



Journal of the Senate

Number 4

Thursday, April 19, 1990

CALL TO ORDER

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

Mr. President	Diaz-Balart	Kirkpatrick	Scott
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
Deratany	Johnson	Plummer	

Excused: Senator Meek at 10:36 a.m.

PRAYER

The following prayer was offered by the Reverend John M. Miles, First Church of God, Palatka:

(Psalms 33:4-22) Almighty God, we must stop our busy schedules and the clutter that would occupy our minds and give these few fleeting moments to think on you and your awesomeness. For you are God and there is no other, you are almighty, and Lord of all. You are the beginning and the ending, the first and the last. We must realize that all things were created by your word and your spirit. It is you that has made us and not we ourselves. Apart from you, O God, life loses its meaning and reason to be. For you are the beginning of life, you are life and its complete fulfillment.

We thank you for this great nation in which we live. We thank you that our forefathers believed that by divine providence this nation was raised up and they were guided by the moral principles of the Bible to establish the foundation for such a nation as this. But God, we see there are those and their teachings who would tear away at the moral fiber of our foundation that would cause this nation or any nation to crumble and fall to never rise again. O God, we pray that there would be those who would stand up and say, "I've had enough; I refuse to let anyone tear down this sure foundation that has already been laid." There are those who would try to tell us that God is a nonessential in our day and to recognize Him would cause division, stunt our intellectual growth and warp the young minds of our youth. O God, we have already seen much of the results of that theory on young minds; ruined by drugs, addled by alcoholism and made dark by pornographic filth that has infiltrated our television viewing, our reading and our very families themselves and produced all kinds of grotesque crimes against society today. We pray that this kind of thinking and teaching would become sterile, would find no more fertile ground in which to germinate and grow and would die a very quick death. God, we pray for morality, good and righteousness to be the order of the day.

Father, we pray for this body of elected officials this day. May your wisdom be in them. May your convictions be their convictions. May their hearts be turned and tuned to you. May your peace reign and rule the day. May every discussion and every decision be made from your perspective today. O God, turn our hearts from wrong and destructive ways to you and constructive thinking to make our state a better place to live, to bring up children, where right prevails and morals are built on godly principles that have stood the test of time, so you can bless Florida with good and prosperity and peace.

Give Governor Martinez wisdom as well as those advisers who surround him. May all the leaders of this state look to you for their wisdom and knowledge.

In the name of your Son and our Savior, Jesus Christ, we pray. Amen.

Consideration of Resolutions

On motion by Senator McPherson, by two-thirds vote SR 1612 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator McPherson—

SR 1612—A resolution recognizing the twentieth anniversary of the first Earth Day to demonstrate an environmental concern for the environmental health of this planet.

WHEREAS, almost twenty years ago, more than twenty million Americans joined together on Earth Day in a demonstration of concern for the environment creating an informed public whose collective action resulted in the passage of sweeping new laws to protect our air, water, and land, and

WHEREAS, in the nineteen years since the first Earth Day, despite environmental improvements, the environmental health of the planet is increasingly endangered, and is threatened by global climate change, ozone depletion, deforestation, ocean pollution, toxic wastes, desertification, and nuclear waste requiring action by all sectors of society, and

WHEREAS, the impact of environmental decisions made in the State of Florida transcend political borders and influence the health of the entire planet, and

WHEREAS, Earth Day 1990 is a national and international call to action for all people to join in a global effort to save the planet, and

WHEREAS, Earth Day 1990 activities and events will educate all people on the importance of acting in an environmentally sensitive fashion by recycling, conserving energy and water; using efficient transportation, and adopting a more ecologically sound lifestyle, and

WHEREAS, Earth Day 1990 activities and events will educate all people on the importance of buying and using only those products least harmful to the environment, and

WHEREAS, Earth Day 1990 activities and events will educate all people and businesses to be more environmentally sensitive and responsible, and

WHEREAS, Earth Day 1990 activities and events will educate all people on the importance of supporting the passage of legislation that will help protect the environment, NOW, THEREFORE,

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

That the Florida Senate recognizes April 22, 1990, as Earth Day 1990, and encourages every person in this state to participate in the activities and programs relating to Earth Day which are intended to create a greater awareness to protect and preserve the sensitive and fragile environment of the state and its natural resources.

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

On motion by Senator McPherson, by two-thirds vote SR 2248 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator McPherson—

SR 2248—A resolution recognizing the "National Celebration of the Outdoors" and the 25th Anniversary of the Land and Water Conservation Fund.

WHEREAS, outdoor recreation leaders from state, federal, and local agencies all over America have agreed that there must be a greater appreciation of the outdoors and are calling for participation in what has become known as the "National Celebration of the Outdoors," a week-long celebration to begin on the 20th anniversary of Earth Day, and

WHEREAS, the Florida Department of Natural Resources is the premier agency in Florida for acquisition and protection of our precious natural resources, and, the Division of Recreation and Parks provides opportunities for recreation and relaxation for Florida's residents and visitors through the acquisition, preservation, management, and protection of the state's park areas, the education of the public, and assistance to local parks and recreational programs through grants and associated programs, and

WHEREAS, the Florida Park Service takes the lead in promoting the "National Celebration of the Outdoors" by encouraging Florida's outdoor recreation leaders to organize opportunities for our residents and visitors to discover and enjoy the "Real Florida" through participation in scheduled and special events throughout the week and all year long, NOW, THEREFORE,

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

That the "National Celebration of the Outdoors" be celebrated in Florida April 22 through 29, 1990, with programs and activities which positively contribute to the recognition of the great value of Florida "Outdoors" enhancing awareness and appreciation through first-hand knowledge, personal experience, and delightful memories.

BE IT FURTHER RESOLVED that the Florida Senate recognizes the 25th anniversary of the Land and Water Conservation Fund, through which federal legislation has provided grants to the state and local governments in Florida totaling more than \$91.5 million for acquisition of 68,213 acres of park land and for 135 development projects, protected in perpetuity by a provision of the Land and Water Conservation Fund Act, assuring a recreation and conservation legacy for future generations.

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

On motion by Senator Souto, by unanimous consent—

By Senator Souto—

SR 3080—A resolution recognizing the week of April 17th as the week of the Brigada de Asalto 2506 (2506 Light Assault Brigade of the Bay of Pigs Invasion).

WHEREAS, the week of April 17th marks the anniversary of the Bay of Pigs Invasion, and

WHEREAS, more than 2,000 men participated in the operation, and

WHEREAS, more than 200 members of the Brigada died during the Bay of Pigs Invasion, including four American pilots assigned to the Brigada's Air Force, and

WHEREAS, there is a monument at S.W. 8th Street and 13th Avenue in Miami which stands as a tribute to the members of the Brigada de Asalto 2506 (2506 Light Assault Brigade) who died in combat and to freedom fighters the world over, and

WHEREAS, the citizens of the State of Florida have great sympathy and respect for the patriots of the Brigada de Asalto 2506 (2506 Light Assault Brigade) who participated in the Bay of Pigs Invasion, and

WHEREAS, it is appropriate that the Senate take time out to honor the many brave men of the Brigada de Asalto 2506 (2506 Light Assault Brigade), NOW, THEREFORE,

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

That the week of April 17th is hereby recognized as the week of the Brigada de Asalto 2506 (2506 Light Assault Brigade).

—was introduced out of order and read by title. On motion by Senator Souto, SR 3080 was read the second time in full and adopted.

On motions by Senator Malchon—

HCR 3549—A concurrent resolution recognizing the serious nature of traumatic injuries and designating April 18, 1990, State Trauma Day.

—was taken up out of order by unanimous consent and by two-thirds vote read the second time in full, adopted and certified to the House. The vote on adoption was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Grant

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, April 19, 1990: SB 28, SB 806, SB 546, SB 308, SB 72, SB 1412, SB 322, SB 150, SB 644, SB 700, SB 702, SB 94, SB 366, SB 104, CS for SB 1350, CS for SB 222, SB 368, CS for SB 340, SB 220, SB 370, SB 372, SB 252, SB 704, CS for SB 382, SB 386, SB 330, SB 602, SB 708, SB 564, SB 848, SB 920, SB 1146, SB 1052

Respectfully submitted,
James A. Scott, Chairman

The Committee on Corrections, Probation and Parole recommends the following pass: SB 42

The Committee on Governmental Operations recommends the following pass: SB 684

The Committee on Higher Education recommends the following pass: SB 784 with 1 amendment, SB 1398, SB 1982

The Committee on Judiciary-Criminal recommends the following pass: SB 850

The Committee on Natural Resources and Conservation recommends the following pass: SB 802 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 1422 with 1 amendment, SB 1848

The Committee on Natural Resources and Conservation recommends the following pass: SB 1278 with 1 amendment

The Committee on Regulated Industries recommends the following pass: SB 234 with 1 amendment, SB 1198, SB 1504

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

The Committee on Commerce recommends the following pass: SB 1628

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

The Committee on Judiciary-Criminal recommends the following pass: SB 1542

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

The Committee on Governmental Operations recommends the following pass: SB 798 with 1 amendment

The Committee on Judiciary-Criminal recommends the following pass: SB 856, SB 1020, SB 1780

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

The Committee on Judiciary-Criminal recommends the following pass: SB 428

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

The Committee on Community Affairs recommends the following pass: SB 1756

The Committee on Governmental Operations recommends the following pass: SB 360 with 2 amendments

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

The Committee on Commerce recommends the following pass: SB 1462

The Committee on Health and Rehabilitative Services recommends the following pass: SB 932, SB 936, SB 974, SB 1570

The Committee on Insurance recommends the following pass: SB 398, SB 1438

The Committee on Judiciary-Criminal recommends the following pass: SB 672, SB 950 with 3 amendments, SB 1152 with 1 amendment, SB 1220, SB 1522

The Committee on Regulated Industries recommends the following pass: SB 1432 with 1 amendment

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

The Committee on Judiciary-Criminal recommends the following not pass: SB 780

The bill was laid on the table.

The Committee on Higher Education recommends committee substitutes for the following: SB 430, SB 952

The Committee on Insurance recommends a committee substitute for the following: SB 1440

The Committee on Judiciary-Criminal recommends committee substitutes for the following: SB 560, SB 1378

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 Higher Education recommends a committee substitute for the following: SB 786

The bill with committee substitute attached was referred to the Committee on Economic, Professional and Utility Regulation under the original reference.

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 966

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

The Committee on Commerce recommends a committee substitute for the following: SB 260

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

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 26

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

The Committee on Judiciary-Criminal recommends a committee substitute for the following: SB 60

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

The Committee on Commerce recommends a committee substitute for the following: SB 1488

The Committee on Community Affairs recommends a committee substitute for the following: SB 1820

The Committee on Higher Education recommends a committee substitute for the following: SB 1498

The Committee on Insurance recommends a committee substitute for the following: SB 396

The Committee on Judiciary-Criminal recommends committee substitutes for the following: SB 1018, SB 1290, SB 1512

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Commerce recommends that the Senate confirm the appointment made by the Governor of William L. Sutton, Tallahassee, as Secretary of Commerce, to serve at the pleasure of the Governor.

The appointment contained in the foregoing report was referred to the Committee on Executive Business under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator Stuart—

SB 2332—A bill to be entitled An act relating to school food service programs; amending s. 228.195, F.S.; providing for a supplementary food program; providing program requirements; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Stuart—

SB 2334—A bill to be entitled An act relating to criminal justice information; amending ss. 943.051 and 943.052, F.S.; requiring the Division of Criminal Justice Information Systems to provide for immediate availability of criminal information relating to illegal aliens to the Immigration and Naturalization Service, and reenacting s. 943.0525, F.S., relating to a user agreement with criminal justice agencies, to incorporate the amendment to s. 943.052, F.S., in a reference thereto; amending s. 943.0535, F.S.; requiring criminal justice agencies to submit criminal information relating to illegal aliens directly to an immigration officer; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Stuart—

SB 2336—A bill to be entitled An act relating to driving vehicles or operating vessels under the influence; amending ss. 316.193, 316.1934, 327.35, and 327.354, F.S.; lowering the blood alcohol level constituting an element of such offenses; revising presumptions and testing provisions to conform; reenacting ss. 316.072(4)(b), 316.655(4), 316.656, 318.17(3), 322.03(1)(b) and (2), 322.12(2), 322.2615(1), (2), (7), (8)(b), and (14), 322.264(1)(b), 322.271(2)(a) and (c), 322.28(2) and (5)(a), 322.282(2)(a), 322.291(1)(a), 322.44(IV)(1)(b), 322.63(2)(d), 627.758(4), 790.06(2)(f) and (10)(f), 903.36(2), 953.21(2)(b)1., and 960.03(3), F.S., relating to obedience to traffic laws, penalties, adjudication, noncriminal infractions, issuance, suspension, and revocation of drivers' licenses, arrest bonds, concealed weapon permits, adult STOP offenders, and crimes compensation, to incorporate the amendment to s. 316.193, F.S., in references thereto; reenacting ss. 327.351(1) and 327.352(1), F.S., relating to operation of a vessel while intoxicated and penalty for failure to submit to a breath or urine test for impairment or intoxication, to incorporate the amendment to s. 327.35, F.S., in references thereto; providing effective dates.

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

By Senator Langley—

SB 2338—A bill to be entitled An act relating to limited liability companies; revising ch. 608, F.S.; amending s. 608.401, F.S.; providing a short title; amending s. 608.402, F.S.; providing definitions; amending s.

608.404, F.S.; specifying the powers of limited liability companies; amending s. 608.405, F.S.; providing for formation of limited liability companies; amending s. 608.406, F.S.; providing requirements for names of limited liability companies; creating s. 608.4061, F.S.; providing for reservation of the name of a foreign limited liability company; creating s. 608.4062, F.S.; providing for registration of the name of a foreign limited liability company; amending s. 608.407, F.S.; specifying content of articles of organization; amending s. 608.408, F.S.; providing for filing of articles of organization; amending s. 608.409, F.S.; specifying effect of issuance of certificate of organization; creating s. 608.4101, F.S.; requiring maintenance of certain records; amending s. 608.411, F.S.; providing for amendment to articles of organization; creating s. 608.412, F.S.; requiring filing of supplemental affidavit of capital contributions in specified circumstances; amending s. 608.415, F.S.; requiring limited liability companies to maintain registered office and registered agent; amending s. 608.416, F.S.; providing for change of registered office and change or resignation of registered agent; amending s. 608.4211, F.S.; specifying allowable contributions to capital and liability therefor; amending s. 608.422, F.S.; providing for management; amending s. 608.423, F.S.; providing for adoption of regulations; amending s. 608.424, F.S.; limiting ability to contract debt; amending s. 608.425, F.S.; providing for ownership of company property; amending s. 608.426, F.S.; providing circumstances for distribution of property; creating s. 608.4261, F.S.; providing for sharing of profits and losses; amending s. 608.427, F.S.; providing for withdrawal or reduction of members' contributions to capital; creating s. 608.428, F.S.; specifying liability upon return of contribution; amending s. 608.432, F.S.; providing for transfer of members' interests; creating s. 608.433, F.S.; providing circumstances under which an assignee may become a member; creating s. 608.434, F.S.; specifying powers of the estate of a deceased or incompetent member; creating s. 608.4361, F.S.; specifying liability of members and managers to creditors; creating s. 608.4362, F.S.; specifying liability of managers and managing members; creating s. 608.4363, F.S.; providing for indemnification; amending s. 608.441, F.S.; providing for dissolution; creating s. 608.4411, F.S.; providing for revocation of dissolution; creating s. 608.4421, F.S.; providing for disposition of claims against dissolved company; creating s. 608.4431, F.S.; specifying effect of dissolution; amending s. 608.444, F.S.; providing for distribution of assets upon dissolution; amending s. 608.445, F.S.; specifying content of articles of dissolution; amending s. 608.446, F.S.; providing for filing of articles of dissolution; amending s. 608.448, F.S.; specifying grounds for administrative dissolution; creating s. 608.4481, F.S.; providing procedures for and effects of administrative dissolution; creating s. 608.4482, F.S.; providing for reinstatement; creating s. 608.4483, F.S.; providing for appeal from denial of reinstatement; amending s. 608.449, F.S.; providing grounds for judicial dissolution; creating s. 608.4491, F.S.; providing procedure for judicial dissolution; creating s. 608.4492, F.S.; providing for receivership or custodianship; creating s. 608.4493, F.S.; providing for decree of dissolution; creating s. 608.4494, F.S.; requiring deposit of assets of dissolved company with the Department of Banking and Finance; creating s. 608.4511, F.S.; requiring filing of annual reports with the Department of State; amending s. 608.452, F.S.; specifying fees of the Department of State; amending s. 608.455, F.S.; providing for waiver of certain required notices; amending s. 608.471, F.S.; providing for determination of tax under ch. 220, F.S.; creating s. 608.501, F.S.; requiring a foreign limited liability company to obtain a certificate of authority prior to transacting business; creating s. 608.502, F.S.; specifying consequences of transacting business without authority; creating s. 608.503, F.S.; providing for application for certificate of authority; creating s. 608.504, F.S.; providing for amendment of certificate of authority; creating s. 608.505, F.S.; specifying effect of certificate of authority; creating s. 608.506, F.S.; providing requirements for name of foreign limited liability company; creating s. 608.507, F.S.; requiring registered office and registered agent; creating s. 608.508, F.S.; providing for change of registered office and registered agent; creating s. 608.509, F.S.; providing for resignation of registered agent; creating s. 608.5101, F.S.; providing for service of process; creating s. 608.511, F.S.; providing for withdrawal of foreign limited liability company; creating s. 608.512, F.S.; specifying grounds for revocation of authority to transact business; creating s. 608.513, F.S.; specifying procedure for and effect of revocation of authority; creating s. 608.514, F.S.; providing for appeal from revocation; repealing ss. 608.435, 608.436, 608.442, 608.443, and 608.453, F.S., relating to liabilities of members and managers, filing of statement of intent to dissolve, effect of statement of intent to dissolve, and miscellaneous charges; providing an effective date.

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

By Senator Crenshaw—

SB 2340—A bill to be entitled An act relating to tobacco products; creating s. 859.062, F.S.; prohibiting the sale or delivery of tobacco products to a minor within a specified distance of the real property of a school; providing penalties; limiting use of tobacco vending machines in such areas; providing civil penalties; providing for deposit of fines; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senators Thomas, W.D. Childers and Bruner—

SR 2342—A resolution recognizing the achievements of the late James Wilson Lee, former member of the State Road Board.

—was referred to the Committee on Rules and Calendar.

By Senator Weinstock—

SB 2344—A bill to be entitled An act relating to commercial motor vehicles; amending s. 316.302, F.S.; removing the exception from federal regulations requiring drug testing; updating cross-references to the Code of Federal Regulations; conforming language to the terminology used in applicable federal law; revising restrictions on the maximum length of time an operator in intrastate commerce may drive without having a rest period or being off duty; imposing federal drug-testing requirements on a person who operates a commercial motor vehicle transporting agricultural products from farm to market or to first place of processing; providing restrictions on certain operators who transport hazardous materials, as defined; providing penalties; including the determination of compliance with hazardous materials regulations in the purposes for which motor carrier terminal audits may be conducted; amending s. 316.3025, F.S.; prohibiting a driver from driving while he is out-of-service or removed from driving status; providing penalties; increasing the amount of fines for certain violations; providing for liens on the property of motor carriers; expanding the list of property to which liens may attach; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Girardeau—

SB 2346—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; amends s. 20.19, F.S.; providing that the department shall plan and administer its programs at the county level rather than through the existing service districts; deleting provisions which were previously repealed by operation of the Sundown Act; providing an effective date.

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

By Senator Bruner—

SB 2348—A bill to be entitled An act relating to wildlife; creating s. 372.705, F.S.; prohibiting the interference with the lawful taking of fish, game, or nongame animals; providing penalties; providing an effective date.

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

By Senator Davis—

SB 2350—A bill to be entitled An act relating to mediation and arbitration; amending s. 44.301, F.S.; providing definitions; amending s. 44.302, F.S.; providing procedures for court-ordered mediation; exempting oral and written communication in mediation proceedings from ch. 119, F.S.; providing an exception; providing for certification of mediators by the Supreme Court; providing for reimbursement of volunteer mediators; providing for compensation of nonvolunteer mediators; renumbering s. 44.303, F.S., relating to court-ordered nonbinding arbitration; amending s. 44.304, F.S.; providing a cross-reference; amending s. 44.305, F.S.; providing for nonreferral under certain circumstances unless agreed by the parties; amending s. 44.306, F.S.; requiring the Supreme Court to establish standards and procedures for certification and discipline of court-appointed mediators and arbitrators and to set fees for certification; providing for use of such fees; authorizing the Supreme Court to appoint personnel; amending s. 44.307, F.S.; providing cross-references; amending s. 44.308, F.S.; providing for levying of additional service charges to be used to fund various mediation and arbitration programs

and to reimburse the Supreme Court for its responsibilities under the act; repealing s. 44.101, F.S., relating to family mediation services; providing an effective date.

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

By Senator Davis—

SB 2352—A bill to be entitled An act relating to adoptions; amending ss. 39.01, 39.462, 39.464, 39.469, 39.47, 39.471, 39.473, F.S.; authorizing attorneys and physicians and qualified out-of-state child placing agencies to act as intermediaries in proceedings involving the voluntary termination of parental rights and subjecting them to the same termination procedures, disposition hearings, appellate procedures, process and service, and responsibilities as prescribed for the Department of Health and Rehabilitative Services or a licensed child-placing agency; amending s. 63.052, F.S.; providing that an intermediary is the guardian of a child he places for adoption until the adoption judgment is entered; providing intermediaries' responsibilities; amending s. 63.085, F.S.; providing for disclosure of certain information by intermediaries to adopting parents; amending s. 63.092, F.S.; providing for placement of a child in a foster home when immediate placement is prohibited; amending s. 63.102, F.S.; requiring intermediaries to ensure the termination of parental rights prior to filing petition for adoption; prescribing time for filing adoption petition; amending s. 63.162, F.S.; providing that adoption records and papers of an intermediary are subject to inspection by others only upon court order; amending s. 63.165, F.S.; requiring intermediaries to inform the natural parents about the adoption registry maintained by the department; amending s. 63.202, F.S.; authorizing the department to adopt rules to ensure that intermediaries comply with the provisions of ch. 63, F.S.; amending ss. 39.015, 39.09, 39.423, 242.335, 393.0655, 394.457, 396.0425, 397.0715, 400.497, 402.305, 409.175, 464.018, F.S.; correcting cross-references; providing an effective date.

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

By Senator Gordon—

SJR 2354—A joint resolution proposing the creation of Section 10, Article II of the State Constitution, relating to public office.

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

By Senator Gordon—

SB 2356—A bill to be entitled An act relating to the Florida Public Service Commission; making the position of commissioner elective; providing qualifications for commissioners; providing for commission districts; prescribing duties of the Division of Elections; amending ss. 100.041, 100.101, 350.01, F.S., to conform; repealing ss. 350.001, 350.031, F.S., relating to appointment of commissioners; providing an effective date.

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

By Senator Gordon—

SB 2358—A bill to be entitled An act relating to local government comprehensive plans; amending s. 163.3177, F.S.; providing that an educational facilities element shall be a required element of such plans; providing legislative intent that educational facilities needed to support development be available concurrent with the impacts of such development; amending s. 235.193, F.S., to conform; providing an effective date.

—was referred to the Committee on Education.

By Senator Gordon—

SB 2360—A bill to be entitled An act relating to taxation; providing for a tax on the premiums for certain types of casualty insurance; providing for remittance of the tax to the Department of Revenue; providing for the tax proceeds to be used to fund programs for rehabilitating drug dependent offenders; providing an effective date.

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

By Senator Gordon—

SR 2362—A resolution calling for continued legislative interest in organ and tissue donation and support for work and publicity related to that purpose.

—was referred to the Committee on Rules and Calendar.

By Senators Gordon and Casas—

SM 2364—A memorial to the Congress of the United States, urging Congress to repeal the H2a program, authorized under the Immigration Reform and Control Act of 1986, which allows foreign workers to be imported for temporary employment in agriculture.

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

By Senator Gordon—

SB 2366—A bill to be entitled An act relating to the economic conversion of economic resources; creating the Joint Study Commission on Economic Conversion to study the impact of the conversion of military-oriented economic resources to civilian uses; providing for the composition and staffing of the commission; requiring a report; providing an effective date.

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

By Senator Crenshaw—

SB 2368—A bill to be entitled An act relating to credit card transactions; prohibiting the manufacture or sale in this state of credit card transaction forms that render copies that identify the cardholder; prohibiting merchants from using in this state such a form for a credit card transaction; prohibiting merchants from writing, or requiring a cardholder to write, information that identifies the cardholder on the credit card transaction form, except under certain circumstances; specifying penalties for violations of the act; providing for injunctions against violations of the act; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Crenshaw—

SB 2370—A bill to be entitled An act relating to the Florida Highway Patrol; creating s. 321.061, F.S.; providing that certified law enforcement officers employed by the Division of the Florida Highway Patrol shall be kept in full-pay status during the existence of any disability; providing an effective date.

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

By Senator Grizzle—

SB 2372—A bill to be entitled An act relating to water resources; amending s. 373.019, F.S.; providing definitions; amending s. 373.584, F.S.; providing additional purposes for which revenue bonds may be issued by water management districts; specifying revenues that may be pledged for such bonds and providing requirements with respect thereto; providing that the power of districts to issue revenue bonds is coextensive with the power of municipalities to issue bonds; creating s. 403.0894, F.S.; defining the Everglades Agricultural Area; authorizing the South Florida Water Management District to create stormwater utilities benefiting the area and adopt fees for stormwater management systems, to set aside funds for such systems, and to create stormwater management system benefit areas and assess fees; providing procedures and requirements for the levy and collection of fees; providing an effective date.

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

By Senator Grizzle—

SB 2374—A bill to be entitled An act relating to the Board of Regents; amending s. 240.209, F.S.; authorizing the Board of Regents to adjust certain fees under described circumstances; providing additional powers of the board; creating s. 240.2094, F.S.; authorizing the Board of Regents to issue revenue bonds under certain circumstances; providing an effective date.

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

By Senator Grizzle—

SB 2376—A bill to be entitled An act relating to vessels; creating s. 327.155, F.S.; prohibiting certain persons from operating certain vessels on the waters of the state without obtaining a certificate of boating safety education; providing for the duties of the Department of Natural Resources; providing penalties; creating s. 327.156, F.S.; requiring the successful completion of a boating safety education course with respect to certain violations of law as a condition of sentencing; providing an effective date.

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

By Senator Johnson—

SB 2378—A bill to be entitled An act relating to Sarasota County; amending chapter 78-618, Laws of Florida, as amended, relating to the Tri-Par Estates Park and Recreation District; requiring trustees of the district be freeholders within the district; revising the terms of office of the trustees 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 Senator Grant—

SB 2380—A bill to be entitled An act relating to alcoholic beverages; creating s. 562.145, F.S.; prohibiting the selling of an alcoholic beverage at a price other than at the licensee's initial price charged that week, certain free dispensing of alcoholic beverages for consumption on the licensee's premises, or selling to a person all the alcoholic beverages that the person is able to consume on the premises for a single price covering all beverages so consumed; prohibiting licensees from conducting or authorizing certain drinking games or contests on the premises; providing exceptions; providing penalties; providing an effective date.

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

By Senator Plummer—

SB 2382—A bill to be entitled An act relating to abatement of asbestos in buildings; providing a course of action to the owners and certain occupants of buildings for asbestos abatement, or for recovery of the costs incurred therein, against manufacturers of asbestos materials that have been incorporated in the buildings; prescribing a limited period within which such actions must be brought or else be barred; providing for retroactive application; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Plummer—

SB 2384—A bill to be entitled An act relating to handicapped parking; amending s. 320.0848, F.S.; providing for issuance of temporary exemption entitlement parking permits to qualified persons; providing fees; specifying duties of tax collectors; providing for distribution of fees; authorizing counties and municipalities to increase the required number of handicapped parking spaces; prohibiting false or misleading statements in the application or physician's certification; providing penalties; providing for rules; reenacting ss. 316.1955(1) and (5), 316.1956(1) and (3), F.S., relating to use of handicapped parking spaces, s. 316.1964, F.S., relating to exemption from parking fees and penalties, and s. 526.141(5), F.S., relating to self-service gasoline stations, to incorporate the amendment to s. 320.0848, F.S., in references thereto; providing an effective date.

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

By Senator Plummer—

SB 2386—A bill to be entitled An act relating to alcohol and drug abuse; creating s. 561.026, F.S.; creating the Alcohol and Drug Abuse Treatment, Intervention, and Prevention Trust Fund; providing for collection and use of funds; amending s. 561.12, F.S.; to conform; creating s. 561.69, F.S.; requiring beer distributors to file a report; requiring a tax on beer products on hand; amending s. 563.05, F.S.; increasing the excise tax on malt beverages; providing a formula for distribution of funds; creating s. 396.190, F.S.; providing a short title; creating s. 396.191, F.S.; creating the Alcohol and Drug Abuse Advisory Council; providing for member-

ship; providing for terms; providing organizational procedures; providing duties; providing for a review and repeal of the council; creating s. 396.192, F.S.; relating to treatment, intervention and prevention services; providing definitions; providing considerations for council recommendations; requiring the Department of Health and Rehabilitative Services to attach such recommendations to their legislative budget request; creating s. 396.193, F.S.; providing for the administration of the Alcohol and Drug Abuse Treatment, Intervention, and Prevention Trust Fund; providing guidelines for disbursement; creating s. 397.23, F.S.; providing for the application of certain statute provisions to drug abuse statutes; providing an effective date.

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

By Senator Plummer—

SB 2388—A bill to be entitled An act relating to educational institutions; creating the Florida Uniform Management of Institutional Funds Act; providing definitions; providing circumstances under which the governing board of an institution may appropriate for expenditure appreciation on the value of an endowment fund; specifying investments that may be made by a governing board; authorizing a governing board to delegate investment management responsibilities; providing standards of conduct; providing circumstances for release of restrictions on use or investment of a gift; providing for uniform applicability and construction; providing an effective date.

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

By Senator Gardner—

SB 2390—A bill to be entitled An act relating to tourism; amending s. 20.17, F.S.; providing for appointment of the director of the Division of Tourism; creating s. 288.125, F.S.; providing legislative intent; creating s. 288.1251, F.S.; creating the Florida Tourism Commission; prescribing its powers, duties, and membership; creating s. 288.126, F.S.; providing definitions; creating s. 288.1261, F.S.; providing for imposition of a tourism promotion fee; providing for calculation of the fee; creating s. 288.1262, F.S.; prescribing the privileges which are subject to the tourism promotion fee; creating s. 288.1263, F.S.; providing for collection, administration, and distribution of revenues raised by the tourism promotion fee; amending s. 215.22, F.S.; providing for administration of the Tourism Promotion Trust Fund; providing for procurement of printing and personal property; providing for adoption of emergency rules; amending s. 288.121, F.S.; providing for deposit of certain fees into the Tourism Promotion Trust Fund; amending s. 288.122, F.S.; repealing s. 288.123, F.S., relating to the Tourism Advisory Council; providing for transfer of unexpended funds in the Tourism Promotional Trust Fund; providing effective dates.

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

By Senator Grant—

SB 2392—A bill to be entitled An act relating to postconviction remedies; amending s. 79.01, F.S.; providing that habeas corpus petitions in capital cases by prisoners under sentence of death be filed in the state Supreme Court; amending s. 79.09, F.S.; providing that habeas corpus petitions and papers filed in circuit court be filed in the circuit in which the conviction and sentence were entered; repealing Rule 3.850, Florida Rules of Criminal Procedure, relating to motions to vacate, set aside, or correct sentence; providing an effective date.

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

By Senator Grant—

SB 2394—A bill to be entitled An act relating to the care and protection of children; amending s. 39.002, F.S.; amending legislative intent of the "Florida Juvenile Justice Act" to emphasize protection of the child; amending s. 39.01, F.S.; defining the terms "reasonable efforts" and "voluntary family services"; amending s. 39.40, F.S.; requiring a court to expedite the placement of a child in certain dependency proceedings; amending s. 39.401, F.S.; amending procedures for the release of a child who is alleged to be dependent and taken into custody; amending s. 39.402, F.S.; emphasizing the safety of a child as a criterion for determining placement in a shelter; requiring the court to make certain findings of fact and to

order certain matters pertaining to visitation; amending s. 39.404, F.S.; providing that the state attorney must receive certain information about petitions for dependency; revising a deadline; requiring the Department of Health and Rehabilitative Services to be represented by legal counsel in dependency proceedings; requiring the state attorney to be a party in certain dependency proceedings; amending s. 39.405, F.S.; amending provisions for service and execution of process and court orders; amending s. 39.407, F.S.; providing for financial responsibility for medical expenses of a child who is in the custody of the department; amending s. 39.408, F.S.; amending requirements pertaining to predisposition studies in hearings for dependency cases; requiring persons who have information relevant to a case in which child abuse or child neglect is alleged to provide that information to the department, for the court; amending s. 39.409, F.S.; requiring appointment of a guardian ad litem for a dependent child; amending s. 39.41, F.S.; providing for long-term custody of a child by a relative; providing for limited guardianship of a dependent child; requiring a court to determine visitation rights in certain circumstances; requiring a court to make a finding of fact in certain circumstances; requiring all parties to give certain information relevant to dependency adjudication to the court; prohibiting the inclusion of certain matters in a dependency disposition order; amending s. 39.453, F.S.; amending provisions for a judicial review of dependency; revising deadlines; requiring specific court findings; requiring each party to the agreement or plan to provide the department with all relevant information; expanding information required to be in the written report that the social service agency must furnish to the court; requiring the court to consider certain matters in deciding whether to return a child to his parent's home; providing an exception to the requirement to return a child to parental custody upon compliance with the performance agreement; amending s. 39.464, F.S.; expanding grounds for terminating parental rights through extraordinary procedures; amending s. 409.165, F.S.; providing conditions for placing a dependent child with a relative; amending s. 415.503, F.S.; defining the term "drug-exposed infant"; amending s. 415.505, F.S.; revising a deadline for completing the departmental investigation of a report of child abuse; amending s. 415.5055, F.S.; requiring a community multidisciplinary review of the death of a child, in certain circumstances; providing for the confidentiality of certain records and reports; amending s. 415.508, F.S.; providing for appointing a guardian ad litem and specifying his duties; amending s. 415.51, F.S.; limiting access to records in cases of child abuse or neglect; amending ss. 39.015, 39.09, 39.418, 39.423, 39.451, F.S.; correcting cross-references; providing an effective date.

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

By Senators Kiser, Bruner and Gardner—

SB 2396—A bill to be entitled An act relating to saltwater fishing; amending s. 370.01, F.S.; redefining the term "resident" for purposes of ch. 370, F.S.; amending s. 370.0605, F.S.; providing saltwater fishing license fees for certain commercial operators and persons who rent vessels; amending ss. 370.1111, 370.14, F.S.; prescribing the period that snook permits and crawfish permits are valid; providing an effective date.

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

By the Committee on Economic, Professional and Utility Regulation—

SB 2398—A bill to be entitled An act relating to telecommunications; amending s. 364.01, F.S.; providing legislative intent; amending s. 364.02, F.S.; defining the terms "telecommunications company" and "telecommunications facility"; deleting definitions of the terms "telephone company" and "telephone line"; amending s. 364.03, F.S.; conforming terminology; amending s. 364.035, F.S.; requiring rates charged by telecommunications companies to reflect changes in certain tax rates; requiring telecommunications companies to periodically file certain information with the Florida Public Service Commission; creating s. 364.036, F.S.; providing for alternative regulation of certain local telecommunications companies; amending s. 364.037, F.S.; revising the formula for establishing rates based on certain advertising revenues; amending ss. 364.04, 364.05, 364.055, 364.057, 364.06, F.S.; revising provisions requiring telecommunications companies to file rates and charges with the commission and keep schedules of such rates and charges for public inspection; conforming terminology; creating s. 364.058, F.S.; authorizing the commission to conduct limited proceedings; amending s. 364.063, F.S.; revising provisions relating to the issuance of rate adjustment orders by the commission; amending ss. 364.07, 364.08, 364.09, 364.10, 364.14, 364.15, 364.16, 364.17, F.S.; conforming terminology; amending s. 364.18, F.S.; authorizing the

commission to require telecommunications companies to file reports relating to transactions with affiliated companies; amending s. 364.183, F.S.; providing for the commission to have access to certain records; exempting certain confidential business information from public disclosure laws; providing for protection from such disclosure for a specified period of time; authorizing the commission to extend the period of time such information is confidential; providing that such exemptions from public disclosure laws are not subject to review under the Open Government Sunset Review Act; amending ss. 364.185, 364.19, 364.24, 364.27, F.S.; conforming terminology; amending s. 364.285, F.S.; providing for injunctive relief; amending s. 364.30, F.S.; deleting certain penalties; amending ss. 364.32, 364.33, 364.335, F.S.; conforming terminology; clarifying requirements for obtaining a certification of necessity to construct or operate telecommunications facilities; providing a maximum application fee for such certificate; revising provisions authorizing proceedings under ch. 120, F.S., relating to the granting of such certificates; deleting provisions authorizing the commission to grant certificates for certain radio telephone services; creating s. 364.336, F.S.; providing for regulatory assessment fees; amending s. 364.337, F.S.; authorizing the commission to regulate intrastate alternative operator services; creating s. 364.338, F.S.; authorizing the commission to exempt certain local exchange telecommunications companies from certain requirements; amending s. 364.339, F.S.; revising provisions relating to the regulation of shared tenant services; amending ss. 364.345, 364.37, 364.381, F.S.; conforming terminology; providing that, for purposes of review by the Supreme Court of actions by the commission, a telecommunications company is a telephone company within the meaning of the State Constitution; amending s. 364.385, F.S.; providing that rates and certificates in effect on the effective date of the act are not invalidated by the act; repealing s. 364.11, F.S., relating to the transmission of long distance messages; repealing s. 364.31, F.S., relating to the reporting of violations of bookmaking or other gambling laws; repealing s. 7, ch. 89-163, Laws of Florida; abrogating the repeal of provisions of ch. 364, F.S., scheduled pursuant to the Regulatory Sunset Act; providing for future legislative review and repeal of such provisions; providing an effective date.

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

By the Committee on Economic, Professional and Utility Regulation—

SB 2400—A bill to be entitled An act relating to land surveying; amending s. 472.003, F.S., relating to exemptions from provisions regulating land surveying; modifying an exemption for certain contractors; saving s. 472.003(3), F.S., from repeal; continuing the exemption for certain persons who perform construction layout from established controls; providing an effective date.

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

By Senator Walker—

SB 2402—A bill to be entitled An act relating to the naming of a lake; naming a man-made lake behind the old Sunland Hospital in Tallahassee as the Henry C. Pitts Lake in honor of Henry C. Pitts' accomplishments; providing an effective date.

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

By Senator Grizzle—

SB 2404—A bill to be entitled An act relating to arrests; requiring municipal law enforcement officers to take certain steps before engaging in hot pursuit in the enforcement of certain traffic laws and ordinances; providing arrest powers of such officers; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Girardeau—

SB 2406—A bill to be entitled An act relating to discrimination in public accommodations; creating ss. 760.40-760.45, F.S., the Public Accommodations Act; defining unlawful accommodation practices; providing powers of the Commission on Human Relations; providing for filing of complaints with the commission and investigation thereof; providing for confidentiality and for review and appeal; authorizing aggrieved individuals to file civil actions; providing for injunctive relief, damages, and attorney's fees; providing for filing of civil actions by the Attorney General, the executive director of the commission, or an aggrieved individual under certain circumstances; providing an effective date.

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

By Senator Meek—

SB 2408—A bill to be entitled An act relating to education; establishing a pilot project to provide educational services to youthful offenders who are dyslexic; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Meek—

SB 2410—A bill to be entitled An act relating to ad valorem tax exemptions; creating s. 196.1987, F.S.; providing that property owned by a community college district board of trustees or direct-support organization is exempt from ad valorem taxation; amending s. 196.29, F.S.; providing for cancellation of certain taxes on real property acquired by a community college direct-support organization; providing an effective date.

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

By Senator Meek—

SB 2412—A bill to be entitled An act relating to postsecondary education; amending s. 228.072, F.S.; prescribing when institutions in the State University System may offer college preparatory instruction; providing an effective date.

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

By Senator Bankhead—

SB 2414—A bill to be entitled An act relating to alcoholic beverage licenses; amending s. 562.111, F.S.; requiring a person in possession of alcoholic beverages to produce certain identification upon request of a law enforcement officer; prohibiting certain persons from possessing false identification; providing a penalty; providing an effective date.

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

By Senator Dudley—

SB 2416—A bill to be entitled An act relating to Lee County; prohibiting the taking of saltwater fish, except by hook and line or handheld cast net or with no more than five blue-crab traps, within any manmade saltwater canal located within the Palmetto Point Subdivision, Units 1 and 2, Lee County; providing a penalty; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Grizzle—

SB 2418—A bill to be entitled An act relating to Pinellas County; enacting the Pinellas County Environmental Enforcement Act; providing legislative intent; providing definitions; empowering the Board of County Commissioners of Pinellas County to institute a civil action to establish liability and to recover damages for any air, soil, or water pollution, including noise pollution, or for any degradation, alteration, or elimination of or to the air, water, soil, natural resource, or animal or plant life of Pinellas County caused by any violation of the ordinances, rules, and regulations adopted by the board and to impose and recover a civil penalty in an amount of not more than \$5,000 for each offense; providing for liability to Pinellas County for such damages and reasonable costs and expenses incurred in investigating the source of the pollution or damage, in restoring the air, water, or animal or plant communities to their former condition, and in enforcing the act; providing for joint and several liability; providing for the creation, maintenance, sources of moneys, and uses of the Pinellas County Pollution Recovery Fund; providing for inspection of property, premises, or places under certain circumstances and conditions; authorizing the board to issue emergency orders for immediate cessation of operations under certain circumstances; providing that it is unlawful to fail or refuse to comply with such an order; providing for construction of the act; prescribing applicability of the act; 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 Grizzle—

SB 2420—A bill to be entitled An act relating to St. Petersburg Junior College; authorizing the district board of trustees of the college to establish and operate a model college incorporating the principles of certain international systems of education; requiring certain evaluations and reports; providing for expiration of the act; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Bruner—

SB 2422—A bill to be entitled An act relating to presidential preference primary elections; amending s. 103.101, F.S.; providing that the state presidential preference primary election be held at the same time as that of the earliest primary by another state; providing for rules; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Malchon—

SB 2424—A bill to be entitled An act relating to public nuisances; amending s. 893.138, F.S.; including alcohol abuse and loud noise pollution in a provision of law permitting local administrative action to abate a public nuisance; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator McPherson—

SB 2426—A bill to be entitled An act relating to lost or abandoned property; amending ss. 705.103, 705.104, F.S.; revising the period of time during which lost or abandoned property must be held by a law enforcement agency and notice of such property published; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator McPherson—

SB 2428—A bill to be entitled An act relating to insurance; amending s. 627.6515, F.S.; requiring certain out-of-state group policies to offer certain optional coverages; providing an effective date.

—was referred to the Committee on Insurance.

By Senator Malchon—

SB 2430—A bill to be entitled An act relating to summary procedure; amending s. 51.011, F.S.; providing for discovery and admissions; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Crenshaw—

SB 2432—A bill to be entitled An act relating to jurors; amending s. 40.013, F.S.; providing for juror qualifications; eliminating certain exemptions; amending s. 40.23, F.S.; providing for venires capable of accommodating a 1-day, one-trial jury system; providing for postponement of service; providing for a strict enforcement of the juror summons; amending s. 40.24, F.S.; providing for a compensation and reimbursement policy; providing for employers to compensate employees summoned for jury duty; providing exceptions for hardship of employers or those self-employed; providing for compensation of unemployed jurors; providing for juror compensation; amending s. 40.41, F.S.; providing that petit jurors shall serve for 1 day or the completion of one trial whichever is longer; providing for studies, research, and new procedures to be developed by the Supreme Court; providing an effective date.

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

By Senator McPherson—

SB 2434—A bill to be entitled An act relating to traffic control; amending s. 316.183, F.S.; lowering the maximum speed in residence districts; providing an effective date.

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

By Senator Malchon—

SB 2436—A bill to be entitled An act relating to transportation; creating part III of chapter 343, F.S., consisting of ss. 343.71-343.77, F.S.; creating the "Tampa Bay Commuter Rail Authority Act"; providing definitions; creating the Tampa Bay Commuter Rail Authority; providing for membership; establishing terms of members; providing for filling vacancies; providing powers and duties of the authority; providing for interagency cooperation and contracts; requiring authority to comply with equal opportunity hiring practices; providing for public and private funding; authorizing issuance of revenue bonds; directing that bonds are not debts or pledges of credit of the state; providing for pledge to bondholders; amending s. 341.325, F.S.; providing for feasibility and planning studies for high-speed rail facilities and for most promising corridors; providing an effective date.

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

By Senator Malchon—

SB 2438—A bill to be entitled An act relating to electrical contracting; amending s. 489.537, F.S.; providing for a registered electrical contractor to perform alarm system contracting in specified circumstances; providing an effective date.

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

By Senator Deratany—

SB 2440—A bill to be entitled An act relating to local governments; requiring voter approval if more than a specified amount of bonds are required to finance the lease-purchase of property by a local government; providing that certain construction contracts requiring the issuing of bonds be awarded by competitive bid; providing an effective date.

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

By Senator Bruner—

SB 2442—A bill to be entitled An act relating to licensing standards for child care personnel; amending s. 402.305, F.S.; requiring such personnel to complete and be certified in certain classes pertaining to cardiopulmonary resuscitation of infants and children or pediatric basic life support, by a specified deadline; providing an effective date.

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

By Senator Bruner—

SB 2444—A bill to be entitled An act relating to college athletics; prohibiting certain athletic associations, colleges, and universities from imposing penalties for violation of collegiate athletic association rules without affording due process; prohibiting certain threats and impositions of penalties; providing for civil liability and for costs and attorney's fees; providing for cumulative remedies; providing an effective date.

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

By Senator Malchon—

SB 2446—A bill to be entitled An act relating to tax on cigarettes; amending s. 210.01, F.S.; providing definitions; amending s. 210.04 and creating s. 210.045, F.S.; exempting sales by retail Indian dealers to Indians on reservation lands; providing for monthly reports of exempt sales by retail Indian dealers; reenacting s. 210.30(5), F.S., relating to exemptions from the tax on tobacco products, to incorporate said exemption in a reference; repealing s. 210.05(5), F.S., which authorizes sale of untaxed cigarettes to Seminole Indians for retail sale; providing an effective date.

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

By Senator Souto—

SB 2448—A bill to be entitled An act relating to bail; creating s. 903.041, F.S.; imposing a surcharge on monetary bail for persons charged with violations of ch. 893, F.S.; creating the Prison Construction Supplementary Trust Fund; specifying uses of moneys in the trust fund; provid-

ing for deposit of the surcharges in the trust fund; providing an effective date.

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

By Senator Souto—

SB 2450—A bill to be entitled An act relating to farm labor registration; amending s. 450.29, F.S.; providing additional persons who are excluded from farm labor registration provisions; amending s. 450.30, F.S.; requiring the Division of Labor, Employment, and Training of the Department of Labor and Employment Security to provide a program of education and examination for applicants for a farm labor contractor certificate of registration; requiring an education and examination fee; amending ss. 450.31 and 450.32, F.S.; revising provisions relating to issuance, revocation, and suspension of, and refusal to issue or renew, certificates of registration; increasing the application fee; amending s. 450.33, F.S.; specifying additional duty of farm labor contractors; amending s. 450.38, F.S.; revising penalty provisions; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Souto—

SB 2452—A bill to be entitled An act relating to traffic control; amending s. 316.061, F.S.; increasing the maximum fine for leaving the scene of an accident involving damage to vehicles or property; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Souto—

SB 2454—A bill to be entitled An act relating to controlled substances; amending s. 893.13, F.S.; providing that persons operating or in charge of facilities in which controlled substances are unlawfully manufactured shall be sentenced to a mandatory term of 15 years and a fine of \$500,000 for a first conviction and life imprisonment for a second conviction; providing an effective date.

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

By Senator Souto—

SB 2456—A bill to be entitled An act relating to parking; amending s. 316.1964, F.S.; including parking lots and parking garages in a list of areas where no state agency, county, municipality, or any agency thereof shall exact any fee for parking from the driver of a vehicle which displays a parking permit for the handicapped, or a license plate issued to a disabled veteran or a veteran confined to a wheelchair; providing an effective date.

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

By Senator Malchon—

SB 2458—A bill to be entitled An act relating to nursing homes and related health care facilities; creating the position of Advocate for Nursing Home and Long-Term Care Facility Residents under the Commission on Aging; providing for authority of such advocate; providing an effective date.

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

By Senator Malchon—

SB 2460—A bill to be entitled An act relating to education; amending s. 228.195, F.S.; requiring the development of nutrition rules and standards for school lunches and breakfasts; providing for assistance to school districts; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Woodson-Howard—

SB 2462—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; providing that the Department of Transportation be headed by the Commissioner of Transportation, an elected Cabinet officer; revising nomenclature with respect to personnel of the department to consist with this change; deleting provisions relating to the Florida Transportation Commission to conform with this reorganization;

amending ss. 95.361, 110.205, 260.0161, 288.063, 316.515, 316.545, 332.008, 334.14, 335.04, 335.091, 335.092, 335.189, 336.045, 337.11, 337.18, 337.185, 337.26, 337.27, 339.0805, 339.135, 339.155, 339.175, 339.2405, 339.406, 339.407, 339.408, 341.302, 341.344, 343.53, 348.221, 348.52, 348.753, 348.756, 348.967, 349.03, 349.05, 349.06, 380.061, 380.31, 403.4131, 427.012, F.S., to revise references and delete provisions in order to conform those sections to this reorganization; conforming cross-references to renumbering by this act; providing an effective date, contingent on approval of a constitutional amendment.

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

By Senator Langley—

SJR 2464—A joint resolution proposing an amendment to Article VII of the State Constitution, relating to finance and taxation, to authorize a sales tax to be used only to supplement funding for the construction, maintenance, and operation of state and local correctional facilities and for the operation of the offices of the state attorneys and public defenders.

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

By Senator Jennings—

SB 2466—A bill to be entitled An act relating to the Department of Transportation; amending s. 20.23, F.S.; redesignating the Assistant Secretary for Planning and Engineering as the Assistant Secretary for Transportation Policy; revising division level offices within the department; revising duties and classification of the Assistant Secretary for Finance and Administration; providing for the appointment of a chief internal auditor; providing duties and responsibilities; creating an Office of the Comptroller at the division level; providing qualification requirements; providing for the comptroller to be the chief financial officer of the department; revising duties of the State Transportation Planner; redesignating the State Transportation Engineer as the State Highway Engineer; providing for the appointment of a State Public Transportation Administrator; providing for the Office of the Florida Turnpike to function as a district office; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Langley—

SB 2468—A bill to be entitled An act relating to limited partnerships; amending s. 620.102, F.S.; providing a definition; amending s. 620.103, F.S.; specifying requirements for the name of a limited partnership; amending s. 620.104, F.S.; providing that a reservation of a name of a limited partnership may not be renewed; creating s. 620.1051, F.S.; providing requirements for change of registered office or registered agent or change of address; amending s. 620.114, F.S.; providing for execution of required certificates or statements; amending s. 620.116, F.S.; providing that only one copy of certain certificates need be filed; amending s. 620.168, F.S.; limiting the names that may be used by foreign limited partnerships; amending s. 620.169, F.S.; providing for registration of foreign limited partnerships; amending s. 620.172, F.S.; deleting references to certificates of registration for foreign limited partnerships; deleting references to multiple copies; providing that an endorsed application constitutes proof of a certificate of authority to transact business; amending s. 620.177, F.S.; providing that an annual report is an application for renewal of certificate of authority; specifying expiration dates of certificates of authority; providing for proof of compliance with time requirements; amending s. 620.178, F.S.; providing additional circumstances for revocation of authority of a limited partnership to transact business in the state; providing for filing of an annual report as an application for reinstatement; creating s. 620.1835, F.S.; authorizing the Department of State to propound interrogatories to a limited partnership; providing general powers of the Department of State; reenacting ss. 620.115 and 620.179(2), F.S., to incorporate amendments made by the act in references to ss. 620.114 and 620.178, F.S.; repealing s. 620.109(2)(a)5., F.S., relating to change of address of the office or the name or address of the agent; providing an effective date.

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

By Senator Diaz-Balart—

SB 2470—A bill to be entitled An act relating to weapons and firearms; amending s. 790.065, F.S.; specifying duties of the Department of Law Enforcement in conducting record checks of potential buyers or transferees of firearms; providing for nonapproval effective upon disposition of a criminal arrest or charge; expanding authority of the department to retain records; removing a limitation on the retention period; prohibiting a person from acquiring a firearm for the use of a person prohibited from possessing or receiving a firearm; providing penalties; exempting transactions related to official law enforcement purposes from provisions relating to sale or delivery of firearms; amending s. 790.06, F.S.; requiring concealed weapons licenses to contain color photographs of licensees; requiring submission of a specified color photograph with the application for such license; providing for expiration; amending ch. 89-191, Laws of Florida; specifying use of funds remaining after satisfying the purposes of an appropriation; providing an effective date.

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

By Senator Bankhead—

SB 2472—A bill to be entitled An act relating to vehicles; repealing s. 319.36, F.S., relating to transportation of vehicles to destinations outside the United States; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Woodson-Howard—

SB 2474—A bill to be entitled An act relating to local option taxes; amending ss. 212.62, 336.025, F.S.; providing for local administration of the taxes imposed on motor fuel and special fuel pursuant to said sections; requiring an ordinance be adopted as a prerequisite to such local administration; prescribing the contents of the ordinance; providing requirements for auditing and enforcing the local collection and administration of such taxes; providing an effective date.

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

SR 2476 was introduced out of order and adopted April 12.

By Senator Jennings—

SB 2478—A bill to be entitled An act relating to magnetic levitation; amending s. 341.404, F.S.; prohibiting projects under the Magnetic Levitation Demonstration Project Act from requesting or using public funds that require a specific appropriation from the Legislature; amending s. 341.405, F.S.; providing conforming language; amending s. 341.412, F.S.; including transit stations for eminent domain purposes under the act; amending s. 341.421, F.S.; revising language with respect to the authority of local governments to assess fees; providing an effective date.

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

By Senator Langley—

SB 2480—A bill to be entitled An act relating to civil actions; amending s. 57.105, F.S.; providing circumstances for award of prejudgment interest to the plaintiff in civil actions; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

SR 2482 was introduced out of order and adopted April 12.

By Senator Beard—

SB 2484—A bill to be entitled An act relating to crime prevention; amending s. 896.101, F.S.; prohibiting conducting or attempting to conduct a financial transaction involving property represented by a law enforcement officer to be the proceeds of, or to be used for, certain unlawful activity; amending s. 895.02, F.S.; redefining the term "racketeering activity" to include offenses related to financial transactions and witness tampering; providing penalties; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Brown—

SB 2486—A bill to be entitled An act relating to lobbyists; amending s. 112.3215, F.S.; providing for registration of principals; providing for the

effective date of a registration; increasing the registration fee; providing for semiannual reports; providing for receipt and disposition of complaints; providing investigation procedures; authorizing positions; providing appropriations; providing effective dates.

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

By the Committee on Regulated Industries—

SB 2488—A bill to be entitled An act relating to lodging and food service establishments; amending s. 20.19, F.S.; requiring the Deputy Secretary for Health of the Department of Health and Rehabilitative Services to establish an Office of Restaurant Programs; providing for supervision and the authority of such office; providing duties of the office; providing for the appointment of district restaurant programs supervisors; providing for authority of such supervisors; requiring the Office of Restaurant Programs to adopt procedures for the emergency closure of food service establishments which pose a threat to public health; amending s. 509.013, F.S.; revising definitions; defining the term “temporary food service event”; amending s. 509.032, F.S.; revising duties of the Division of Hotels and Restaurants of the Department of Business Regulation regarding inspections of licensed establishments; authorizing the division to enter into contracts for purposes of performing such inspections; revising inspection requirements of the Department of Health and Rehabilitative Services; requiring the department to inspect public lodging establishments under certain circumstances; requiring local county health units to be notified of temporary food service events; amending s. 509.034, F.S.; revising application of ch. 509, F.S.; creating s. 509.035, F.S.; providing for the Department of Health and Rehabilitative Services to close licensed establishments due to threats to public health; providing procedures; requiring the Division of Hotels and Restaurants to adopt rules for emergency closure of licensed establishments; amending ss. 509.072, 509.091, 509.092, F.S.; providing technical corrections; amending s. 509.101, F.S.; requiring operators of licensed establishments to make certain information available to the public; amending ss. 509.111, 509.141, 509.142, F.S.; providing technical corrections; authorizing operators to eject or refuse service to persons in violation of certain controlled substance laws; providing for the withholding of a portion of advance payments under certain circumstances; amending s. 509.143, F.S.; providing for the detention and arrest of disorderly persons on the premises of food service establishments; amending s. 509.151, F.S.; revising certain penalties; amending s. 509.162, F.S.; providing for the detention and arrest of persons committing theft in licensed establishments; providing penalties; amending s. 509.191, F.S.; clarifying provisions relating to unclaimed property; amending ss. 509.201, 509.2015, F.S.; revising requirements relating to advertisements and notice of rates and surcharges for public lodging establishments; amending s. 509.211, F.S.; providing for notification of the State Fire Marshal of certain violations; deleting certain penalties relating to violations of certain safety regulations; amending ss. 509.214, 509.215, F.S.; providing technical corrections; deleting references to time-share units in requirements relating to firesafety for public lodging establishments; authorizing the State Historic Preservation Officer to make certain determinations relating to exceptions from firesafety rules for historic hotel structures; amending s. 509.221, F.S.; revising certain sanitary regulations for licensed establishments; amending s. 509.232, F.S.; requiring schools to notify county health units of certain events which include the sale and preparation of food and beverages; amending ss. 509.241, 509.242, 509.251, 509.261, 509.271, 509.281, F.S.; revising licensing requirements for public lodging and food service establishments; revising the classifications for public lodging establishments; increasing the maximum license fee for food service establishments; providing for license fees to include fees collected to fund the Hospitality Education Program; authorizing the division to impose additional fines and penalties; requiring the division to post closed-for-operation signs at establishments where the license has been suspended or revoked; creating s. 509.285, F.S.; requiring certain county and municipal officials to assist the division in enforcing ch. 509, F.S.; amending s. 509.291, F.S.; revising the membership of the advisory council to the division; providing for meetings of the council; amending s. 509.292, F.S.; revising certain prohibitions relating to the misrepresentation of food and food products; amending s. 509.302, F.S.; revising duties of the director of education for the lodging and food service industry; amending ss. 509.401, 509.402, 509.403, 509.404, 509.405, 509.406, 509.407, 509.409, 509.411, 509.412, 509.413, 509.414, 509.415, 509.416, 509.417, F.S.; revising provisions relating to an operator’s right to lock a guest out of a rental unit and recover the premises; revising provisions authorizing writs of distress, writs of possession, and the sale of distrained property; providing technical cor-

rections; repealing s. 509.303, F.S., relating to the enforcement of certain firesafety regulations; repealing s. 509.410, F.S., relating to writs of execution on certain property; reviving and readopting provisions of ch. 509, F.S., notwithstanding repeals scheduled under the Regulatory Sunset Act; providing for future legislative review and repeal of such provisions; creating s. 721.24, F.S.; providing requirements for fire protection for specified real estate time-share accommodations; requiring the Division of State Fire Marshal of the Department of Insurance to prescribe certain firesafety standards; providing an effective date.

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

By Senator Davis—

SB 2490—A bill to be entitled An act relating to the Hillsborough County Hospital Authority; amending ss. 2, 9, chapter 80-510, Laws of Florida, as amended; adding two members appointed by the Governor to the board of trustees of the authority; providing for filling vacancies on the board; prescribing a quorum; prescribing powers of Board of County Commissioners of Hillsborough County with respect to the authority’s budget; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

SB 2492 was introduced out of order and referenced April 12.

By Senator Peterson—

SB 2494—A bill to be entitled An act relating to child abuse and neglect; amending s. 415.503, F.S.; providing definitions; providing for classification of confirmed reports of abuse or neglect by degrees; amending s. 415.504, F.S.; limiting the circumstances under which the abuse registry and tracking system may accept anonymous reports; providing for tracing and recording of telephone reports; extending the time for commencement of an investigation; specifying content of notice to alleged perpetrator; shortening the time under which the Department of Health and Rehabilitative Services may amend or expunge a proposed confirmed report without a hearing; providing circumstances under which a proposed confirmed report is reclassified as a confirmed report; removing a limit on the right to challenge the classification system of the department; requiring hearing officers to render recommended orders within a specified period; amending s. 415.505, F.S.; providing for immediate commencement of investigations in certain institutional child abuse cases; specifying information to be provided to subjects of child abuse investigations; requiring the Department of Health and Rehabilitative Services and the Department of Education to develop a protocol for investigations; specifying powers and duties of district school boards with respect to certain investigations; amending s. 415.51, F.S.; providing for release of certain records involving the death of a child as a result of abuse or neglect; amending s. 415.513, F.S.; requiring state attorneys to establish procedures to encourage the prosecution of offenses relating to failure to report abuse or neglect; amending s. 231.02, F.S.; requiring district school board instructional personnel and certain noninstructional personnel to meet specified screening requirements; creating s. 231.025, F.S.; requiring district school boards to require employees and applicants to undergo screening for specified offenses; providing for rejection of applications and termination of employment; authorizing exemptions; prohibiting failure to disclose certain material facts; prohibiting certain use of record information; providing penalties; providing for confidentiality; providing for future review and repeal; creating s. 229.8076, F.S.; authorizing private schools to participate in the screening program under s. 231.025, F.S.; providing an effective date.

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

By Senator Dudley—

SB 2496—A bill to be entitled An act relating to condominiums; amending s. 718.103, F.S.; redefining the terms “association property” and “unit owner”; amending s. 718.104, F.S.; providing requirements for land surveys; amending s. 718.105, F.S.; authorizing the clerk of court to hold moneys deposited by a developer and pay out such moneys under certain circumstances; providing for depositing unclaimed moneys into the Division of Florida Land Sales, Condominiums, and Mobile Homes Trust Fund; amending s. 718.110, F.S., relating to acquisition of property and material alterations or additions to property; revising language with respect to amendments to the declaration; providing reference to record-

ing; amending s. 718.111, F.S.; revising language with respect to the association; providing that the association must be a Florida corporation; providing that directors may not vote by proxy at board meetings; providing that chapter 718 is not intended to limit or restrict the power of condominium associations except as expressly provided; revising language with respect to class action; providing that the power to acquire personal property shall be exercised by the board of administration; providing that there shall be no limitation on the right of the board to purchase units at a foreclosure sale; revising language with respect to easements; amending s. 718.112, F.S.; revising language with respect to bylaws; providing that condominiums may provide in the bylaws for a lower number than a majority to establish a quorum; providing that the association may require a security deposit from prospective lessees; providing that associations operating an aggregate of more than 50 units must bond persons who control or disburse association funds; amending s. 718.113, F.S.; providing that the declaration may include reference that the association provide certain maintenance for the condominium; providing limitations upon improvements of association property; amending s. 718.115, F.S.; revising language with respect to common expenses and common surplus; providing for inclusion of certain television services; amending s. 718.116, F.S.; deleting certain language relating to notice of foreclosure where the association cannot locate the unit owner; providing for expenses of a receiver; amending s. 718.202, F.S.; providing that there shall be no requirement of any filing with the Division of Florida Land Sales, Condominiums, and Mobile Homes in the case of condominiums other than residential condominiums; amending s. 718.303, F.S.; revising language with respect to waiver of any rights under chapter 718; amending s. 718.401, F.S.; providing that arbitration pursuant to an option to buy commonly used facilities may be conducted pursuant to chapter 44 or chapter 682; amending s. 718.403, F.S.; revising notice requirements with respect to a decision not to add to a phase condominium; amending s. 718.504, F.S., relating to the prospectus or offering circular; requiring certain descriptions; amending s. 718.618, F.S.; modifying voting interests language relating to convertor reserve accounts; amending s. 617.017, F.S.; modifying language relating to procedures to amend the articles of incorporation; amending s. 617.041, F.S.; deleting language excluding provisions relating to quorum and voting requirements of corporations with respect to condominium associations; repealing s. 718.201, F.S., relating to taxes and the bond for payment of liability during construction; providing an effective date.

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

By the Committee on Education—

SB 2498—A bill to be entitled An act relating to information systems of the Department of Education; repealing s. 282.502, F.S., relating to the Risk Assessment Information System Coordinating Council of the Department of Education; providing an effective date.

—was referred to the Committees on Education and Appropriations.

FIRST READING OF COMMITTEE SUBSTITUTES

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

CS for SB 26—A bill to be entitled An act relating to public officers and employees; amending s. 112.312, F.S.; redefining the term “gift” and defining the term “relative”; amending s. 112.313, F.S.; prohibiting public officers and employees and candidates for office from soliciting or accepting certain gifts; providing penalties; amending s. 112.3145, F.S.; deleting requirement for disclosure of gifts; repealing s. 112.3148, F.S., relating to disclosure of contributions received by public officers; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Girardeau—

CS for SB 60—A bill to be entitled An act relating to drivers' licenses; amending s. 322.271, F.S.; providing additional requirements under which the Department of Highway Safety and Motor Vehicles may reinstate, for business or employment purposes, a driver's license that has been revoked under specified circumstances; providing requirements under which the department may reinstate, for employment purposes, a driver's license that has been permanently revoked; providing requirements for retaining such license; conforming language; providing an effective date.

By the Committee on Commerce and Senator Weinstein—

CS for SB 260—A bill to be entitled An act relating to personal property; creating ss. 680.1011-680.532, F.S.; prescribing the law governing transactions involving the leasing of personal property; providing a short title for the act; providing for application of the act; providing definitions of terms used therein; providing for application of other statutes to leases of personal property; providing for territorial application of the act to goods covered by a certificate of title; limiting the power of parties to consumer leases to choose applicable law and judicial forum; providing for waiver or renunciation of claim or right after default; providing for findings of unconscionability by the court; providing for effect of options to accelerate at will; providing for formation and construction of such a lease contract; prescribing a statute of frauds; providing for admissibility of parol or extrinsic evidence; providing for irrevocability of firm offers for specified periods; providing that seals are inoperative; providing for modification, rescission, and waiver of lease contracts; providing for offer and acceptance; providing for course of performance; providing a lessee under a finance lease as beneficiary of supply contract; providing for express and implied warranties; providing for third-party beneficiaries of warranties; providing for identification of goods to the contract; providing for insurance; providing for risk of loss; providing for effect and enforceability of such a lease contract; providing for effect of separation of ownership and possession of the goods; providing for alienability of party's interest under lease contract or of lessor's residual interest in the goods; providing for subsequent lease of goods by lessor; providing for sale or sublease of goods by the lessee; specifying priority of various types of lien; providing special rights of creditors; specifying parties' rights when goods become fixtures or accessions; providing for performance of the lease contract; providing for demand for adequate assurance of performance in cases of insecurity; providing for repudiation and for retraction of repudiation; providing for substituted performance and excused performance; providing for irrevocable promises in finance leases; providing for determination of default by either party; providing procedure; prescribing a statute of limitation for an action for default, including breach of warranty or indemnity; prescribing rights and remedies for default by either party; providing for damages; providing standing to sue third parties for injuries to the goods; providing for lessor recovery for loss of residual interest; amending s. 671.101, F.S.; revising the short title of the Uniform Commercial Code to include this act; amending s. 671.105, F.S.; providing for territorial application of the act and the parties' powers to choose applicable law; amending s. 671.201, F.S.; revising the definition of “security interest” under the Uniform Commercial Code to conform to this act; amending s. 679.113, F.S.; providing for the application of chapter 679, F.S., relating to secured transactions, to security interests arising under leases of personal property; transferring, renumbering, and amending ss. 680.101, 680.104, 680.108, 680.109, 680.11, 680.111, F.S., relating to laws not repealed by the Uniform Commercial Code and transition provisions applicable with respect to changes enacted by ch. 79-398, Laws of Florida, to conform to the changes made by this act; repealing s. 680.103, F.S., to delete a general repealer that has had its operative effect; repealing s. 680.105, F.S., to delete a severability clause that is redundant with s. 671.108, F.S., and not needed; providing that this act does not apply to leases entered into before the effective date of this act, except by specific agreement; creating s. 319.271, F.S.; providing for a terminal rent adjustment clause; providing for applicability; providing an effective date.

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

CS for SB 352—A bill to be entitled An act relating to campaign financing; amending ss. 106.04, 106.07, F.S., which require the filing of specified reports by committees of continuous existence and campaign treasurers; providing requirements for determining the number of late days for the purpose of assessing fines for late reports; providing an effective date.

By the Committee on Insurance—

CS for SB 396—A bill to be entitled An act relating to workers' compensation; amending s. 440.13, F.S.; providing for review of available recommendations from the oversight board; abolishing the advisory committee created to aid and assist the three-member panel that annually determines schedules of maximum reimbursement allowances for medically necessary remedial treatment, care, and attendance; amending s. 440.44, F.S.; providing authority for the oversight board to make recommendations; providing an effective date.

By the Committee on Higher Education and Senator Kirkpatrick—

CS for SB 430—A bill to be entitled An act relating to postsecondary education; amending s. 250.10, F.S.; providing that the Adjutant General and representatives of the Board of Regents, State Board of Community Colleges, and State Board of Education shall develop a program for waiver of tuition and fees for certain members of the Florida National Guard; providing requirements; amending s. 240.235, F.S.; requiring the Board of Regents to provide tuition and fee waivers; amending s. 240.35, F.S.; requiring the State Board of Community Colleges to provide tuition and fee waivers; amending s. 240.355, F.S.; requiring the State Board of Education to adopt rules; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Langley—

CS for SB 560—A bill to be entitled An act relating to drug abuse; amending s. 893.13, F.S.; providing additional penalties for certain drug offenses; amending s. 893.135, F.S.; providing additional penalties for trafficking in drugs; providing an effective date one year from the effective date of a proposed amendment to the State Constitution.

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

CS for SB 596—A bill to be entitled An act relating to elections; amending s. 106.021, F.S.; prohibiting candidates from using campaign funds collected for one candidacy in a candidacy for a different office; providing an effective date.

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

CS for SB 598—A bill to be entitled An act relating to ethics in government; amending s. 112.313, F.S.; prohibiting certain employment or contractual relationships; providing for nonapplicability to certain employment or contractual relationships; providing an effective date.

By the Committee on Higher Education and Senator Margolis—

CS for SB 786—A bill to be entitled An act relating to osteopathy; amending s. 459.0077, F.S.; revising requirements for an osteopathic faculty certificate; revising the automatic expiration date; amending s. 459.013, F.S.; conforming language; amending s. 459.015, F.S.; modifying grounds for disciplinary actions; amending s. 459.021, F.S.; modifying procedures for registration of hospital residents and interns; providing for rules; providing an effective date.

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

CS for SB 872—A bill to be entitled An act relating to elections; amending s. 101.6102, F.S.; providing that mail ballot elections may be used in special districts; removing the prohibition against the use of mail ballots for a referendum to approve the levy of taxes or the issuance of bonds; providing an effective date.

By the Committee on Higher Education and Senator Gordon—

CS for SB 952—A bill to be entitled An act relating to postsecondary education; creating s. 240.4076, F.S.; establishing the assistant state attorneys and public defenders student loan forgiveness program; providing for repayment of student loans by the Justice Administrative Commission on behalf of persons employed as assistant state attorneys or assistant public defenders; prescribing limits and exceptions; providing for adoption of rules; providing an effective date.

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

CS for SB 966—A bill to be entitled An act relating to the correctional system; amending s. 20.315, F.S.; providing for a youth corrections program to be developed, administered, and operated by the Youth Offender Program Office of the Department of Corrections; amending s. 39.02, F.S.; authorizing youth corrections program placement for a child transferred for adult prosecution, and reenacting s. 39.04(3)(e)3., F.S., relating to intake, to incorporate said amendment in a reference thereto; creating part II of chapter 958, F.S., the "Youth Corrections Program"; providing a short title; providing legislative intent; providing definitions; establishing the youth corrections program and providing criteria for youth corrections offenders; providing for judicial disposition; providing for progress reports, early release, and release plans; providing for placement, transporting, reception, classification, and transfer; providing conditions of placement, including rules of conduct, educational requirements, and participation in treatment, work, training, and other rehabilitative programs; authorizing grants of leaves of absence; prohibit-

ing gain-time; prohibiting specified early release programs; providing components of the youth corrections program and authorizing the department to contract therefor; providing for employees of the program and requiring a training program for such employees; providing rulemaking authority; providing criminal penalties for escape from a program facility; providing for siting and constructing program facilities and providing requirements for facilities; providing for a pilot program within the Department of Corrections; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Stuart—

CS for SB 1018—A bill to be entitled An act relating to obstruction of justice; amending s. 843.16, F.S.; exempting newspapers and news publications and certain alarm system contractors from provisions relating to installation of radios set to assigned law enforcement frequencies; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Stuart—

CS for SB 1290—A bill to be entitled An act relating to law enforcement and correctional officers; amending s. 112.533, F.S.; providing for confidentiality of complaints filed against officers until the investigation ceases to be active or the officer is notified that the investigation is concluded; reducing the time period for presumed inactivity of an investigation; revising the penalty for unlawful disclosure to apply to willful disclosure before the complaint becomes a public record; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Girardeau—

CS for SB 1378—A bill to be entitled An act relating to weapons and firearms; amending s. 790.001, F.S.; amending the definition of "destructive device," and reenacting ss. 775.087(2)(a) and 790.145(1), F.S., relating to mandatory minimum sentencing and possession of weapons in pharmacies, to incorporate said amendment in references thereto; amending s. 790.161, F.S.; revising penalty provisions relating to destructive devices and adding as an element of the offense that it be willful and unlawful; amending ss. 790.1615 and 790.162, F.S., to conform; amending s. 790.165, F.S.; revising the definition of "hoax bomb" and excepting security personnel from certain penalty provisions; creating s. 790.1612, F.S.; providing authorization for certain governmental manufacture, possession, and use of destructive devices; providing an effective date.

By the Committee on Insurance—

CS for SB 1440—A bill to be entitled An act relating to bail bond regulation; amending s. 648.25, F.S.; revising definitions; amending ss. 648.26, 648.265, 648.266, F.S.; deleting obsolete provisions; amending s. 648.27, F.S.; revising requirements relating to the licensure and appointment of managing general agents, bail bondsmen, and runners; amending s. 648.29, F.S.; providing requirements for build-up funds posted by bail bondsmen or managing general agents; creating s. 648.295, F.S.; providing reporting and accounting requirements for licensees; amending s. 648.30, F.S.; providing for appointment of bail bondsmen and runners; amending s. 648.31, F.S.; providing appointment taxes and fees; amending s. 648.315, F.S.; providing requirements for reapplication for licensure; amending s. 648.33, F.S.; deleting provisions requiring the Department of Insurance to notify the Bail Bond Regulatory Board of bail bond rate filings; amending ss. 648.34, 648.35, F.S.; revising requirements for application for licensure as a bail bondsman; amending ss. 648.36, 648.365, F.S.; clarifying certain reporting requirements; amending s. 648.37, F.S.; providing requirements for licensure as a runner; amending s. 648.38, F.S.; revising examination requirements for licensure as a bail bondsman; creating s. 648.381, F.S.; providing reexamination requirements; creating s. 648.382, F.S.; providing requirements for the appointment of bail bondsmen and runners; creating s. 648.383, F.S.; providing for renewal of such appointments; creating s. 648.384, F.S.; providing for the expiration of appointment as a bail bondsman or runner; amending s. 648.388, F.S.; conforming terminology; amending s. 648.39, F.S.; providing for termination of appointment; amending s. 648.40, F.S.; requiring licensed professional bondsmen to apply for appointment; amending s. 648.41, F.S.; providing for termination of appointment as a runner; amending s. 648.42, F.S.; revising registration requirements of bail bondsmen with sheriffs and court clerks; amending s. 648.421, F.S.; providing requirements for notice of change of address or telephone number; amending s. 648.43, F.S.; conforming language; amending s. 648.44, F.S.; providing additional prohibitions for bail bondsmen and runners; amending s. 648.441, F.S.; clarifying provisions prohibiting furnishing supplies to unlicensed bail bondsmen; amending s. 648.442, F.S.; providing requirements for collateral security received by bail bondsmen; amending s. 648.4425, F.S.;

revising certain notice requirements; amending s. 648.45, F.S.; providing additional circumstances under which the department may suspend a license or appointment; amending s. 648.46, F.S.; providing for disciplinary actions under ch. 120, F.S.; authorizing the board to review disciplinary actions taken by the department; amending s. 648.48, F.S.; deleting obsolete provisions; amending ss. 648.49, 648.50, F.S.; increasing the period of time during which a license may be suspended or revoked; providing for the suspension or revocation of an appointment; providing a penalty; amending s. 648.51, F.S.; deleting obsolete provisions; amending s. 648.52, F.S.; authorizing the department to issue fines in lieu of a suspension or revocation of an appointment; amending s. 648.53, F.S.; providing for probation in addition to other fines and penalties; amending s. 648.55, F.S.; providing requirements for the appointment of bail bondsmen; amending s. 648.57, F.S.; providing penalties; amending s. 648.571, F.S.; authorizing certain expenses to be deducted from the collateral held as security for a bond; creating s. 648.58, F.S.; providing for injunctions and restraining orders; amending s. 624.01, F.S.; providing that ch. 648, F.S., is part of the Insurance Code; repealing s. 648.32, F.S., relating to initial licensure under the chapter; repealing s. 648.573, F.S., relating to the continuation of certain forms; reviving and readopting ch. 648, F.S., notwithstanding repeals scheduled under the Regulatory Sunset Act; providing for future legislative review and repeal of such chapter; providing an effective date.

By the Committee on Commerce and Senator Bruner—

CS for SB 1488—A bill to be entitled An act relating to emergency management; creating s. 252.365, F.S.; prohibiting the sale of supplies, services, provisions, or equipment during states of emergency at excessive prices; directing the Department of Agriculture and Consumer Services to investigate complaints; authorizing a state attorney to issue subpoenas and initiate proceedings; providing a penalty; providing an effective date.

By the Committee on Higher Education and Senators Grant, Kiser, Weinstock, Brown, Beard, Davis, Malchon, Margolis, Peterson, Diaz-Balart, Johnson, Meek, Crenshaw and Walker—

CS for SB 1498—A bill to be entitled An act relating to postsecondary education programs and institutions; amending s. 240.512, F.S., relating to the H. Lee Moffitt Cancer Center and Research Institute; providing for a board of directors of the not-for-profit corporation; providing for the utilization of hospital facilities and personnel by accredited medical schools and research institutes; providing for a cancer center director and duties thereof; providing for a council of scientific advisors; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Bankhead—

CS for SB 1512—A bill to be entitled An act relating to uniform traffic control; amending s. 316.193, F.S.; requiring the impoundment or immobilization of the vehicle, under specified circumstances, upon a second or subsequent conviction of driving while under the influence within a specific period of time; providing an effective date.

By the Committee on Community Affairs and Senator Grizzle—

CS for SB 1820—A bill to be entitled An act relating to county government; amending s. 125.69, F.S.; providing that a fine exceeding \$500 but not exceeding \$2,000 per day may be imposed for violation of a county ordinance when necessary to carry out a federally mandated program; providing an effective date.

Motion to Introduce Bill

Senator Meek moved that the rules be waived and the following bill be introduced notwithstanding the fact that the final day had passed for introduction of bills:

A bill to be entitled An act relating to fair housing

The motion and the bill were referred to the Committee on Rules and Calendar.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Margolis, by two-thirds vote SB 98 and CS for SB 790 were withdrawn from the Committee on Appropriations; and SB 802 was also referred to the Committee on Appropriations.

On motion by Senator Langley, by two-thirds vote SB 96 was withdrawn from the committee of reference and further consideration.

On motions by Senator Grant, by two-thirds vote Senate Bills 14 and 1338 were withdrawn from the committees of reference and further consideration; Senate Bills 2588 and 2590 were withdrawn from further consideration.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

Appointments Subject to Confirmation by the Senate:

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Education Standards Commission Appointees: Cazares, Gabriel, Clearwater	09/30/90
Board of Nursing Appointee: Banjanin, Lynn Penelope, Pensacola	08/01/93
Board of Opticianry Appointee: Hullman, Geoffrey, Miami	12/26/93
Northeast Florida Regional Planning Council, Region 4 Appointees: Duncan, Hugh A., Orange Park	10/01/92
Withlacoochee Regional Planning Council, Region 5 Appointees: Shepard, Ralph E., Brooksville Wilson, Joseph A., Ocala	10/01/92 10/01/92
Tampa Bay Regional Planning Council, Region 8 Appointees: Fletcher, Richard R., St. Petersburg Stipanovich, C. Coleman, Tampa Swindal, Stephen W., Tampa	10/01/92 10/01/92 10/01/92
Treasure Coast Regional Planning Council, Region 10 Appointee: Davis, Charles E., Jr., Vero Beach	10/01/92
Hillsborough River Basin Board of the Southwest Florida Water Management District Appointee: Espinola, Sylvia A., Tampa	03/01/92
Northwest Hillsborough County Basin Board of the Southwest Florida Water Management District Appointees: Gadson, Robert E., Tampa Meade, Donald R., Tampa	03/01/93 03/01/92
Pinellas-Anclote River Basin Board of the Southwest Florida Water Management District Appointees: Kemp, Carol A., Holiday Washinko, Adelle M., Clearwater	03/01/93 03/01/92

Referred to the Committee on Executive Business.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

First Reading

The Honorable Bob Crawford, President

I am directed to inform the Senate that the House of Representatives has passed HB 2277; has adopted HCR 3549 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Kelly—

HB 2277—A bill to be entitled An act relating to land management; amending s. 253.022, F.S.; renaming the Land Management Advisory Committee as the Land Management Advisory Council; adding the secretary of the Department of Community Affairs as a member; providing for reimbursement of per diem and travel expenses; amending ss. 253.023

and 253.034, F.S.; conforming certain references to the Land Management Advisory Council; saving ss. 253.022 and 253.034(3), (4), and (5), F.S., from Sundown repeal; providing for future review and repeal; providing an effective date.

(Substituted for SB 72 on the special order calendar this day.)

By Representative Lippman—

HCR 3549—A concurrent resolution recognizing the serious nature of traumatic injuries and designating April 18, 1990, State Trauma Day.

(Taken up out of order and adopted this day.)

SPECIAL ORDER

SB 28—A bill to be entitled An act relating to environmental regulation; amending ss. 403.111, 403.7197, 403.73, F.S.; continuing, with modifications, the exemptions from public record disclosure requirements provided for certain reports and information provided to the Department of Environmental Regulation, including sales information of individual businesses reported under the advance disposal fee program or the container recycling and refund law, and records, reports, or other information that contain trade secrets; repealing ss. 403.771, 403.772, F.S., relating to the assessment of risk potential due to the accidental release of toxic or other hazardous substances and the exemption from disclosure of information related thereto; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 28 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—1

Grizzle

Vote after roll call:

Yea—Grant

Nay to Yea—Grizzle

SB 806—A bill to be entitled An act relating to criminal justice trust funds; amending s. 943.25, F.S., relating to the Trust Fund for Grant Matching under the administration of the Department of Community Affairs; providing an effective date.

—was read the second time by title. On motion by Senator Crenshaw, by two-thirds vote SB 806 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Grant, Stuart

SB 546—A bill to be entitled An act relating to concealed weapons; amending s. 27.53, F.S.; authorizing an investigator employed by a public defender to carry concealed weapons in specified circumstances; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote SB 546 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Scott

SB 308—A bill to be entitled An act relating to public libraries; amending s. 257.02, F.S.; providing assistance from the State Library Council to the Division of Library and Information Services of the Department of State; providing for the president-elect of the Florida Library Association to serve on the council in a nonvoting capacity; revising and readopting ss. 257.02 and 257.031, F.S., relating to the council and the State Librarian, notwithstanding the scheduled repeal of such sections October 1, 1990; providing for expiration of such sections October 1, 2000; providing for legislative review of such sections prior to expiration; providing an effective date.

—was read the second time by title.

Senator Kiser moved the following amendments which were adopted:

Amendment 1—On page 1, line 25, before the period (.) insert: *on its programs and activities*

Amendment 2—On page 2, line 2, after the period (.) insert: *No person may be appointed to serve more than two consecutive terms as a member of the council. The Secretary of State may remove from office any council member for malfeasance, misfeasance, neglect of duty, incompetence, permanent inability to perform official duties, or pleading guilty or nolo contendere to, or being found guilty of, a felony.*

Amendment 3—In title, on page 1, strike line 6 and insert: Department of State; limiting terms of council members; providing for the removal of members; providing for the

On motion by Senator Kiser, by two-thirds vote SB 308 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	Deratany	Johnson	Souto
Bankhead	Diaz-Balart	Kirkpatrick	Stuart
Beard	Dudley	Kiser	Thomas
Brown	Forman	Langley	Thurman
Bruner	Gardner	Malchon	Walker
Casas	Girardeau	Margolis	Weinstein
Childers, D.	Gordon	McPherson	Weinstock
Childers, W. D.	Grant	Myers	Woodson-Howard
Crenshaw	Grizzle	Peterson	
Davis	Jennings	Plummer	

Nays—None

Vote after roll call:

Yea—Scott

Consideration of **SB 72** was deferred.

SB 1412—A bill to be entitled An act relating to municipal charters; amending s. 166.031, F.S.; providing for an effective date for amendments to municipal charters; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 1412 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Scott

On motion by Senator Dudley, the rules were waived and **SB 1412** was ordered immediately certified to the House.

SB 322—A bill to be entitled An act relating to motor vehicles; amending s. 320.8231, F.S.; requiring certain trailer hitches to conform to specified standards; providing an effective date.

—was read the second time by title.

The Committee on Transportation recommended the following amendment which was moved by Senator Plummer and adopted:

Amendment 1—On page 1, lines 29 and 30, strike “used to tow” and insert: *for use in towing*

Senator Plummer moved the following amendment which was adopted:

Amendment 2—On page 2, strike all of lines 1 and 2 and insert: *Vehicle Equipment Safety Commission Regulation V-5.*

On motion by Senator Plummer, by two-thirds vote SB 322 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

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

Nays—None

SB 150—A bill to be entitled An act relating to rights of disabled persons; amending s. 413.08, F.S.; providing that a physically disabled person has the right to be accompanied by a service dog in certain places; requiring that certain dog guides and service dogs be identifiable as being from a recognized school; providing that certain places may deny access to dog guides or service dogs if they provide specified alternatives; providing penalties for denial of access; providing an effective date.

—was read the second time by title.

Senator Malchon moved the following amendment which was adopted:

Amendment 1—On page 2, line 29, after “visit” insert: *at no cost to the physically disabled person*

On motion by Senator Malchon, by two-thirds vote SB 150 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Bruner	Crenshaw	Dudley
Bankhead	Casas	Davis	Forman
Beard	Childers, D.	Deratany	Gardner
Brown	Childers, W. D.	Diaz-Balart	Girardeau

Gordon	Kiser	Plummer	Weinstein
Grant	Langley	Souto	Weinstock
Grizzle	Malchon	Stuart	Woodson-Howard
Jennings	Margolis	Thomas	
Johnson	Myers	Thurman	
Kirkpatrick	Peterson	Walker	

Nays—None

Vote after roll call:

Yea—McPherson, Scott

SB 644—A bill to be entitled An act relating to transportation; requiring the Department of Transportation to adopt rules providing minimum standards for employment of operators of drawbridges; specifying purpose and scope of such rules; providing an effective date.

—was read the second time by title.

Senator Gordon moved the following amendment which failed:

Amendment 1—On page 1, line 20, insert:

Section 2. The minimum requirements for drawbridge operators shall be included but not limited to being:

1. *tall enough to see out the window;*
2. *able to hear the average boat horn and be able to tell the direction from which the signal came;*
3. *strong enough to push the switches; and*
4. *see well enough to distinguish boats that require bridge raising as well as determining when a boat has completed passage so that the bridge may be lowered.*

(Renumber subsequent sections.)

On motion by Senator Souto, by two-thirds vote SB 644 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 700—A bill to be entitled An act relating to the Florida Arts Council; reviving and readopting s. 265.285, F.S., notwithstanding its scheduled repeal pursuant to the Sundown Act; providing for future repeal and review of ss. 255.043(2), (3), 265.285, 265.286(5), (7)(a), (c), (d), 265.2861(2)(b), (c)2., 265.2865(3), 265.606(1)(c), 265.701(3), (4), F.S., relating to the Florida Arts Council and its duties; amending s. 265.283, F.S.; defining the terms “council” and “panel”; providing an effective date.

—was read the second time by title.

Senator Kiser moved the following amendments which were adopted:

Amendment 1—On page 1, strike line 24 and insert: 265.2865(3), 265.606(1)(c), 265.608(2)(d), and 265.701(3) and (4), Florida

Amendment 2—On page 2, between lines 14 and 15, insert:

Section 4. Paragraph (d) of subsection (2) of section 265.608, Florida Statutes, is renumbered as paragraph (e), and a new paragraph (d) of said subsection is added to read:

265.608 Science Museum Trust Fund; grants.—

(2)(d) *The Secretary of State may appoint review panels representing various disciplines to assist the Florida Arts Council in the grant*

review process contemplated by this section. The term of office of each review panel member shall be 1 year. The membership of each panel shall include persons actively involved in the specific discipline for which the respective panel is to review grants. Members of the panels shall not receive any compensation for their services but shall be reimbursed for travel and expenses incurred in the performance of their duties, as provided in s. 112.061. The panels shall review grant applications and make recommendations to the council concerning the relative merits of the applicants. The division shall by rule establish criteria for reviewing grant applications to ensure compliance with applicable state laws relating to nondiscrimination and prohibited conflicts of interest.

(Renumber subsequent sections.)

Amendment 3—In title, on page 1, strike line 9 and insert: (4), 265.608(2)(d), F.S., relating to the Florida Arts Council

Amendment 4—In title, on page 1, between lines 11 and 12, insert: amending s. 265.608, F.S.; providing for review panels to assist the Florida Arts Council;

On motion by Senator Kiser, by two-thirds vote SB 700 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Grant, Scott

SB 702—A bill to be entitled An act relating to the Florida Folklife Council; amending s. 267.161, F.S.; repealing a provision relating to the initial appointments to the council which provision has had its effect; specifying a period of time by which the Secretary of State must appoint successors and fill vacancies on the council; requiring the council to assist the Division of Historical Resources of the Department of State and the state folklorist in conducting Florida folklife programs; reviving and re-adopting s. 267.161, F.S., relating to the council, notwithstanding its repeal scheduled for October 1, 1990, pursuant to s. 11.611, F.S., the Sundown Act; providing for the expiration of such section October 1, 2000; providing for legislative review of such section in advance of that date, pursuant to the Sundown Act; providing an effective date.

—was read the second time by title.

Senator Kiser moved the following amendments which were adopted:

Amendment 1—On page 2, line 11, strike "Secretary of State" and insert: *division Secretary of State*

Amendment 2—On page 2, strike all of lines 13-15 and insert: from its membership a chairman and vice chairman, ~~each of whom shall serve for 1 year and may be reelected for 1 additional year. No member may be elected to consecutive terms as chairman.~~

Amendment 3—On page 2, between lines 19 and 20, insert:

(d) All actions taken by the council must be by majority vote of those present. The division director or his designee shall serve without voting rights as secretary of the council. The division must provide necessary staff assistance to the council.

Amendment 4—In title, on page 1, line 8, after the semicolon (;) insert: providing for the council to meet at the call of the division; prohibiting members from serving consecutive terms as chairman; requiring council action to be by majority vote of members present; requiring the division director to serve as secretary to the council; requiring the division to provide staff assistance to the council;

On motion by Senator Kiser, by two-thirds vote SB 702 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Scott

Reconsideration

On motion by Senator W. D. Childers, the rules were waived and the Senate reconsidered the vote by which—

SB 546—A bill to be entitled An act relating to concealed weapons; amending s. 27.53, F.S.; authorizing an investigator employed by a public defender to carry concealed weapons in specified circumstances; providing an effective date.

—passed this day.

Senators W. D. Childers, Thurman and Langley offered the following amendment which was moved by Senator W. D. Childers and adopted by two-thirds vote:

Amendment 1—On page 2, line 7, insert:

Section 2. All acting county and circuit judges shall be authorized to carry concealed weapons notwithstanding the provisions of chapter 790.

(Renumber subsequent section.)

On motion by Senator W. D. Childers, SB 546 as amended was read by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Scott

On motion by Senator W. D. Childers, the rules were waived and **SB 546** was ordered immediately certified to the House.

SB 94—A bill to be entitled An act relating to road designations; designating a portion of State Road 464 in Ocala as the Angela Simone Santos Memorial Highway; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 2, between lines 12 and 13, insert:

Section 3. The roadside park where Interstate Highway 10 crosses the Apalachicola River in Chattahoochee is designated the "Edgar Warren Scarborough Park." The Department of Transportation is directed to erect suitable markers at the park bearing such designation.

(Renumber subsequent section.)

Amendment 2—In title, on pages 1 and 2, strike everything before the enacting clause and insert: A bill to be entitled An act relating to the designation of facilities; designating a portion of State Road 464 in Ocala as the Angela Simone Santos Memorial Highway; directing the Department of Transportation to erect suitable markers; designating the park where Interstate Highway 10 crosses the Apalachicola River in Chattahoochee the "Edgar Warren Scarborough Park"; providing for erection of markers; providing an effective date.

WHEREAS, Angela Simone Santos graduated from Lake Weir High School in Ocala in 1984 where she was an honor student active in school clubs and the school band, and

WHEREAS, she was an accomplished musician, having written the lyrics and music for many songs which she often performed for her family and friends, and

WHEREAS, although she was offered college scholarships, she joined the Navy after graduation, and

WHEREAS, she advanced to the rank of Petty Officer Third Class, and

WHEREAS, in April 1988 she was stationed in Naples, Italy, as a radioman, and

WHEREAS, throughout her life she worked for the furtherance of goodwill and understanding among people, and

WHEREAS, on April 14, 1988, she volunteered her services to judge a talent contest at a Naples USO, and

WHEREAS, upon leaving the USO building with some Italian friends after judging the contest, she was killed by a terrorist car bomb which exploded just outside the USO building, and

WHEREAS, Angela Simone Santos is believed to be the first American servicewoman to be killed in a terrorist attack, and

WHEREAS, Angela Simone Santos was awarded the purple heart posthumously and given full military honors, and

WHEREAS, Edgar Warren Scarborough was a lifelong resident of Chattahoochee, and

WHEREAS, Mr. Scarborough was an active civic leader, a member of the First United Methodist Church, a councilman, the Mayor of Chattahoochee, a member of the Board of County Commissioners of Gadsden County, a member of the Gadsden County School Board, a U.S. Marshal; and a member of the House of Representatives of this state, and

WHEREAS, Mr. Scarborough was a popular and beloved member of the Chattahoochee community, and

WHEREAS, Mr. Scarborough passed away after living 83 years in Chattahoochee, NOW, THEREFORE,

On motion by Senator Langley, by two-thirds vote SB 94 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	Deratany	Johnson	Souto
Bankhead	Diaz-Balart	Kirkpatrick	Stuart
Beard	Dudley	Kiser	Thomas
Brown	Forman	Langley	Thurman
Bruner	Gardner	Malchon	Walker
Casas	Girardeau	Margolis	Weinstein
Childers, D.	Gordon	McPherson	Weinstock
Childers, W. D.	Grant	Myers	Woodson-Howard
Crenshaw	Grizzle	Peterson	
Davis	Jennings	Plummer	

Nays—None

Vote after roll call:

Yea—Scott

On motion by Senator Langley, the rules were waived and **SB 94** was ordered immediately certified to the House.

SB 366—A bill to be entitled An act relating to medical information; amending s. 405.01, F.S.; revising the list of classes of medical facilities which may release medical information for medical research; amending s. 405.02, F.S.; exempting such medical information from public inspection requirements; amending s. 405.03, F.S.; exempting from public inspection requirements the identity of any person whose condition or treatment has been released for medical research; providing for future legislative review of such exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote SB 366 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Scott

Consideration of **SB 104** was deferred.

CS for SB 1350—A bill to be entitled An act relating to evidence; amending s. 90.608, F.S.; providing that any party may impeach a witness, including the party calling the witness; creating s. 90.616, F.S.; providing for the exclusion of witnesses during the taking of testimony of other witnesses; providing exceptions; amending s. 90.803, F.S.; providing for certain hearsay statements of a child victim to be admissible in evidence in certain civil or criminal proceedings; amending s. 90.804, F.S.; deleting a provision excluding certain statements from the hearsay exception for statements against interest; amending s. 794.022, F.S.; providing that the testimony of the victim need not be collaborated in a prosecution for sexual activity with a child by or at solicitation of a person in familial or custodial authority; providing that instances of prior consensual sexual activity shall not be admitted into evidence in such prosecution; providing that reputation evidence relating to a victim's prior sexual conduct shall not be admitted into evidence in such prosecution; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote CS for SB 1350 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

On motion by Senator Weinstein, the rules were waived and **CS for SB 1350** was ordered immediately certified to the House.

CS for SB 222—A bill to be entitled An act relating to drivers' licenses; amending s. 322.121, F.S.; providing for marking of the drivers' licenses of certain drivers with the notation "Safe Driver"; providing an effective date.

—was read the second time by title. On motion by Senator Jennings, by two-thirds vote CS for SB 222 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Scott

SB 368—A bill to be entitled An act relating to the State Center for Health Statistics; reenacting subsection (6) of s. 381.0612, F.S., which provides a limited exemption from public records requirements for certain records in the custody of the State Center for Health Statistics; saving such exemption from repeal; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote SB 368 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Scott

CS for SB 340—A bill to be entitled An act relating to banking; creating s. 658.491, F.S.; authorizing banks to collect audit charges in connection with loans secured by accounts, contract rights, or other receivables; providing for determination of the amount of audit charges; providing that audit charges are not interest for purposes of usury laws; providing for review and repeal; providing an effective date.

—was read the second time by title. On motion by Senator Forman, by two-thirds vote CS for SB 340 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Scott

SB 220—A bill to be entitled An act relating to unemployment compensation; reviving and readopting s. 443.171(5), F.S., relating to the Unemployment Compensation Advisory Council, notwithstanding its scheduled repeal pursuant to the Sundown Act, and providing for future review and repeal of said subsection; providing an effective date.

—was read the second time by title. On motion by Senator D. Childers, by two-thirds vote SB 220 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Scott

SB 370—A bill to be entitled An act relating to public health; amending s. 381.231, F.S.; exempting from public inspection certain information relating to reports by physicians, osteopathic physicians, chiropractic physicians, naturopaths, and veterinarians of diseases of public health significance; 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 Malchon, by two-thirds vote SB 370 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Scott

SB 372—A bill to be entitled An act relating to blood transfusions; amending s. 381.601, F.S.; reenacting the exemption from the public records requirements of ch. 119, F.S., for privileged medical information contained in uniform financial reporting of blood bank information; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

The Committee on Health Care recommended the following amendments which were moved by Senator Malchon and adopted:

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

Section 1. Subsection (6) of section 381.601, Florida Statutes, is hereby repealed.

Section 2. This act shall take effect October 1, 1990.

Amendment 2—In title, on page 1, strike everything before the enacting clause and insert: A bill to be entitled An act relating to the Florida Blood Transfusion Act; repealing s. 381.601(6), F.S., which directs the Department of Health and Rehabilitative Services to develop a uniform system of financial reporting, and all facilities which collect, store, process, or transfuse blood to report to the department as required; providing an effective date.

On motion by Senator Malchon, by two-thirds vote SB 372 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Deratany, Scott

On motion by Senator Malchon, the rules were waived and SB 372 was ordered immediately certified to the House.

Consideration of SB 252 was deferred.

SB 704—A bill to be entitled An act relating to historic preservation; reviving and readopting s. 267.0612, F.S., relating to the Historic Preservation Advisory Council, notwithstanding its repeal scheduled for October 1, 1990; providing for the repeal of such section October 1, 2000, and providing for legislative review thereof in advance of that date, pursuant to s. 11.611, F.S., the Sundown Act; providing for the October 1, 2000, repeal of s. 267.0617(3) and (5), F.S., relating to approval by the council of certain grants, and providing for legislative review of such subsections in advance of that date, pursuant to s. 11.611, F.S., the Sundown Act; providing an effective date.

—was read the second time by title. On motion by Senator Kiser, by two-thirds vote SB 704 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Scott

CS for SB 382—A bill to be entitled An act relating to the statewide cancer registry; amending s. 385.202, F.S.; revising and saving from repeal the exemption from public records requirements for information that identifies persons whose condition or treatment is reported to said registry; providing for future review and repeal; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote CS for SB 382 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Scott

SB 386—A bill to be entitled An act relating to tuberculosis; amending ss. 392.54, 392.545, 392.65, F.S.; exempting from public inspection certain information and records relating to the tuberculosis program; providing for future legislative review of such exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote SB 386 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Scott

SB 330—A bill to be entitled An act relating to talent agencies; amending s. 468.401, F.S.; revising the definition of the term “talent agent” to exclude manager agents from such term; amending s. 468.410, F.S.; prohibiting a talent agency from charging an artist a fee for registering with the agency; amending s. 468.412, F.S.; prohibiting talent agencies from selling products or services for talent promotion and from affiliating with businesses which sell such products or services; requiring talent agencies to maintain permanent offices and regular operating hours; providing an effective date.

—was read the second time by title.

The Committee on Economic, Professional and Utility Regulation recommended the following amendment which was moved by Senator Davis and adopted:

Amendment 1—On page 1, line 25, strike “fee” and insert: *commission*

On motion by Senator Davis, by two-thirds vote SB 330 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	Deratany	Johnson	Souto
Bankhead	Diaz-Balart	Kirkpatrick	Stuart
Beard	Dudley	Kiser	Thomas
Brown	Forman	Langley	Thurman
Bruner	Gardner	Malchon	Walker
Casas	Girardeau	Margolis	Weinstein
Childers, D.	Gordon	McPherson	Weinstock
Childers, W. D.	Grant	Myers	Woodson-Howard
Crenshaw	Grizzle	Peterson	
Davis	Jennings	Plummer	

Nays—None

Vote after roll call:

Yea—Scott

Consideration of SB 602 was deferred.

SB 708—A bill to be entitled An act relating to elevator safety; amending s. 399.02, F.S.; removing the confidentiality requirement with respect to elevator service maintenance contract reports made to the Division of Hotels and Restaurants of the Department of Business Regulation; providing an effective date.

—was read the second time by title. On motion by Senator Thomas, by two-thirds vote SB 708 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Scott

SB 564—A bill to be entitled An act relating to the treatment and rehabilitation of drug dependents; amending s. 397.096, F.S.; continuing the exemption of information relating to persons who receive services under drug treatment programs from the public records law; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motion by Senator Weinstock, by two-thirds vote SB 564 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Scott

SB 848—A bill to be entitled An act relating to the voluntary annexation of real property to a municipality; amending s. 171.044, F.S.; providing requirements for filing the annexation ordinance; requiring certain materials to be included in such ordinance; providing an effective date.

—was read the second time by title. On motion by Senator Forman, by two-thirds vote SB 848 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SB 920—A bill to be entitled An act relating to mental health; amending s. 394.459, F.S.; continuing the exemption from the public records requirements of ch. 119, F.S., for the clinical records of mental health patients; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motion by Senator Weinstock, by two-thirds vote SB 920 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 1146—A bill to be entitled An act relating to records of alcohol and drug abuse treatment resources; amending s. 396.112, F.S.; reenacting the exemption from the public records requirements of chapter 119, F.S., for the records of alcoholics; deleting provision allowing disclosure to specified counsel; providing technical changes; amending s. 397.053, F.S.; reenacting the exemption from the public records requirements of chapter 119, F.S., for the records of drug abusers; deleting provision allowing disclosure to specified counsel; providing technical changes; providing for future legislative review pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motion by Senator Weinstock, by two-thirds vote SB 1146 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Deratany

Consideration of **SB 1052** was deferred.

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

HB 2277—A bill to be entitled An act relating to land management; amending s. 253.022, F.S.; renaming the Land Management Advisory Committee as the Land Management Advisory Council; adding the secretary of the Department of Community Affairs as a member; providing for reimbursement of per diem and travel expenses; amending ss. 253.023 and 253.034, F.S.; conforming certain references to the Land Management Advisory Council; saving ss. 253.022 and 253.034(3), (4), and (5), F.S., from Sundown repeal; providing for future review and repeal; providing an effective date.

—a companion measure, was substituted for SB 72 and by two-thirds vote read the second time by title. On motion by Senator McPherson, by two-thirds vote HB 2277 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Childers, D.	Dudley	Grizzle
Bankhead	Childers, W. D.	Forman	Jennings
Beard	Crenshaw	Gardner	Johnson
Brown	Davis	Girardeau	Kirkpatrick
Bruner	Deratany	Gordon	Kiser
Casas	Diaz-Balart	Grant	Langley

Malchon	Peterson	Thomas	Weinstock
Margolis	Plummer	Thurman	Woodson-Howard
McPherson	Souto	Walker	
Myers	Stuart	Weinstein	

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 17 was corrected and approved.

CO-INTRODUCERS

Senator Plummer—SB 572; Senator Brown—CS for SB 574, SB 1548; Senators D. Childers and Weinstock—SB 926; Senator Woodson-Howard—SB 1332; Senators W. D. Childers, Deratany, Grizzle, Kirkpatrick and Souto—SB 1548; Senator Crenshaw—Senate Bills 1548, 1748

RECESS

Senator Scott moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Tuesday, April 24, at 10:00 a.m. The motion was adopted.

Pursuant to the motion by Senator Scott, the Senate recessed at 11:40 a.m. to reconvene at 10:00 a.m., Tuesday, April 24.

Nays—None

Vote after roll call:

Yea—Scott

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Scott, by two-thirds vote SB 724 was withdrawn from the Committees on Governmental Operations; Agriculture; Finance, Taxation and Claims; and Appropriations and referred to the Committees on Governmental Operations; Economic, Professional and Utility Regulation; Finance, Taxation and Claims; and Appropriations.

ENROLLING REPORTS

SCR 1126 has been enrolled, signed by the required Constitutional Officers and filed with the Secretary of State on April 19, 1990.

Joe Brown, Secretary