certain employers to notify employees of continuation of coverage requirements of group health insurance plans under certain circumstances; amending s. 760.10, F.S.; providing that it is an unlawful employment practice for an employer to dismiss, or otherwise discriminate against in certain respects, an employee on the basis of a noninterfering illness; defining the term "noninterfering illness"; providing an effective date.

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

By Representative Hawkins—

HB 540—A bill to be entitled An act relating to elections; amending s. 101.6102, F.S.; providing applicability of mail ballot election provisions to municipal annexation referenda; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By the Committee on Regulatory Reform and Representative Morse—

CS for HB 556—A bill to be entitled An act relating to pilots, piloting, and pilotage; creating s. 310.142, F.S.; providing for reciprocal pilotage of vessels in the boundary waters and tributaries of St. Marys Entrance; providing for rules; rescheduling Sunset review and repeal of chapter 310, F.S., relating to pilots, piloting, and pilotage; providing an effective date.

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

By the Committee on Commerce and Representatives Crotty and Bronson—

CS for HB 558—A bill to be entitled An act relating to the "Sale of Business Opportunities Act"; amending s. 559.801, F.S., redefining the term "business opportunity"; amending s. 559.805(3), F.S., requiring the person receiving the advertising to record the advertisement identification number; providing an effective date.

—was referred to the Committee on Commerce.

By Representative Arnold—

HB 601—A bill to be entitled An act relating to Lee County; granting authority to the Board of County Commissioners of Lee County to designate agents of the Division of Codes and Building Services as Contractors' Licensing Investigators and as Code Enforcement Investigators to issue citations for violations of the Lee County Contractors' Licensing Ordinance and Lee County Codes and Ordinances, and amendments thereto; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Canady—

HB 643—A bill to be entitled An act relating to general assignments; amending s. 727.103, F.S.; redefining the term "liquidation value"; amending s. 727.104, F.S.; increasing the number of days before being required to file the assignee's bond; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Representative Locke—

HB 653—A bill to be entitled An act relating to the Homosassa Special Water District, Citrus County; amending chapter 59-1177, Laws of Florida, as amended, increasing the territorial limits of the district; providing for a referendum.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Lewis—

HB 657—A bill to be entitled An act relating to Indian Trail Water Control District in Palm Beach County; amending chapter 57-646, Laws of Florida, as amended, so as to include Section 1, Township 43 South, Range 41 East and part of the W 1/2 of Section 14, Township 42 South, Range 41 East, Palm Beach County, in the territorial limits of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Lewis—

HB 658—A bill to be entitled An act relating to Highland Glades Drainage District, Palm Beach County; amending chapter 8885, Laws of Florida, 1921, to include within the boundaries of the district land in Palm Beach County described as sections 5, 6, 7, 8, 17, 18, 19, and 20, Township 43 South, Range 38 East; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Silver—

HB 671—A bill to be entitled An act relating to alcoholic beverage licenses; amending s. 561.15, F.S.; prohibiting the issuance of a license to certain persons who have been convicted of illegally dealing in controlled substances; providing an effective date.

—was referred to the Committee on Regulated Industries.

By the Committee on Regulated Industries and Representative Huenink—

CS for HB 699—A bill to be entitled An act relating to public lodging establishments; amending s. 509.141, F.S.; providing for the removal of a guest from a public lodging establishment for failure of the guest to check out by the agreed upon check-out time; providing an exception; providing an effective date.

—was referred to the Committee on Regulated Industries.

By the Committee on Environmental Regulation and Representative Grindle—

CS for HB 759—A bill to be entitled An act relating to littering; amending s. 403.4131, F.S.; providing for an "adopt-a-highway" program; providing an effective date.

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

By Representative Hill—

HB 771—A bill to be entitled An act relating to Palm Beach County; repealing chapter 65-2051, Laws of Florida, relating to the Palm Beach County Building Board of Appeals; 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 Governmental Operations and Representatives Frishe and Reaves—

CS for HB 809—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 review and repeal; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Representative Press—

HB 850—A bill to be entitled An act relating to the Delray Beach Downtown Development Authority, Palm Beach County; amending chapter 71-604, Laws of Florida, as amended; expanding the downtown development authority area description to include properties eastward of the Intracoastal Waterway, northward of current downtown development authority area to include those properties lying South of N.W. 2nd Street, East of N.E. 7th Avenue and West of N.E. 2nd Avenue, southward of the current Downtown Development Authority area to include those properties lying North of S.E. 2nd Street, West of S.E. 1st Avenue, and East of S.E. 7th Avenue, all such properties lying within the municipal boundaries of the City of Delray Beach; providing for a referendum.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By the Committee on Regulatory Reform and Representative Lombard—

CS for HB 877—A bill to be entitled An act relating to acupuncture; amending s. 457.105, F.S.; modifying qualifications for certification to practice acupuncture; providing an effective date.

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

By Representatives Hargrett and Martinez—

HB 889—A bill to be entitled An act relating to historical preservation; formally recognizing the cultural role of certain Latin societies in the historical development of Ybor City and specifically recognizing the accomplishments of La Union Marti-Maceo; providing an effective date.

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

By Representative Webster—

HB 921—A bill to be entitled An act relating to road designation; designating a portion of State Road 50 in Orange County as “Colonial Drive”; directing the Department of Transportation to erect appropriate markers; providing an effective date.

—was referred to the Committee on Transportation.

By the Committee on Emergency Preparedness, Military and Veterans Affairs; and Representative Reddick—

CS for HB 965—A bill to be entitled An act relating to veterans; amending ss. 295.07, 295.085, and 295.09, F.S.; providing clarifying language with respect to exceptions to the preference in appointment and retention given to certain veterans; repealing s. 295.12, F.S.; relating to the application of the laws on veterans' preference to other provisions of law; providing an effective date.

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

By Representative Lippman—

HB 974—A bill to be entitled An act relating to Indian reservations and affairs; amending s. 285.18, F.S.; adding traffic offenses to the law enforcement authority of special improvement districts within reservations of the Seminole and Miccosukee Tribes; providing an effective date.

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

By Representative Frankel—

HB 982—A bill to be entitled An act relating to the West Palm Beach water catchment area, Palm Beach County; amending chapter 67-2169, Laws of Florida, to change the description of the West Palm Beach water catchment area to exclude therefrom certain portions of Section 1, Section 2, Section 11, and Section 12 in Range 42 East, Township 43 South, and to include a certain portion of Section 11, in Range 42 East, Township 42 South, which lands are not a functional part of the water supply system of the City of West Palm Beach; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Frankel—

HB 983—A bill to be entitled An act relating to the West Palm Beach water catchment area, Palm Beach County; amending chapter 67-2169, Laws of Florida, to clarify that the city shall retain full ownership and control of the West Palm Beach water catchment area and shall make no use thereof which is inconsistent with water supply purposes; 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 Regulatory Reform and Representative Sansom—

CS for HB 1142—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.

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

By the Committee on Governmental Operations and Representative Young—

CS for HB 1152—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.

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

By Representative Crady and others—

HB 1168—A bill to be entitled An act relating to the City of Jacksonville; amending chapter 67-1320, Laws of Florida, as amended, being the Charter of the City of Jacksonville; providing for payment of reasonable per diem and travel expenses incurred in travel and other duties performed for public purposes by officials and employees of the consolidated government and its independent agencies; providing for retroactive application; 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 Education, K-12 and Representative Friedman and others—

CS for HB 1177—A bill to be entitled An act relating to education; amending s. 230.2314, F.S.; revising provisions of the teachers as advisers program; revising proposal requirements and priority for funding; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Representative Crady and others—

HB 1202—A bill to be entitled An act relating to Duval County; adding section 5.2 to chapter 21197, Laws of Florida, 1941, as amended, relating to tenure of employment of teachers in the public schools; providing for a definition of the terms “conviction” and “convicted” as used in sections 4 and 5.1; providing an effective date.

Proof of publication of the required notice was attached.
—was referred to the Committee on Rules and Calendar.

By Representative Friedman—

HB 1211—A bill to be entitled An act relating to education; amending s. 230.22, F.S.; recognizing the need for informed school board members and participation in professional development; encouraging the Department of Education in cooperation with the Florida School Boards Association to develop a state plan for the professional development of school board members; providing for submission of the plan; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Representative R. C. Johnson and others—

HB 1264—A bill to be entitled An act relating to the City of Panama City Beach, Bay County; amending Section 1-3 of the charter of the City of Panama City Beach, adopted by referendum May 2, 1978; preserving unto the City of Panama City Beach all powers preserved and continued by said charter and by Chapter 70-874, Laws of Florida, as amended, which merged certain municipalities; empowering the City of Panama City Beach to plan, acquire, develop, maintain, and operate or lease sports and recreational facilities, and industrial development facilities, within the area north of and within 12 miles of the corporate limits of the City of Panama City Beach; defining sports and recreational facilities and industrial development facilities; granting to the City of Panama City Beach certain specified powers to acquire necessary real and personal property within said area and sell or lease such property; granting to the City of Panama City Beach the power to exercise all governmental, corporate, and proprietary municipal powers upon any real property so acquired, except the power to levy ad valorem taxes; declaring all such powers to be for municipal purposes; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Peoples—

HB 1279—A bill to be entitled An act relating to DeSoto County Hospital District; amending chapter 65-1450, Laws of Florida; providing for annual required meetings and for the calling of meetings by a majority of the district board at any time; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Arnold—

HB 1280—A bill to be entitled An act relating to Lee County; amending chapter 76-411, Laws of Florida, expanding the boundaries of the San Carlos Fire Protection and Rescue Service District; 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 Criminal Justice and Representative Arnold and others—

CS for HB 1409—A bill to be entitled An act relating to the Department of Insurance; amending s. 626.989, F.S.; authorizing investigators of the Division of Insurance Fraud to bear arms in performing their duties under specified conditions; providing noneligibility for special risk class retirement; providing an effective date.

—was referred to the Committees on Insurance; Personnel, Retirement and Collective Bargaining; and Judiciary-Criminal.

By Representative Guber and others—

HB 1411—A bill to be entitled An act relating to the Department of State; amending s. 15.16, F.S.; providing for optical image record storage; prescribing admissibility and authenticity of records so stored; providing for receipt of certain records through facsimile or other electronic transfer; providing for certification and electronic transmittal of department records; authorizing the department to adopt rules; providing an effective date.

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

By Representative Silver—

HB 1440—A bill to be entitled An act relating to corporations; amending s. 607.111, F.S.; providing that a member of the board of directors of a corporation may consider certain factors in discharging his duties; providing an effective date.

—was referred to the Committee on Commerce.

By the Committee on Governmental Operations and Representative Bainter—

HB 1487—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; exempting certain information within public records relating to personnel of the Department of Health and Rehabilitative Services from public access requirements; expanding an existing exemption relating to law enforcement personnel to cover the same information; providing that these exemptions are subject to review and repeal pursuant to the Open Government Sunset Review Act in accordance with s. 119.14, F.S.; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Regulatory Reform and Representative Mortham—

CS for HB 1495—A bill to be entitled An act relating to contracting; amending ss. 489.103, 489.105, 489.127, 489.503, 489.505, and 489.531, F.S.; providing that the exemptions granted to employees of certain certified or registered construction or electrical contractors do not extend to the employees of uncertified or unregistered contractors; revising the definition of the term "contracting"; amending s. 489.511, F.S.; providing for certification of electrical contractors as alarm system contractors under certain circumstances; providing an effective date.

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

By the Committee on Higher Education and Representatives Graber and Young—

CS for HB 1575—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.

—was referred to the Committee on Judiciary-Criminal.

By Representative Trammell—

HB 1586—A bill to be entitled An act relating to the official state fiddle contest; creating s. 15.047, F.S.; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Regulatory Reform and Representative Morse—

HB 1712—A bill to be entitled An act relating to program office advisory councils of the Department of Health and Rehabilitative Services; amending s. 20.19, F.S.; modifying membership terms and meeting procedures with respect to the program office advisory councils within the department; providing for dissolution of councils under specified circumstances; providing for removal of members; saving s. 20.19(8), F.S., from Sundown repeal; providing for future review and repeal; providing an effective date.

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

By the Committee on Governmental Operations and Representative Martin—

HB 1727—A bill to be entitled An act relating to information relating to energy resources; amending s. 377.606, F.S., which provides an exemption from public records requirements for information obtained by the Energy Data Center, upon request of the person providing the information; limiting such exemption to certain proprietary information; amending s. 377.701, F.S., which provides an exemption from public records requirements for proprietary information acquired as part of the petroleum allocation and conservation program under the Executive Office of

the Governor; specifying the information subject to such exemption; 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 Governmental Operations and Representative Martin—

HB 1734—A bill to be entitled An act relating to pollution response action construction contracts; amending s. 287.0595, F.S., which provides for the promulgation of rules relating to award and payment of such contracts by the Department of Environmental Regulation; removing the limitation of such provisions to construction contracts; exempting certain contracts from such provisions; saving the exemption from public records requirements for bids submitted thereunder 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 Rules and Calendar; and Representative Lippman—

HB 1754—A bill to be entitled An act relating to the Florida Statutes; amending ss. 447.04(1), 790.07(2), and 839.25(1), F.S., and repealing ss. 83.66, 99.032, and 768.80, F.S., to conform to judicial decisions holding said provisions or parts thereof unconstitutional or superseded by court rule.

—was referred to the Committee on Rules and Calendar.

By the Committee on Rules and Calendar; and Representative Lippman—

HB 1755—A bill to be entitled An act relating to the Florida Statutes; repealing ss. 112.192, 159.805(9), 159.808, 207.028, 212.14(6), 214.09, 351.003(1), 351.009, 377.706, 403.771, 440.385(13)(a), 573.50, 573.51, 573.52, 573.53, 573.54, 573.55, 573.56, 573.57, 573.58, 573.59, 573.60, 573.61, 573.62, 573.63, 573.64, 573.65, 573.66, 573.67, 573.68, 573.69, 573.70, 573.71, 573.72, 573.73, 573.74, 573.75, 573.76, 573.801, 573.802, 573.803, 573.804, 573.805, 573.806, 573.807, 573.808, 573.809, 573.810, 573.811, 573.812, 573.813, 573.814, 573.815, 573.816, 573.817, 573.818, 573.819, 573.820, 573.821, 573.822, 573.823, 573.824, 573.825, 573.826, 573.827, 624.429(3), 624.512, 624.513, 624.514, 633.05, 633.051, 633.40, 726.01, 726.07, and 726.08, F.S., and ss. 766.107 (s. 768.575, F.S. 1987) and 766.109 (s. 768.595, F.S. 1987), and ss. 20.315(8)(c), 218.37(3), 450.33(10), 450.34(3), 458.313(1)(c), and 468.1695(2), F.S. (1988 Supplement), all of which provisions have become inoperative by nonconcurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), may be omitted from publication in the Florida Statutes 1989 only through a reviser's bill duly enacted by the Legislature.

—was referred to the Committee on Rules and Calendar.

By the Committee on Rules and Calendar; and Representative Lippman—

HB 1756—A bill to be entitled An act relating to the Florida Statutes; amending ss. 112.153, 381.601(6)(a), 395.101(1)(d), 400.609(2), and 409.2663(2)(d), F.S., and ss. 119.07(3)(n), 154.304(1), (4), 381.703(2)(c), 395.017(3)(c), 395.63, 407.035, 409.2673(9)(f), 440.13(4)(a), and 766.314(4)(a), F.S. (1988 Supplement); replacing references to the "Hospital Cost Containment Board" with references to the "Health Care Cost Containment Board" to conform to ch. 88-394, Laws of Florida, which changed the name of the board.

—was referred to the Committee on Rules and Calendar.

By the Committee on Rules and Calendar; and Representative Lippman—

HB 1757—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.045(7), 39.4055(5), 100.241(5), 104.013(4), 104.031, 104.0515(5), 104.185, 106.07(5), 110.126, 110.127(1), 125.0108(4)(a), (b), 161.121, 210.15(8), 210.18(6)(a), (8)(b), 216.311(2), 228.091(1)(b), (2)(b), 229.808(6), 231.06(1), 235.09, 240.381(1), 257.261, 281.08(2), 286.011(3)(b), 288.011(4), 288.075(5), 320.0898(5), 320.831(2), (3), 322.13(2), 327.30(4), 327.65(2)(a), 327.72, 328.19, 365.165(3), 367.165(1), 372.26(2), 372.6645(3), 372.667(3), 375.314(1), 381.262(3), 381.295(8)(c), 381.601(8), 381.711, 390.025(3), 393.0674(1), 394.457(6)(k), 394.875(3),

395.0165(1), 396.0427(1), 396.172(2), 397.0716(1), 399.11, 400.427(6)(a), 401.41(1), (2), (3)(a), 402.318, 402.319(1), 404.20(9), 413.012(3), 413.021(4), 413.031(5), 413.067, 413.07(4), 413.08(2), (5), 440.34(6), 447.14, 448.09(3), 455.232(2), 455.25, 457.116(2), 459.013(2), (3), 459.021(5), 460.411(2), 461.012(2), 463.015(2), 464.016(2), 465.015(4), 465.186(5), 466.021, 466.026(2), 466.039, 467.201, 468.1745(2), 468.311, 470.023, 470.031(2), 471.031(2), 472.031(2), 473.322(2), 474.213(2), 475.421, 475.453(3)(a), 476.194(2), 477.0265(2), 480.047(2), 482.191(2), (3), 483.325(1), 484.013(4), 484.053(2), 484.054, 489.558(1), 490.012(2), 492.112(2), 493.32, 493.321(1), 493.576(1), 499.75(3), (6), (7), (8), (9), 501.055, 501.122(3)(b), 501.138(4), 501.2045(2), 506.518, 509.141(3), 509.143(4), 509.151(1), 509.201(3), 509.211(3)(b), 509.241(1), 509.281(2), 509.292(3), 513.054, 513.10(1), 513.111(3), 513.121(1), 513.13(2), 520.12(1), 520.39(1), 520.57(1), 520.98(1), 527.02(1)(a), 534.52(3), 538.021(4), 540.11(3)(b), 546.008, 548.012(2), 548.013(3), 548.037, 548.058(3), 548.06(3)(b), 548.064, 548.079, 550.361(3), 552.22(3), (4), (5), (6), (7), (10), 553.41, 559.917(3), 562.111, 585.155(5), 585.195(7), 585.34(11), (23), 590.12, 616.266(2), 624.15, 626.8453, 626.847, 627.734(2), 629.401(6)(b)7., 21., 633.171(2), 633.702(3), 634.2515, 634.328, 634.431, 637.429(1), 641.37(3), (4), (5), 655.50(6)(a), 657.004(2), 686.506(4), 713.76(3), 715.0415(2), 723.041(1)(c), 741.31, 777.04(4)(d), (e), 784.011(2), 784.03(2), 784.05, 790.053, 790.10, 790.1615(1), 790.17, 790.18, 790.22(2), 790.225(3), 790.27(2)(b), 794.03, 796.07(5), 806.031(1), 806.14(2)(a), (b), 810.10(2), 810.11(2), 812.14(4), 815.05(1)(b), (2)(b), 817.037(1), 817.155, 817.355, 817.562(3)(b), 817.563(2), 817.564(5), 823.12, 827.05, 827.06(1), 828.058(6), 828.122(4), 828.13(2), (3), 828.27(3), 831.31(1)(b), 837.012(1), 837.05, 837.06, 839.26, 843.165(2), 847.0135(3), 849.091, 859.06, 872.05(10)(b), 877.15, 877.155(2), 877.17(3), 893.147(1), (3)(b), (4), 895.07(6), 933.27, 933.28, and 944.35(3), (6), (7)(a), F.S., and ss. 20.19(9)(g), (10)(g), 110.1127(3)(g), 125.0104(8)(a), (b), 161.053(8), 161.58(1), (2)(b), 192.105(2), 206.27(2), 212.0305(3)(i), (j), 212.05(1)(a), 212.07(3), (4), 212.096(11), 212.12(13), 212.13(1), (2), 212.18(3), 213.053(2), 240.5337(2), 267.061(3)(m), 287.0943(7), 288.121(7)(c), 316.302(2)(h), (4), 316.545(1), 316.646(4), 320.02(6)(c), (8), 320.07(3)(b), 320.27(8), 320.58(2), 320.77(10), 327.33(1), (3)(a), 327.3521(3), 327.73(2), 372.99(1), (3), 373.336(3), 381.294(7)(a), 381.609(3)(d), (5)(b), 381.6105(10)(a), 384.34(1), (2), (3), 390.001(7), 390.012(3), 392.67(2), (3), 395.0142(5)(c), 400.497(2)(k), 402.3025(2)(d), 403.413(5)(b), 403.7198(6), 413.341(1), 415.111(1), (2), (4), (5), 415.505(1)(i), 415.513, 458.327(2), 458.345(4), 468.454(1), 468.517(2), 475.42(2), 475.452(4), 481.223(2), 481.323(2), 487.173, 489.127(2), 489.531(2), 491.012(4), 501.012(9), 509.510, 516.19, 538.018, 548.008(2), 548.017(2), 559.927(11), 561.25(2), 580.121(3)(a), 581.031(19), 581.211, 626.9541(1)(k), (u), 633.052(3), 633.175(8), 713.345(1)(b), 715.042, 796.08(4), (5), (6), 806.13(1)(b), 810.08(2)(a), (b), 810.09(2)(b), 810.115, 812.015(6), 817.566, 827.04(2), (3), 843.02, 847.011(2), 847.0147(2), 849.0935(5), 856.015(4), 893.13(2)(b), 934.03(4)(b), 934.21(2), 934.31(3), and 943.058(3), F.S. (1988 Supplement); conforming to s. 6, ch. 88-131, Laws of Florida, which deleted all reference to misdemeanors from s. 775.084.

—was referred to the Committee on Rules and Calendar.

By the Committee on Rules and Calendar; and Representative Lippman—

HB 1758—A bill to be entitled An act relating to the Florida Statutes; amending ss. 316.008(4), 316.1955(5)(b), 316.251(2), 316.455(1), (2), (3), (4), (5), 316.605(2), 316.6105(6), 316.650(1), 320.38, 322.031(1), 322.201, 322.271(4), 322.28(2)(e), 335.15(6), 336.01, 336.048, 337.02(1), 337.167(1), 339.2405(2), (3), (10), 341.348, 348.25, 350.113(2), 370.027(2), 370.1603(1), 372.57(1)(h), 373.226(2), 376.06(8), 376.12(1), (2)(d), 376.185, 376.205, 378.402(2), 381.601(6)(a), (10), 385.204(1), 388.201(1), (4)(a), 388.4111(2)(c), (e), 391.208(3), 394.463(2)(b), 395.101(1)(d), 396.0425(1)(i), (3)(b), 400.063(2), 400.331(2), 400.428, 400.452, 400.609(2), 401.23(20), 402.40(5)(c), 403.091(3)(c), 403.522(13), 404.20(1)(b), 409.211(1), 409.2663(2)(d), (4), 420.424(7), 420.509(14), 420.806(1), 425.29, 440.37(2)(b), 447.207(6), (7), 455.01, 455.213(5), 458.324(1), (2)(a), 458.335(2), 459.0125(1), (2)(a), 465.0165(3), (4)(a), (7)(a), 465.186(1), (2), 466.022(1), (3), 468.402(1)(n), 468.403(1), 476.114(3), 476.158(3), (9), 479.01(2), 484.051(2), 486.151(1)(c), 493.315(2), (5), 494.055(1)(h), (i), 494.07(3)(b), 496.052(3)(b), 500.174(1), 501.211(2), 502.055, 509.241(3), 519.101(1), 526.141(3), (7), 526.311(1), 534.083(1), 553.912, 553.963(3)(a), 553.969, 554.105(2)(b), and 554.106, F.S., and ss. 316.515(8), 316.545(2)(b), (4)(a), 320.08(10)(a), 320.0805(8)(a), 322.12(4), 322.16(4), 327.25(13), 327.73(2), 335.141(2)(b), 337.242(1), 337.401(4), 365.171(13)(a), 369.303(9), 370.021(5)(b), 376.307(3)(a), 376.3071(6)(c), 381.702(5), 394.75(1)(b), (11)(b), 395.041(8), 395.61, 395.63, 400.478(1), 403.7065(1), 403.7125(3), 403.716(1), 407.002(25), 407.01(1)(c), 407.02(5),

407.05(2), (8), 407.07(1)(b), 407.10(3), 407.50(9)(b), (11), 407.53, 409.175(4)(a), 413.034(1), 413.381(1), 420.511(5)(i), 420.606(4), 420.608(4), 440.13(4)(d), 455.217(3), 458.313(1), (2), 458.315(3), 458.320(5)(a), 458.331(1)(p), (t), (6), 458.3315(8), 458.348(2), 459.0085(5)(a), 459.015(1)(t), (y), (6), 459.0155(8), 460.408(1)(b), 460.4104(10), 460.413(1)(p), (s), 461.013(1)(o), (t), (5)(a), 466.028(1)(p), (6), 466.0283(8), 468.509(2)(a), 474.2141(6)(b), (7)(b), (8), 475.501(6)(a), 479.16(13), 484.002(6)(b), 486.085(3)(b), 497.0484(10), 498.023(3)(d), 516.02(1), 550.262(5)(h), and 553.902(1)(d), F.S., (1988 Supplement); repealing s. 324.241, F.S.; and reenacting ss. 420.509(7), 496.236(1)(b), and 553.49(2), F.S., and ss. 316.302(5), (6), (7), (8), (9), (10), 337.18(5), 381.294(6)(c), (d), (e), 395.017, 415.103(3)(e), 415.504(4)(e), 484.007(2), F.S. (1988 Supplement), pursuant to s. 11.242, F.S.; deleting provisions which have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions inadvertently omitted from republication in the amendatory process.

—was referred to the Committee on Rules and Calendar.

By the Committee on Rules and Calendar; and Representative Lippman—

HB 1759—A bill to be entitled An act relating to the Florida Statutes; amending ss. 561.26(1), 561.68(2), 568.07(1), (2), 570.51(3), 573.124(6), 580.031(20), 580.061(1)(a), 580.112(11), 585.35, 600.041(11), 604.33, 607.234(4), 607.371(1), 624.462(6), 626.471(1), 626.481(1), 626.501(2), 626.9707(1), 626.973(3)(c), 627.944(1)(b), 629.401(1)(a), 632.614(1), 632.635, 641.261(1), 641.3107, 641.411(1), 648.42, 650.05(1)(e), 651.033(3)(d), 658.12(5), 658.73(1)(a), (b), (6)(b), 665.034(3), 686.501(1), 689.115, 695.20, 705.17, 713.06(2)(b), 713.585(6), 717.101(8), 717.106(1)(d), 717.1311(3), 719.106(1)(f), 719.112(2)(d), 721.11(3)(d), 723.041(1)(c), (e), 726.107(5)(b), 727.104(1)(b), (2)(a), 772.102(1), 796.07(4), 828.125(1), 828.17, 828.27(1), (2)(f), 832.062(1), 893.15, 943.03(1), 943.10(4), 944.053(4), 944.10(2)(a), 944.405(3), 944.47(1)(a), 947.168(1), 950.001(4)(b), 958.04(2)(a), and 958.12, F.S., and ss. 563.022(17)(a), (18)(d), 601.154(4)(d), (f), 620.192(3)(e), 624.155(1)(a), 624.606(1)(e), 624.6065, 624.6081, 626.281(1), 626.752(3)(h), 626.9541(1)(p), 627.351(4)(h), (j), 627.357(1)(b), 627.733(3)(b), 631.817(2)(b), 632.638(9), 633.025(1), 639.16(5), 641.31(3)(a), (14), 641.55(6), (8), 660.41(8), 663.06(9), 681.108(1), 681.1095(13), 681.117, 688.008(1), 721.15(6), 766.101(1)(a), 766.102(3)(b), 766.105(1)(b), (2)(b), (e), 766.112(1), 766.203(2), (3), 766.205(1), (2), 766.206(1), 766.207(3), (7)(k), 766.314(4)(a), 768.13(2)(b), 768.81(2), (6), 796.08(1)(b), 812.015(2), 817.234(2), 856.015(1), (3), (4), 901.15(7)(a), 921.001(9), 934.23(2)(b), 943.12(3), 945.603(8), and 947.1745(4), F.S. (1988 Supplement); repealing s. 737.407, F.S.; and reenacting ss. 633.701, 633.702, and 697.205(2)(a), F.S., pursuant to s. 11.242, F.S.; deleting provisions which have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions inadvertently omitted from republication in the amendatory process.

—was referred to the Committee on Rules and Calendar.

By the Committee on Rules and Calendar; and Representative Lippman—

HB 1760—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.149, 11.30(2), 11.45(1)(a), 15.0913, 18.101(3), 20.15(6), (7), 24.102(2)(b), 24.113(2), 27.51(1), 39.426(6), 39.429(1), 48.195(2), 48.196(1), 55.10(7), 103.101(4), 106.141(9), 110.112(6), 110.207(1)(a), 110.209(2)(a), 112.21(1), 120.55(1)(a), 122.07(2), 122.20, 125.011, 125.012(15), (21), (23), 125.014, 125.019, 154.209(16), (17)(b), 161.054(3), 163.3227(1)(a), 163.340(12)(b), 163.358(4), 163.387(2)(a), 163.517(3), 164.105, 164.106(2), 170.01(3), 170.03, 170.16, 171.022(1), 177.031(10), 185.02(1), 186.515, 196.1975(9)(b), 199.183(2), 203.04(1), 205.022(6), 207.0281(2), 210.05(3)(b), 210.20(2), 214.03(2), 215.63(1), 218.32(2)(c), (4), 220.13(1)(a), 221.01(2)(c), 228.2001(2)(d), 228.401(2), 229.781, 230.331(2), (3), 230.335(1), 231.095(1)(b), 235.195(1)(d), 237.34(2)(a), 238.05(1)(a), 240.4067(1), (2)(d), 240.533(2), 250.18, 253.033(3)(b), 253.12(1), 253.1241, 253.135, 256.051(1), 257.05(1), 257.35(5), 257.37,

258.39(11), (26), (27), 265.2865(2)(b), 267.071(3), 282.1021(1), 282.303, 285.07, 285.165(1), 288.504(3), 288.71(2), 289.181, 289.191, 290.015(4), 295.02, 298.11(5), 298.22(1), 310.071(1), and 310.111, F.S., and ss. 20.30(5)(j), 20.315(15), 24.111(2)(e), 24.112(9)(a), 39.01(7), (9), (10)(c), (32), (40)(a), 39.09(3)(f), 39.41(1)(c), (d), (7), 39.469(2)(b), 61.1301(2)(a), (d), (f), 61.14(5)(a), 110.1127(3)(a), 110.123(3)(d), (5)(a), (7), 110.402, 112.061(7)(b), 112.3144(3)(c), 119.07(1)(b), (3)(r), 120.53(5), 121.031(3)(a), 121.051(1)(a), 121.055(1), 125.0104(3)(b), 161.053(5)(a), 163.01(7)(e), (15)(b), 180.135(4), 196.012(5), 196.101(2), (5), 196.199(2)(a), 206.9925(5), 212.0305(2), 212.05(1)(c), 212.06(1)(c), 212.08(15)(e), 212.235(1)(b), 213.053(7), (9)(c), 215.22(18), (26), 216.031(10), 216.301(3), 220.181(10), 228.072(6)(a), 230.2312(7)(c), 230.645(9), 231.17(2)(a), 235.41(1), 236.081(1)(g), (3), 240.209(3)(e), 240.35(4), (5), (9), 240.539(6)(a), 242.68(2), 253.027(8), 283.53(2), 288.03, 288.063(3), 288.115, 288.1162(2), 288.1164, 288.1165, 288.121(1), 288.744(4), and 288.745(7), F.S. (1988 Supplement); repealing ss. 220.67, 291.02, 291.03, 291.04, 291.05, 291.06, 291.07, 291.08, 291.09, 291.10, 291.11, 291.12, 291.13, 291.14, 291.16, 291.17, 291.18, 291.21, 291.22, 291.23, 291.27, 291.28, 291.29, 291.30, 291.31, 291.32, and 291.325, F.S., and s. 215.22 (34), (35), (36), F.S. (1988 Supplement); and reenacting ss. 132.34(9) and 229.132(6), F.S., and ss. 212.12(2)(b), (c) and 236.081(6)(b), F.S. (1988 Supplement), pursuant to s. 11.242, F.S.; deleting provisions which have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; revising or correcting cross-references; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; correcting errors in the editing, publishing, and printing of the Florida Statutes; and confirming the restoration of provisions inadvertently omitted from republication in the amendatory process.

—was referred to the Committee on Rules and Calendar.

By the Committee on Appropriations and Representative Wetherell—

HB 1770—A bill to be entitled An act relating to salaries of public officers and employees; providing that there shall be no increases during fiscal year 1989-1990 for specified officers and employees; providing an effective date.

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

By the Committee on Judiciary and Representative Jennings and others—

CS for HB 17—A bill to be entitled An act relating to condominiums and other community associations; amending s. 718.113, F.S.; providing circumstances in which unit owners and parcel owners may display a United States flag; amending s. 718.111, F.S., providing responsibility for compliance with fire prevention and life safety codes; creating s. 718.1135, F.S., authorizing unit owners to provide for the installation of permanent storm protection on windows and glass door areas of their units under certain circumstances; providing for duties of the unit owners and the association or board of directors; providing for assessment of costs and for liens; providing for the application of the section; providing an effective date.

—was referred to the Committee on Regulated Industries.

By the Committee on Children and Youth; and Representatives Cosgrove and Hill—

CS for HB's 31 and 727—A bill to be entitled An act relating to county children's services; amending s. 125.901, F.S.; providing for establishment of independent special districts with authority to levy ad valorem taxes for funding children's services; renaming the governing boards of such districts as councils; increasing council membership; revising appointment procedure; providing for per diem and traveling expenses; requiring certain recordkeeping; revising powers and functions; providing for audits; providing procedures and restrictions with respect to millage rates and moneys collected; revising bond requirements; providing for dissolution of a district; providing for compliance with statutory requirements; continuing existing governing boards and their members; providing an effective date.

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

By Representative Peebles—

HB 151—A bill to be entitled An act relating to the Florida Mobile Home Act; amending s. 723.002, F.S. and s. 723.058; providing that restrictions on the disposal of mobile homes are applicable to certain persons; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Representative Hawkins—

HB 193—A bill to be entitled An act relating to Collier County; providing legislative intent; providing jurisdiction; setting forth powers and duties of the board of county commissioners and the county park enforcement officers (park rangers); authorizing the board of county commissioners to designate employees of the Collier County Department of Parks and Recreation as county park enforcement officers (park rangers); authorizing county park enforcement officers (park rangers) to issue citations for county ordinance violations which occur within the boundaries of any Collier County park and for violations of Collier County ordinances which regulate the use of parks and prohibit certain acts therein; 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 Regulatory Reform and Representative Kelly—

CS for HB 209—A bill to be entitled An act relating to pharmacy; amending s. 465.0156, F.S.; relating to disclosure of nonresident pharmacies; creating a registration for nonresident pharmacies under the Department of Professional Regulation; requiring any out-of-state pharmacy which ships, mails or delivers drugs to be registered; providing a limited exemption; providing a fee; providing for adherence to pharmacy regulations; providing for denial, revocation, or suspension of registration, or fine or reprimand; prohibiting advertising by nonresident pharmacies under certain circumstances; amending s. 465.025, F.S., to include reference to nonresident registered pharmacies; providing an effective date.

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

By the Committees on Rules and Calendar; and Appropriations; and Representative Wetherell and others—

CS for HB 323—A bill to be entitled An act relating to bonds; creating the Florida Truth in Bonding Act of 1989; amending s. 216.023, F.S.; conforming provisions relating to public hearings on agency legislative budget requests; amending s. 216.043, F.S.; requiring state agencies to include certain truth-in-bonding information in any legislative budget request for fixed capital outlay or operating capital outlay proposed to be funded by a proposed state debt or obligation; amending s. 216.044, F.S.; requiring the Department of General Services to assist state agencies and the Executive Office of the Governor in fulfilling truth-in-bonding information requirements; creating s. 216.0442, F.S., relating to truth in bonding; providing definitions; requiring development of a summary of state debt, a statement of proposed financing, and a truth-in-bonding statement, under specified circumstances; amending s. 216.131, F.S.; requiring the Governor to hold at least one public hearing on legislative budgets included in his budget recommendations; amending s. 216.163, F.S.; requiring inclusion of state debt, debt financing, and truth-in-bonding documents in the Governor's recommended budget for each specific fixed capital outlay project or group of projects or operating capital outlay requests to be funded from a proposed state debt or obligation; amending s. 216.167, F.S.; requiring inclusion of state debt, debt financing, and truth-in-bonding documents, and a 5-year estimate of program operational costs, in certain of the Governor's recommendations; creating s. 216.174, F.S.; providing specifications for the bill which enacts legislative budget decisions; requiring truth-in-bonding provisions, under certain circumstances; amending s. 216.181, F.S.; requiring the chairmen of the legislative appropriations committees to jointly transmit certain information relating to state debt and truth-in-bonding to the Executive Office of the Governor, the Comptroller, the Auditor General, and each state agency; requiring the Governor to submit to the Secretary of State a statement of the estimated costs of each new proposed state debt or obligation in the General Appropriations Act; providing an effective date.

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

By the Committee on Insurance and Representatives Easterly and Rojas—

CS for HB 329—A bill to be entitled An act relating to Medicare supplement insurance; amending ss. 627.6735, 627.674, and 627.6745, F.S., and creating s. 627.6746, F.S.; conforming state law to changes in the federal Medicare law; providing for notification of certain provisions; requiring all insurers to file with the Department of Insurance all advertisements for Medicare supplement policies; requiring insurance policies to meet certain minimum standards; providing an effective date.

—was referred to the Committees on Insurance and Appropriations.

By the Committee on Appropriations and Representative Campbell—

CS for HB 374—A bill to be entitled An act relating to state armories; amending s. 250.42, F.S.; authorizing the Armory Board to acquire, renovate, or construct facilities to be used as Florida National Guard Armories and authorizing the board to enter certain types of contracts to finance such acquisition, renovation, or construction; providing an effective date.

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

By Representative Grindle—

HB 436—A bill to be entitled An act relating to elections; amending s. 101.72, F.S.; revising requirements relating to the provision of voting booths by the supervisor of elections; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By the Committee on Regulatory Reform and Representative Grindle and others—

CS for HB's 437 and 215—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.

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

By Representative Trammell—

HB 447—A bill to be entitled An act relating to building designations; designating the Northwest Florida Aquaculture Demonstration Facility in Calhoun County as the "Sam Mitchell Aquaculture Demonstration Facility"; directing the Institute of Food and Agricultural Sciences of the University of Florida to erect suitable markers; providing an effective date.

—was referred to the Committee on Agriculture.

By the Committee on Appropriations and Representative Saunders—

CS for HB 894—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 Representatives Friedman and Liberti—

HB 1154—A bill to be entitled An act relating to public education; amending s. 228.071, F.S., relating to community education; revising

employment requirements of community education coordinators; including additional programs which shall be given funding priority; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Representative Campbell—

HB 1282—A bill to be entitled An act relating to St. Johns County; amending chapter 63-1853, Laws of Florida; renaming the St. Augustine Airport Authority as the St. Augustine-St. Johns County Airport Authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Reaves—

HB 1355—A bill to be entitled An act relating to economic development; amending s. 288.03, F.S.; authorizing the Division of Economic Development of the Department of Commerce to sponsor and contract for technical training programs with local private theatre groups; directing the Division of Economic Development of the Department of Commerce and the Motion Picture, Television, and Recording Industry Advisory Council to take all appropriate measures to encourage the use of Black actors, actresses, and technicians in the motion picture, television, and recording industry in the state; providing an effective date.

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

By the Committees on Rules and Calendar; Appropriations; and Governmental Operations; and Representative Martin and others—

CS for CS for HB 1366—A bill to be entitled An act relating to state agencies; creating s. 11.455, F.S., relating to the duties of the Auditor General with respect to periodic evaluation and justification of state agency program components; amending s. 11.45, F.S.; directing the Auditor General to conduct performance audits of each new major program and each major modification to an existing program specifically identified in the General Appropriations Act or other acts within a certain time period; authorizing the Auditor General to perform preliminary reviews of identified new major programs and major modifications to existing programs; directing the Auditor General to maintain a schedule of performance audits of major state programs; requiring specific evaluations of agencies; creating s. 11.4565, F.S., to create the Agency Budget Sunset Trust Fund; creating s. 216.0165, F.S., to provide a scheduled evaluation and justification of the program components of state agencies; requiring agency cooperation and providing penalties; providing for limited confidentiality of the findings; amending ss. 216.023 and 216.163, F.S., to provide for response to such scheduled reviews in the budgets prepared by state agencies and submitted by the Governor to the Legislature; providing for repeal and future review of certain sections; creating s. 11.65, F.S., relating to the legislative response to periodic agency evaluation and review; providing an effective date.

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

By the Committee on Judiciary and Representative Drage—

CS for HB 1435—A bill to be entitled An act relating to liens; amending s. 713.06, F.S.; providing that the failure to serve a notice to owner is not a complete defense to enforcement of a lien if the notice was not served because a notice of commencement was not served; amending s. 713.13, F.S.; providing that the failure to record a required notice of commencement shall exempt lienors from certain requirements; amending s. 713.18, F.S.; providing that mailing to the last known address shall be presumptive evidence of service with respect to liens; amending s. 713.23, F.S.; revising language with respect to payment bonds to provide that failure to record a copy of the bond will have a described effect; amending s. 255.05, F.S.; revising language with respect to the bond of a contractor constructing public buildings, requiring additional information on the bond; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By the Committees on Rules and Calendar; and Appropriations; and Representative Wetherell and others—

CS for HB 1718—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.

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

By the Committee on Appropriations and Representative Wetherell—

HB 1750—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 and Representative Wetherell—

HB 1751—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; requiring reports by the Division of Administrative Hearings of the Department of Administration on state agency use of the division's services; 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; requiring review by the Executive Office of the Governor and the Department of Banking and Finance of the Department of Transportation accounting and budgeting system; providing for repayment of certain funds from the Alcoholic Beverage and Tobacco Trust Fund to the General Revenue Fund; requiring the Department of Transportation to furnish certain budget reconciliation information to the Governor and Legislature; authorizing certain transfer of appropriations in excess of specified limitations; providing requirements with respect to transportation plan amendments and changes; prohibiting use of a financial planning consultant for specified matters; 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 a hazardous waste facility at the University of Florida from specified funds; 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 that the appropriation of specified funds for the Solar

Energy Center shall be contingent upon receipt of federal funds sufficient to relocate the center; authorizing the Department of Health and Rehabilitative Services to sublease land at South Florida State Hospital for certain purposes; authorizing Miami-Dade Community College to use non-PECO funds to acquire property; authorizing the Department of Transportation to advance funds as a loan to the Orlando International Airport; specifying the plan of work to be undertaken by the Department of Transportation during a 5-year period; providing responsibility of the Fort Myers Urban Office of the Department of Transportation for transportation planning and policy for specified counties; providing that the Division of Bond Finance of the Department of General Services shall not issue state bonds for right-of-way land acquisition and bridge construction during fiscal year 1989-1990; providing for funding for residents who attend institutions in Florida which conduct degree programs in optometry; providing a retroactive effective date and an expiration date.

—was referred to the Committee on Appropriations.

By Representatives Crady and Burke—

HJR 45—A joint resolution proposing an amendment to Section 16 of Article III of the State Constitution relating to legislative apportionment.

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

By the Committee on Commerce and Representative Guber—

CS for HM 228—A memorial to the United States Government, urging the government to donate the Naval Reserve Training Center site in Coconut Grove, Dade County, Florida, to Metropolitan Dade County or to the City of Miami to be used as a working center for the arts.

—was referred to the Committee on Rules and Calendar.

By Representatives Brown and Davis—

HM 994—A memorial to the Congress of the United States, urging Congress to amend ss. 42 and 143 of the Internal Revenue Code of 1986 to extend the authorization for the low-income housing tax credit and issuance of mortgage revenue bonds through 1992.

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

By the Committee on Emergency Preparedness, Military and Veterans Affairs; and Representative Reddick and others—

HCR 824—A concurrent resolution requesting the Florida delegation to the United States Congress to work closely with the Florida Department of Veterans' Affairs in solving veterans' problems.

—was referred to the Committee on Rules and Calendar.

The Honorable Bob Crawford, President

I am directed to inform the Senate that the House of Representatives has passed SB 269.

John B. Phelps, Clerk

The bill contained in the foregoing message was ordered enrolled.

SPECIAL ORDER

The Senate resumed consideration of—

CS for SB 797—A bill to be entitled An act relating to education; amending s. 229.551, F.S.; requiring the Department of Education to submit to the State Board of Education for approval measurement standards of certain tests; requiring the Department of Education to maintain certain classroom performance achievement information; providing an effective date.

—which was considered May 10. Pending **Amendment 1** was adopted.

Amendment 1—On page 1, strike line 23 and insert: for approval. *With the exception of tests specified in s. 240.107, the performance standards shall be based on*

Senator Meek moved the following amendments which were adopted:

Amendment 2—On page 1, strike all of lines 13 and 14 and insert:

Section 1. Paragraph (i) of subsection (3) of section 229.551, Florida Statutes, 1988 Supplement, is

Amendment 3—On page 1, line 23, strike "be based on" and insert: *include, but not be limited to,*

Senator Meek moved the following amendment:

Amendment 4—On page 1, strike all of lines 23-25 and insert: for approval. *The performance standards shall include but not be limited to achievement scores and classroom performance.*

Point of Order

Senator Peterson raised a point of order that pursuant to Rule 4.8, CS for SB 797, as amended, should be referred to the Committee on Appropriations because of the fiscal impact.

The President appointed Senators Scott, W. D. Childers and Margolis as a committee to consider the point of order and to make a recommendation to the Senate.

Further consideration of **CS for SB 797** with pending **Amendment 4** was deferred.

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.

—was read the second time by title.

Senator Deratany moved the following amendment which was adopted:

Amendment 1—On page 68, strike all of lines 4-10 and insert:

1. The combined tax rates levied on motor fuel by the county pursuant to s. 206.102; or
2. A tax rate of 0 cents per gallon of special fuel for calendar years 1990 and 1991, a tax rate of 4 cents per gallon for calendar year 1992, a tax rate of 5 cents per gallon for calendar year 1993, a tax rate of 6 cents per gallon for calendar year 1994, and a tax rate of 7 cents per gallon thereafter.

On motion by Senator Deratany, by two-thirds vote CS for SB 1249 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

On motion by Senator Grant, the rules were waived and **CS for SB 784** was ordered immediately certified to the House.

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

—was read the second time by title. On motion by Senator Kiser, by two-thirds vote SB 305 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Weinstein

On motion by Senator Langley, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Bob Crawford, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 526 and requests the concurrence of the Senate.

John B. Phelps, Clerk

HB 526—A bill to be entitled An act relating to the Civil Service System for the Seminole County Sheriff's Department; amending ss. 3, 10, ch. 70-942, Laws of Florida, as amended; including persons holding the rank of captain or above within the unclassified service rather than the classified service; deleting the impounding officer from the unclassified service; revising requirements for taking promotional tests; providing an effective date.

On motions by Senator Langley, by unanimous consent HB 526 was taken up out of order and by two-thirds vote was read the second time by title, and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CONSENT CALENDAR

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

—was read the second time by title. On motion by Senator D. Childers, by two-thirds vote SB 6 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Consideration of **CS for SB 39** was deferred.

CS for SB 126—A bill to be entitled An act relating to postsecondary education; amending s. 240.147, F.S.; providing for the establishment of instructional centers approved by the Board of Regents or the State Board of Community Colleges to be reviewed by the Postsecondary Education Planning Commission; specifying conditions under which the Postsecondary Education Planning Commission may contract with independent institutions; providing for the commission's review of certain instructional centers; amending s. 240.209, F.S.; requiring the Board of Regents to submit to the State Board of Education, for approval, all new campuses and instructional centers approved by the Board of Regents; providing an effective date.

—was read the second time by title. On motion by Senator Peterson, by two-thirds vote CS for SB 126 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

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

—was read the second time by title.

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

Amendment 1—On page 1, strike all of lines 17-19 and insert: *817.411, or s. 817.44, such person is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or by a fine not exceeding \$10,000, or by both.*

On motion by Senator Malchon, by two-thirds vote SB 143 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Childers, W. D.	Girardeau	Langley
Bankhead	Crenshaw	Gordon	Malchon
Beard	Davis	Grant	Margolis
Brown	Deratany	Grizzle	McPherson
Bruner	Dudley	Jennings	Meek
Casas	Forman	Johnson	Myers
Childers, D.	Gardner	Kiser	Peterson

Yeas—26

Mr. President	Girardeau	Malchon	Stuart
Bankhead	Grant	McPherson	Thomas
Brown	Grizzle	Myers	Thurman
Casas	Jennings	Peterson	Weinstock
Crenshaw	Johnson	Ros-Lehtinen	Woodson-Howard
Deratany	Kiser	Scott	
Dudley	Langley	Souto	

Nays—13

Beard	Davis	Kirkpatrick	Weinstein
Bruner	Forman	Meek	
Childers, D.	Gardner	Plummer	
Childers, W. D.	Gordon	Walker	

CS for SB 1253—A bill to be entitled An act relating to public accountancy; 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.

—was read the second time by title. On motion by Senator Deratany, by two-thirds vote CS for SB 1253 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Consideration of CS for SB 784 was deferred.

CS for SB 514—A bill to be entitled An act relating to insurance rates and contracts; amending s. 627.0625, F.S.; excluding flood insurance from the definition of commercial property insurance; providing a definition for "commercial umbrella liability insurance"; amending s. 627.215, F.S.; requiring commercial umbrella liability insurance to meet reporting requirements and prohibitions of excessive profits; providing an election for commercial umbrella insurers to consolidate data with commercial casualty data; providing requirements for data filing; providing an effective date.

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

Yeas—39

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

Nays—None

Ruling on Point of Order

Senator Scott reported the Committee found that CS for SB 797 does have a fiscal impact and should be referred to the Committee on Appropriations.

The President ruled the point well taken and referred CS for SB 797 to the Committee on Appropriations.

CS for SB 576—A bill to be entitled An act relating to universities; providing that persons are liable for certain damages, court costs, and attorneys' fees which are suffered by a university as a result of the violation of rules or regulations of the National Collegiate Athletic Association; providing an effective date.

—was read the second time by title. On motion by Senator Bruner, by two-thirds vote CS for SB 576 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Gordon

CS for SB 784—A bill to be entitled An act relating to the practice of physical therapy; amending s. 20.30, F.S.; creating s. 486.023, F.S.; creating the Board of Physical Therapy Practice and providing for the appointment of board members; amending ss. 486.021, 486.025, 486.031, 486.061, 486.081, 486.102, 486.106, 486.107, 486.125, F.S.; transferring powers and duties of the Board of Medical Practice in conjunction with the Physical Therapy Council, relating to the regulation of the practice of physical therapy to the newly created Board of Physical Therapy Practice; amending ss. 455.2275, 455.24, 455.241, 455.242, 455.245, F.S.; providing certain penalties for giving false information relating to chapter 486, F.S.; providing for the regulation of advertising by physical therapists; providing for the release of certain patient records by physical therapists; providing for the disposition of records of deceased physical therapists or physical therapists relocating or terminating practice; providing for the emergency suspension of the license of certain physical therapists; providing for future review and repeal of provisions establishing the board; providing appropriations; providing an effective date.

—was read the second time by title.

Senator Grant moved the following amendments which were adopted:

Amendment 1—On page 13, line 23, strike "486.024" and insert: 486.023

Amendment 2—On page 13, line 30, strike "\$51,195" and insert: \$91,027; strike "\$37,118" and insert: \$85,790; and on page 14, line 1, strike "one" and insert: two

On motion by Senator Grant, by two-thirds vote CS for SB 784 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Plummer	Stuart	Walker	Woodson-Howard
Ros-Lehtinen	Thomas	Weinstein	
Souto	Thurman	Weinstock	

Yeas—37

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

Nays—None

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

—was read the second time by title. On motion by Senator Forman, by two-thirds vote CS for SB 186 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Stuart

On motions by Senator Weinstein, by two-thirds vote CS for HB 153 was withdrawn from the Committees on Transportation and Judiciary-Criminal.

On motion by Senator Weinstein—

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.

—a companion measure, was substituted for CS for SB 238 and read the second time by title. On motion by Senator Weinstein, by two-thirds vote CS for HB 153 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Stuart

Consideration of **SB 348** was deferred.

SB 353—A bill to be entitled An act relating to administrative procedure; amending s. 120.52, F.S.; providing an exception to the definition of “rule” under the Administrative Procedure Act for certain agency action altering annual harvest limits for saltwater fishing; providing an effective date.

—was read the second time by title. On motion by Senator Kiser, by two-thirds vote SB 353 was read the third time by title, passed and certified to the House. The vote on passage was:

Nays—1

Thurman

On motion by Senator Kiser, the rules were waived and **SB 353** was ordered immediately certified to the House.

Consideration of **SB 372** was deferred.

SB 411—A bill to be entitled An act relating to Indian reservations and affairs; amending s. 285.18, F.S.; providing that all law enforcement personnel employed by the tribal council shall have the same powers as municipal and county law enforcement officers; providing legislative intent; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, lines 30 and 31 and on page 2, lines 1-6, strike all of said lines and insert: *employed by municipalities and counties.*

2. All law enforcement personnel shall be entitled to the privileges, protection, and benefits of ss. 112.19 and 870.05.

Section 2. It is the intent of the Legislature that any law adopted after October 1, 1989, which refers to law enforcement personnel employed pursuant to section 285.18(2)(b)1, Florida Statutes, shall refer to such personnel as “tribal police officers” rather than “other police” or “other agencies.”

(Renumber subsequent sections.)

On motion by Senator Ros-Lehtinen, by two-thirds vote SB 411 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Consideration of **CS for SB 423** was deferred.

SB 442—A bill to be entitled An act relating to financial institutions; creating s. 655.51, F.S.; providing that a person may furnish information to financial institutions and certain other persons about employees, which information has been reported to state or federal authorities; providing for limitation of civil liability under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Gardner, by two-thirds vote SB 442 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Bankhead, Jennings

On motion by Senator Stuart, by two-thirds vote HB 291 was withdrawn from the Committee on Judiciary-Civil.

On motion by Senator Stuart—

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.

—a companion measure, was substituted for CS for SB 496 and read the second time by title. On motion by Senator Stuart, by two-thirds vote HB 291 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Reconsideration

On motion by Senator Gardner, the rules were waived and the Senate reconsidered the vote by which **SB 442** passed this day.

On motion by Senator Gardner, by two-thirds vote HB 672 was withdrawn from the Committee on Commerce.

On motion by Senator Gardner—

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.

—a companion measure, was substituted for SB 442 and read the second time by title. On motion by Senator Gardner, by two-thirds vote HB 672 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Bankhead	Childers, D.	Dudley	Grant
Beard	Childers, W. D.	Forman	Grizzle
Brown	Crenshaw	Gardner	Jennings
Bruner	Davis	Girardeau	Johnson
Casas	Deratany	Gordon	Kiser

Langley	Meek	Souto	Walker
Malchon	Myers	Stuart	Weinstein
Margolis	Peterson	Thomas	Weinstock
McPherson	Ros-Lehtinen	Thurman	Woodson-Howard

Nays—None

SB 553—A bill to be entitled An act relating to public schools; amending s. 236.1223, F.S.; extending the writing skills enhancement program to include the ninth grade in order to enable school districts to receive additional categorical funds from the state for providing instruction in writing skills to students in that grade; revising the allocation formula; amending s. 24.121, F.S.; providing for funding the extension of the program from moneys in the Educational Enhancement Trust Fund; providing an effective date.

—was read the second time by title. On motion by Senator Gordon, by two-thirds vote SB 553 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 556—A bill to be entitled An act relating to Trust Administration; creating s. 737.106, F.S.; providing that a revocable trust will become void upon a dissolution of marriage or divorce of the divorced spouse beneficiary and the settlor spouse; amending s. 737.402, F.S.; prescribing a trustee's power to terminate a trust of less than \$50,000; providing that when such a trust is terminated the principal and undistributed income will be distributed to the beneficiaries; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 2, strike all of lines 23 and 24 and insert:

Section 3. This act shall take effect upon becoming a law except that section 2 of this act shall take effect October 1, 1989.

Senator Dudley moved the following amendment which was adopted:

Amendment 2—On page 1, strike all of lines 18-27 and insert:

737.106 Revocable trust executed prior to dissolution of marriage.—Unless the trust instrument or the judgment for dissolution of marriage or divorce expressly provides otherwise, if a revocable trust is executed by a husband or wife or settlor prior to entry of a judgment for dissolution of marriage or divorce of settlor from settlor's spouse, then any provision of the trust which affects the settlor's divorced spouse will become void upon entry of the judgment of dissolution of marriage or divorce, and any such trust will be administered and construed as if the settlor's divorced spouse had died upon entry of the judgment for dissolution of marriage or divorce.

On motion by Senator Dudley, by two-thirds vote SB 556 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Casas	Davis	Gardner
Bankhead	Childers, D.	Deratany	Girardeau
Beard	Childers, W. D.	Dudley	Gordon
Brown	Crenshaw	Forman	Grant

Jennings	Margolis	Ros-Lehtinen	Thurman
Johnson	McPherson	Scott	Walker
Kiser	Meek	Souto	Weinstein
Langley	Myers	Stuart	Weinstock
Malchon	Peterson	Thomas	Woodson-Howard

Nays—1

Grizzle

Vote after roll call:

Yea to Nay—Davis, Malchon, Thurman

CS for SB 609—A bill to be entitled An act relating to elections; amending s. 105.031, F.S.; modifying qualifying procedures for candidates for county court judge; amending s. 105.035, F.S.; providing conforming language; prescribing duties of supervisor of elections; amending s. 105.08, F.S.; providing for certain campaign contribution and expense reports for specified judicial candidates for retention; providing an effective date.

—was read the second time by title. On motion by Senator Deratany, by two-thirds vote CS for SB 609 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

CS for SB 651—A bill to be entitled An act relating to the practice of geology; amending s. 492.105, F.S.; revising certain requirements for certification to take the examination for licensure as a professional geologist; providing an effective date.

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

Yeas—39

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

Nays—None

On motion by Senator Grant, the rules were waived and **CS for SB 651** was ordered immediately certified to the House.

CS for SB 654—A bill to be entitled An act relating to the Ringling Museum of Art; amending ss. 265.26, 265.261, F.S.; increasing the membership of the Board of Trustees of the John and Mable Ringling Museum of Art; revising membership requirements of the board of trustees; providing an advisory council to the board of trustees; providing duties of the advisory council; continuing the exemption of certain records of the direct-support organization from the public records law; providing for future legislative review of such exemption pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote CS for SB 654 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

On motions by Senator Weinstock, by two-thirds vote HB 1103 was withdrawn from the Committees on Health and Rehabilitative Services; and Judiciary-Civil.

On motion by Senator Weinstock—

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.

—a companion measure, was substituted for SB 677 and read the second time by title. On motion by Senator Weinstock, by two-thirds vote HB 1103 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

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.

—was read the second time by title.

Senator Dudley moved the following amendment which was adopted:

Amendment 1—On page 1, line 31, strike "or of any violation of chapter 893" and insert: "or of any criminal violation of chapter 893 or the controlled substance act of any other state or the federal government"

Senator Dudley moved the following amendment:

Amendment 2—On page 2, strike all of lines 8-18

Further consideration of **CS for CS for SB 695** as amended was deferred.

SB 706—A bill to be entitled An act relating to alcoholic beverage licenses; amending s. 561.20, F.S.; revising language with respect to the limitation on the number of alcoholic beverage licenses authorized, to delete reference to chartered or incorporated clubs and to include reference to corporations, partnerships, or individuals operating such clubs; decreasing the acreage requirements with respect to clubs owning or leasing and maintaining a bona fide beach or cabana club; providing an effective date.

—was read the second time by title. On motion by Senator Margolis, by two-thirds vote SB 706 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—2

Childers, D. Langley

SB 715—A bill to be entitled An act relating to motor vehicle licenses; amending s. 320.10, F.S.; providing that any motor vehicle owned and operated by a local member unit of the National Urban League when the member unit provides free services to municipal and county residents who are in need of such services shall not be subject to motor vehicle license taxes; providing an effective date.

—was read the second time by title. On motion by Senator Girardeau, by two-thirds vote SB 715 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

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

Nays—2

Johnson Langley

Consideration of **SB 820** was deferred.

SB 842—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; revising the definition of the term “compensation”; amending s. 121.055, F.S.; authorizing group annuity contracts as benefits under the Senior Management Service Optional Annuity Program; amending s. 121.30, F.S.; providing for construing and administering optional annuity and retirement programs in such manner that they will qualify as qualified pension plans under the Internal Revenue Code and providing rulemaking power for such purpose; amending s. 121.35, F.S.; authorizing group annuity contracts as benefits under the optional retirement program for the State University System; providing an effective date.

—was read the second time by title. On motion by Senator Walker, by two-thirds vote SB 842 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Thomas

On motion by Senator Weinstein, by two-thirds vote CS for HB 1575 was withdrawn from the Committee on Judiciary-Criminal.

On motions by Senator Weinstein, by two-thirds vote—

CS for HB 1575—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.

—a companion measure, was substituted for CS for SB 874 and by two-thirds vote read the second time by title. On motion by Senator Weinstein, by two-thirds vote CS for HB 1575 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Senator W. D. Childers presiding

SB 956—A bill to be entitled An act relating to contracts for construction of the Acosta Bridge; specifying maximum daily liquidated damages for such contracts; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote SB 956 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

SB 992—A bill to be entitled An act relating to weapons and firearms; creating s. 790.1625, F.S.; establishing offenses relating to the discharge of a firearm or the throwing of a destructive device or an explosive from a vehicle; providing penalties; providing an effective date.

—was read the second time by title. On motion by Senator Ros-Lehtinen, by two-thirds vote SB 992 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Stuart

On motions by Senator Brown, by two-thirds vote CS for HB 1409 was withdrawn from the Committees on Insurance; Personnel, Retirement and Collective Bargaining; and Judiciary-Criminal.

On motions by Senator Brown, by two-thirds vote—

CS for HB 1409—A bill to be entitled An act relating to the Department of Insurance; amending s. 626.989, F.S.; authorizing investigators of the Division of Insurance Fraud to bear arms in performing their duties under specified conditions; providing noneligibility for special risk class retirement; providing an effective date.

—a companion measure, was substituted for SB 1005 and by two-thirds vote read the second time by title. On motion by Senator Brown, by two-thirds vote CS for HB 1409 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Plummer

On motions by Senator Langley, by two-thirds vote CS for HB 759 was withdrawn from the Committees on Natural Resources and Conservation; and Transportation.

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

CS for HB 759—A bill to be entitled An act relating to littering; amending s. 403.4131, F.S.; providing for an "adopt-a-highway" program; providing an effective date.

—a companion measure, was substituted for SB 1035 and by two-thirds vote read the second time by title. On motion by Senator Langley, by two-thirds vote CS for HB 759 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

The Senate resumed consideration of—

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.

—with pending **Amendment 2** which was adopted.

Senator Dudley moved the following amendments which were adopted:

Amendment 3—On page 2, strike all of lines 27-30 and insert:

(d) Maintaining licensed premises that are unsanitary or are not approved as sanitary by the *Division of Hotels and Restaurants of the Department of Business Regulation*, or the county board of health, or the

Amendment 4—In title, on page 1, strike all of lines 1-17 and insert: A bill to be entitled An act relating to the Beverage Law; amending ss. 561.15, 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; authorizes the Division of Hotels and Restaurants of the Department of Business Regulation to approve sanitary conditions of establishments licensed under the beverage law.

Pending further consideration of CS for CS for SB 695 as amended, on motion by Senator Thomas, by two-thirds vote HB 671 was withdrawn from the Committee on Regulated Industries.

On motions by Senator Thomas, by two-thirds vote—

HB 671—A bill to be entitled An act relating to alcoholic beverage licenses; amending s. 561.15, F.S.; prohibiting the issuance of a license to certain persons who have been convicted of illegally dealing in controlled substances; providing an effective date.

—a companion measure, was substituted for CS for CS for SB 695 as amended and by two-thirds vote read the second time by title.

Further consideration of **HB 671** was deferred.

CS for SB 1133—A bill to be entitled An act relating to patient records; reenacting s. 395.017, F.S., as amended; reinstating provisions inadvertently repealed by omission by s. 1, ch. 88-208, Laws of Florida; providing conforming language; requiring speedy release of patient records and insurance information by licensed facilities; amending s. 455.241, F.S.; requiring speedy release of patient records and insurance information by health care providers; providing an effective date.

—was read the second time by title. On motion by Senator Davis, by two-thirds vote CS for SB 1133 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

On motion by Senator Davis, the rules were waived and **CS for SB 1133** was ordered immediately certified to the House.

CS for SB 1164—A bill to be entitled An act relating to ad valorem tax exemption; amending s. 196.192, F.S.; providing for exemption of tangible personal property loaned or leased to an exempt entity under certain conditions; providing an effective date.

—was read the second time by title.

Senator Bruner moved the following amendments which were adopted:

Amendment 1—On page 1, between lines 26 and 27, insert:

(4) *The ownership of property by a governmental unit shall not be a requirement for the exemption granted by this section:*

(a) *If any such property has been owned by the governmental unit prior to January 1, 1988, and used by that governmental unit for governmental purposes and has been sold by that governmental unit to a non-exempt entity to be used for the same governmental purposes; and*

(b) *If, and only to the extent, that the governmental unit and not the nonexempt entity is the beneficiary of the exemption.*

Amendment 2—In title, on page 1, line 6, after the semicolon (;) insert: providing an exemption for certain property of governmental units under certain circumstances;

On motion by Senator Thurman, by two-thirds vote CS for SB 1164 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

On motion by Senator Thurman, the rules were waived and CS for SB 1164 was ordered immediately certified to the House.

SB 1238—A bill to be entitled An act relating to game promotions; amending s. 849.094, F.S.; reducing certain filing deadlines in which operators of game promotions must file rules, regulations, and proof of trust accounts or bonds with the Department of State; providing an effective date.

—was read the second time by title. On motion by Senator Scott, by two-thirds vote SB 1238 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 1278—A bill to be entitled An act relating to land reclamation; amending s. 378.802, F.S.; clarifying the applicability of certain reclamation performance standards to existing mines; providing an effective date.

—was read the second time by title. On motion by Senator Crenshaw, by two-thirds vote SB 1278 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

The President presiding

SPECIAL ORDER, continued

SB 1234—A bill to be entitled An act relating to public health; amending s. 154.06, F.S.; directing the Department of Health and Rehabilitative Services to charge certain persons for immunizations; amending s. 232.032, F.S.; deleting requirement that certain immunizations be available at no cost from the county public health units; providing an effective date.

—was read the second time by title.

Further consideration of **SB 1234** was deferred.

SB 348—A bill to be entitled An act making it unlawful to release or cause to be released into the atmosphere a specified number of balloons within a specified period of time; providing exceptions; providing a penalty; providing for injunctive relief; providing an effective date.

—was read the second time by title.

The Committee on Natural Resources and Conservation recommended the following amendment which was moved by Senator McPherson and failed:

Amendment 1—On page 1, line 16, after “release” insert: , sell for the purpose of release

The Committee on Natural Resources and Conservation recommended the following amendment which was moved by Senator McPherson and adopted:

Amendment 2—On page 1, between lines 23 and 24, insert:

(c) Balloons released indoors; or

Senator Davis moved the following amendments which were adopted:

Amendment 3—On page 1, between lines 29 and 30, insert:

Section 2. The Marine Fisheries Commission, in consultation with the Department of Environmental Regulation, is hereby empowered and directed to adopt rules on or before November 1, 1989, which establish criteria for biodegradable or photodegradable balloons that shall be exempt from the prohibitions of this act. The criteria shall provide protection for birds, sea turtles, whales, and other marine life.

(Renumber subsequent section.)

Amendment 4—On page 1, between lines 23 and 24, insert:

(c) Balloons that are either biodegradable or photodegradable, as determined by rule of the Marine Fisheries Commission, and which are closed by a hand-tied knot in the stem of the balloon without string, ribbon, or other attachments. In the event that any balloons are released pursuant to the exemption established in this paragraph, the party responsible for the release shall make available to any law enforcement officer evidence of the biodegradability or photodegradability of said balloons in the form of a certificate executed by the manufacturer. Failure to provide said evidence shall be prima facie evidence of a violation of this act.

Amendment 5—On page 1, line 6, after “penalty;” insert: providing for the adoption of rules;

On motion by Senator McPherson, by two-thirds vote SB 348 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

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

Nays—2

Childers, W. D. Grant

On motion by Senator McPherson, the rules were waived and **SB 348** was ordered immediately certified to the House.

Consideration of **SB 1169** was deferred.

Senator Deratany presiding

The President presiding

On motion by Senator Scott, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Bob Crawford, President

I am directed to inform the Senate that the House of Representatives has passed with amendments SB 1500 and requests the concurrence of the Senate.

John B. Phelps, Clerk

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.

On motion by Senator Margolis, the amendments constituted an entirely new bill and therefore were not published in the Journal.

On motions by Senator Margolis, the Senate refused to concur in the House amendments and the House was requested to recede and in the event the House refused to recede a conference committee was requested.

Conferees on SB 1500 Appointed

The President appointed Senator Margolis, Chairman; At Large: Senators Margolis, Scott and alternate Deratany; Salaries: Senator Margolis, Chairman; Senator Grizzle; Subcommittee A: Senator Kirkpatrick, Chairman; Senators Beard, W. D. Childers, Gardner, Jennings, McPherson and alternates Casas and Girardeau; Subcommittee B: Senator Peterson, Chairman; Senators Gordon, Johnson, Stuart, Walker and alternate Crenshaw; Subcommittee C: Senator Myers, Chairman; Senators Brown, Davis, Grant, Thomas and alternate Bankhead as conferees on SB 1500. The action of the Senate was certified to the House.

The Honorable Bob Crawford, President

I am directed to inform the Senate that the House of Representatives has passed with amendments SB 1501 and requests the concurrence of the Senate.

John B. Phelps, Clerk

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; prescribing alternative uses for such funds in certain circumstances; continuing the operation of certain bus services between Hillsborough and Pinellas Counties; providing a retroactive effective date and an expiration date.

On motion by Senator Margolis, the amendments constituted an entirely new bill and therefore were not published in the Journal.

On motions by Senator Margolis, the Senate refused to concur in the House amendments and the House was requested to recede and in the event the House refused to recede a conference committee was requested.

Conferees on SB 1501 Appointed

The President appointed Senator Margolis, Chairman; At Large: Senators Margolis, Scott and alternate Deratany; Salaries: Senator Margolis, Chairman; Senator Grizzle; Subcommittee A: Senator Kirkpatrick, Chairman; Senators Beard, W. D. Childers, Gardner, Jennings, McPherson and alternates Casas and Girardeau; Subcommittee B: Senator Peterson, Chairman; Senators Gordon, Johnson, Stuart, Walker and alternate Crenshaw; Subcommittee C: Senator Myers, Chairman; Senators Brown, Davis, Grant, Thomas and alternate Bankhead as conferees on SB 1501. The action of the Senate was certified to the House.

CONSENT CALENDAR, continued

The Senate resumed consideration of—

HB 671—A bill to be entitled An act relating to alcoholic beverage licenses; amending s. 561.15, F.S.; prohibiting the issuance of a license to certain persons who have been convicted of illegally dealing in controlled substances; providing an effective date.

Senator Dudley moved the following amendments which were adopted:

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

Section 1. Subsection (2) of section 561.15, Florida Statutes, is amended to read:

561.15 Licenses; qualifications required.—

(2) No license under the Beverage Law shall be issued to any person who has been convicted within the last past 5 years of any offense against the beverage laws of this state, the United States, or any other state; who has been convicted within the last past 5 years in this state or any other state or the United States of soliciting for prostitution, pandering, letting premises for prostitution, or keeping a disorderly place; or of any criminal violation of chapter 893 or the controlled substance act of any other state or the federal government ~~illegally dealing in narcotics~~; or who has been convicted in the last past 15 years of any felony in this state or any other state or the United States; or to a corporation, any of the officers of which shall have been so convicted. The term "conviction" shall include an adjudication of guilt on a plea of guilty or nolo contendere or the forfeiture of a bond when charged with a crime.

Section 2. Paragraph (d) of subsection (1) of section 561.29, Florida Statutes, 1988 Supplement, is amended to read:

561.29 Revocation and suspension of license; power to subpoena.—

(1) The division is given full power and authority to revoke or suspend the license of any person holding a license under the Beverage Law, when it is determined or found by the division upon sufficient cause appearing of:

(d) Maintaining licensed premises that are unsanitary or are not approved as sanitary by the Division of Hotels and Restaurants of the Department of Business Regulation, the county board of health, or the Department of Health and Rehabilitative Services, whichever has jurisdiction thereof.

Section 3. This act shall take effect October 1, 1989.

Amendment 2—On page 1, strike everything before the enacting clause and insert: A bill to be entitled An act relating to the Beverage Law; amending ss. 561.15, 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; authorizing the Division of Hotels and Restaurants of the Department of Business Regulation to approve sanitary conditions of establishments licensed under the beverage law; providing an effective date.

On motion by Senator Thomas, by two-thirds vote HB 671 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—1

Davis

Reconsideration

On motion by Senator Dudley, the rules were waived and the Senate reconsidered the vote by which SB 556 passed this day.

On motion by Senator Dudley, by two-thirds vote HB 1486 was withdrawn from the Committee on Judiciary-Civil.

On motion by Senator Dudley—

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.

—a companion measure, was substituted for SB 556 and read the second time by title.

Senator Dudley moved the following amendments which were adopted:

Amendment 1—On page 1, strike all of lines 15-25 and insert:

737.106 Revocable trust prior to dissolution of marriage—Unless the trust instrument or the judgment for dissolution of marriage or divorce expressly provides otherwise, if a revocable trust is executed by a husband or wife as settlor prior to entry of a judgment for dissolution of marriage or divorce of settlor from settlor's spouse, then any provision of the trust which affects the settlor's divorced spouse will become void upon entry of the judgment of dissolution of marriage or divorce, and any such trust will be administered and construed as if the settlor's divorced spouse had died upon entry of the judgment for dissolution of marriage or divorce.

Amendment 2—On page 2, strike lines 20 and 21 and insert:

Section 3. This act shall take effect upon becoming a law, except that Section 2 of this act shall take effect October 1, 1989.

On motion by Senator Dudley, by two-thirds vote HB 1486 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—2

Grizzle Thurman

SPECIAL ORDER, continued

The Senate resumed consideration of—

SB 1234—A bill to be entitled An act relating to public health; amending s. 154.06, F.S.; directing the Department of Health and Rehabilitative Services to charge certain persons for immunizations; amending s. 232.032, F.S.; deleting requirement that certain immunizations be available at no cost from the county public health units; providing an effective date.

Further consideration of **SB 1234** was deferred.

On motion by Senator Scott, the rules were waived and the Senate reverted to—

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Scott, by two-thirds vote SB 445 was withdrawn from the Committee on Higher Education; CS for SB 882 was withdrawn from the Committee on Rules and Calendar; CS for SB 109 was withdrawn from the Committee on Judiciary-Civil; SB 1451 was withdrawn from the Committee on Health and Rehabilitative Services; and CS for SB 905 was withdrawn from the Committee on Rules and Calendar.

On motions by Senator Deratany, by two-thirds vote CS for SB 275, Senate Bills 408, 666, 918, 946, CS for SB 817 and CS for SB 1020 were withdrawn from the Committee on Finance, Taxation and Claims.

On motion by Senator Kirkpatrick, by two-thirds vote Senate Bills 1319 and 1320 were withdrawn from the committees of reference and indefinitely postponed.

ENROLLING REPORTS

SM 91 has been enrolled, signed by the required Constitutional Officers and filed with the Secretary of State on May 12, 1989.

SB 98, CS for SB 107, Senate Bills 213, 524, 854, 1087 and CS for SB 1342 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on May 16, 1989.

Joe Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 11 was corrected and approved.

CO-INTRODUCERS

Senator Jennings—SJR 25; Senator Casas—SB 30; Senator Walker—CS for SB 729; Senator Malchon—SB 1020

RECESS

Senator Scott moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Thursday, May 18, at 10:00 a.m. The motion was adopted.

Pursuant to the motion by Senator Scott, the Senate recessed at 12:03 p.m. to reconvene at 10:00 a.m., Thursday, May 18.

SENATE PAGES

May 15-19

Carey E. Basile, Maitland; Gregory C. Bourland, Port Orange; Shelton Sorrells Bridges III, Havana; Alice Elizabeth Browning, Moore Haven; Maria E. Erni, Tampa; Evelyn McRee Fletcher, Tallahassee; William Michael Gahagan, Daytona Beach; Jagger Hardy, North Miami Beach; Carlita Dionne Henry, Tallahassee; Amy Latiff, Crystal River; Mary Grace McCall, Tallahassee; Callie Ann Melton, Tallahassee; Paula Milam, Tallahassee; Joshua Paul Piller, Tallahassee; Gregg R. Prothero, Tallahassee; Renee R. Rawls, St. Petersburg; Zoe Seganish, Tallahassee; Natasha Travis, Tallahassee; Shelly Wagner, Tampa; Luke Harrison Preston Young, Tallahassee