



Journal of the Senate

Number 5

Tuesday, April 24, 1990

CALL TO ORDER

The Senate was called to order by the President at 10:00 a.m. A quorum present—38:

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

Excused: Senators Gordon and Woodson-Howard

PRAYER

The following prayer was offered by James C. Vaughn, Jr., Reading Clerk:

Almighty God of Abraham, Isaac and Jacob, unto whom all hearts are open, all desires known, and from whom no secrets are hid, we beg thee at this moment to cleanse the thoughts of this august body's heart by the inspiration of thy Holy Spirit, shema Yisrael adonai eloham adonai echod. As these servants embark upon another day of deliberations over legislation that will affect the lives of all Floridians, give each of them a steadfast heart which no unworthy thought can drag downwards; an unconquerable heart which no tribulation can wear out; and an upright spirit which no unworthy purpose may tempt aside.

Then Holy Father, when life on this hill begins to take its toll on your servants, remind them of these words: "Life, you have beaten me. Still, with your stinging wounds, I kiss your hands. Though you have tortured me until my joy was crushed, my hopes, my will for things I do not understand; though I have trembled at your power and wept in terror, hour by hour; for our struggling, hate and strife, I love you, life. Though what I build, you will destroy; though what I seek and hoard, you take; though you have snatched joy after joy from my weak hands, and though you break my heart, and all my dreams dispel, and silence every drum and fife that make my march less terrible, I love you life. And life, for all your cruel powers, for all your proud brutality; how wonderful the few brief moments, when you are so kind to me." Amen.

PLEDGE

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

Consideration of Resolutions

On motion by Senator Scott, by unanimous consent—

By Senator Crawford—

SR 3090—A resolution recognizing April 22-28 as Secretaries' Week and April 25 as Secretaries' Day.

WHEREAS, secretaries are that secret ingredient which make the recipes for success turn out right, and

WHEREAS, secretaries are that extra spoke that keeps the wheels of business, industry, and government turning and running smoothly, and

WHEREAS, secretaries are recognized throughout our nation during National Secretaries' Week, April 22-28, and on Secretaries' Day, April 25, and

WHEREAS, the members and staff of the Florida Senate do understand and appreciate the importance and necessity of secretaries and wish to pay tribute to them, NOW, THEREFORE,

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

That the Florida Senate does hereby recognize April 22-28 as Secretaries' Week and April 25 as Secretaries' Day, and expresses its thanks and appreciation for the outstanding job secretaries perform, especially in state government and in the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Scott, SR 3090 was read the second time in full and adopted.

All Senators were recorded as co-introducers of **SR 3090**.

Special Guest

Senator Johnson introduced the Honorable John L. Early, the oldest living former member of the Florida Legislature, who served in the House of Representatives from 1933 through 1938.

On motion by Senator Diaz-Balart, by unanimous consent—

By Senators Diaz-Balart and Souto—

SR 3110—A resolution commending Gonzalo Giannotti for his accomplishments in combating cancer.

WHEREAS, Gonzalo Giannotti is living proof that cancer can be beaten, and

WHEREAS, four years ago Gonzalo Giannotti was diagnosed with Hodgkin's disease, but today he is a healthy survivor, and

WHEREAS, this spring he plans to spread the word of his recovery throughout Florida by riding his bicycle from one end of the Sunshine State to the other in a crusade called "Pedaling for Life," and

WHEREAS, Gonzalo Giannotti will return to his hometown of Miami just in time for the annual Liga Contra el Cancer Telethon, and

WHEREAS, it was the Liga Contra el Cancer which provided for his treatment, free of charge, as he waged his battle against this disease, and

WHEREAS, Floridians should be proud that the League Against Cancer, the only organization of its kind in the United States, calls this state its home, and

WHEREAS, Gonzalo Giannotti's trek, which begins March 31st in Miami, will take him 1,800 miles over 36 days, and

WHEREAS, Mr. Giannotti expects to make a triumphant return on May 6th, just in time to be introduced to viewers of the League's Fourteenth Annual Telethon, which will be televised from the Miami Jai Alai Fronton, and

WHEREAS, Mr. Giannotti's trip will be followed by television, which will report on his progress throughout the 36-day journey, and

WHEREAS, it is fitting and appropriate that the Senate commend Gonzalo Giannotti for his remarkable accomplishments, NOW, THEREFORE,

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

That the Senate hereby commends Gonzalo Giannotti for his valiant fight against cancer and applauds his efforts on behalf of the Liga Contra el Cancer.

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

—was introduced out of order and read by title. On motion by Senator Diaz-Balart, SR 3110 was read the second time in full and adopted.

Upon request of the President, Senators Diaz-Balart, Casas and Souto escorted Gonzalo Giannotti to the rostrum where he was presented a copy of the resolution.

Special Performance

Senator Walker introduced the "Legacy-of-Love Singers," a children's community chorus from Starke, composed of 30 young people. They sang "Legacy of Love," with accompanying video, which honors Earth Week and which was written by their Director, Mrs. Levon Drivas.

On motion by Senator Walker, by two-thirds vote SR 1646 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Walker—

SR 1646—A resolution recognizing April 24, 1990, as Florida Federation of Business and Professional Women's Clubs Day.

WHEREAS, the Florida Federation of Business and Professional Women's Clubs was organized on June 6, 1919, and has become one of the strongest sources of united womanpower in the history of the United States, and

WHEREAS, the federation is dedicated to improving business and professional standards for women and promoting the interests of all business and professional women, including women's educational opportunities, and to bringing about a spirit of cooperation among business and professional women throughout the state, and

WHEREAS, the federation has actively supported issues relating to child care, affirmative action, pay equity, and family and medical leave and has fought tirelessly for all issues affecting women and their rights and freedoms, and

WHEREAS, as early as 1920, the organization supported coeducation at the University of Florida and the Uniform Jury Service for Women Act that was passed in 1967, and

WHEREAS, the federation was instrumental in the passage of the Free Dealers License in 1948, which allowed women to sell property in their own names, and

WHEREAS, the federation continues to support the Alice McPherson School for Girls, a juvenile facility formerly known as the Florida School for Girls, and

WHEREAS, the federation has been one of the strongest advocates for the enactment of the Equal Rights Amendment, and

WHEREAS, the federation participated in the establishment of the Commission on the Status of Women in 1928 and in its reestablishment in 1964 and is currently advocating reinstatement of the commission, and

WHEREAS, a pin with the "BPW" emblem went to the moon with Astronaut Neil Armstrong, NOW, THEREFORE,

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

That this body takes this opportunity to recognize April 24, 1990, as Florida Federation of Business and Professional Women's Clubs Day and recognizes Mary Gidden, President of the Florida Federation of Business and Professional Women's Clubs, for her outstanding leadership of this great organization that has been in the vanguard in supporting women's issues.

BE IT FURTHER RESOLVED that a copy of this resolution, affixed with the seal of the Senate, be presented to the federation and its president, Mary Gidden, as a tangible token of the sentiments expressed herein.

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

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, April 24, 1990: SB 1052, SB 602, SB 734, SB 738, CS for SB 528, SB 390, CS for SB 592, CS for SB 510, CS for SB 1092, SB 512, SB 1200, CS for SB 514, SB 728, SB 1462, SB 374, CS for SB 1294, SB 376, CS for CS for SB 328, SB 1230

Respectfully submitted,
James A. Scott, Chairman

The Committee on Agriculture recommends the following pass: SB 1838 with 1 amendment

The Committee on Community Affairs recommends the following pass: SB 2040

The Committee on Governmental Operations recommends the following pass: CS for SB 1022, CS for SB 1024, SB 1658

The Committee on Higher Education recommends the following pass: SB 1374, SB 1510 with 1 amendment

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 1624, SB 2032

The Committee on Transportation recommends the following pass: SB 1166

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 978 with 1 amendment

The Committee on Economic, Professional and Utility Regulation recommends the following pass: SB 2114

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

The Committee on Economic, Professional and Utility Regulation recommends the following pass: SB 534 with 1 amendment

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

The Committee on Health Care recommends the following pass: SB 1710 with 2 amendments

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

The Committee on Health Care recommends the following pass: SB 1264

The Committee on Judiciary-Criminal recommends the following pass: SB 116

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

The Committee on Economic, Professional and Utility Regulation recommends the following pass: SB 1818

The Committee on Governmental Operations recommends the following pass: SB 1654

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

The Committee on Corrections, Probation and Parole recommends the following pass: SB 1228

The Committee on Economic, Professional and Utility Regulation recommends the following pass: SB 532, SB 1072, SB 1632, SB 1728

The Committee on Governmental Operations recommends the following pass: CS for SB 56, SB 266 with 1 amendment, SB 1178, SB 1626

The Committee on Health Care recommends the following pass: SB 518

The Committee on Higher Education recommends the following pass: SB 1610

The Committee on Judiciary-Civil recommends the following pass: SB 456

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

The Committee on Corrections, Probation and Parole recommends the following not pass: SB 504

The bill was laid on the table.

The Committee on Commerce recommends a committee substitute for the following: SB 2012

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 1340

The Committee on Governmental Operations recommends committee substitutes for the following: SB 254, SB 674

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 480, SB 654, SB 982

The Committee on Health Care recommends a committee substitute for the following: SB 1600

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 662

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1260

The Committee on Transportation recommends committee substitutes for the following: SB 1194, SB 1572

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 Commerce recommends a committee substitute for the following: SB 1460

The Committee on Community Affairs recommends committee substitutes for the following: SB 1578, SB 2036

The Committee on Governmental Operations recommends a committee substitute for the following: SB 1530

The Committee on Health Care recommends committee substitutes for the following: SB 240, SB 1494, SB 1552

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 1548

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1562

The Committee on Transportation recommends committee substitutes for the following: SB 1188, SB 1382, SB 1528

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

The Committee on Commerce recommends a committee substitute for the following: SB 916

The Committee on Transportation recommends committee substitutes for the following: SB 1142, SB 1334

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

The Committee on Health Care recommends a committee substitute for the following: SB 1696

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

The Committee on Commerce recommends a committee substitute for the following: SB 2320

The Committee on Governmental Operations recommends committee substitutes for the following: SB 538, SB 1002

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 692

The Committee on Judiciary-Criminal recommends a committee substitute for the following: Senate Bills 1276 and 258

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

The Committee on Transportation recommends a committee substitute for the following: SB 584

The bill with committee substitute attached was referred to the Committee on Natural Resources and Conservation under the original reference.

The Committee on Governmental Operations recommends a committee substitute for the following: SB 1014

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

The Committee on Governmental Operations recommends committee substitutes for the following: SB 524, Senate Bills 1640 and 1740

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

The Committee on Agriculture recommends a committee substitute for the following: SB 124

The Committee on Governmental Operations recommends committee substitutes for the following: CS for SB 300, SB 940, SB 1508

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 686, SB 718

The Committee on Judiciary-Civil recommends committee substitutes for the following: SB 906, SB 1080, SB 1330, SB 1410, SB 1414

The Committee on Transportation recommends committee substitutes for the following: SB 888, SB 1116, SB 1332

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

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By the Committee on Education—

SB 2500—A bill to be entitled An act relating to primary education; authorizing the Department of Education to conduct a limited number of pilot projects within the school districts to obtain data on primary education to be used in the development of a continuous progress primary program; requiring a school district to submit a proposal for a pilot project to the department in order to be selected for implementation of a pilot program; providing for funding of approved projects pursuant to the Florida Primary Education Program; exempting school districts from certain purchasing requirements with respect to instructional materials purchased for such pilot projects; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Stuart—

SB 2502—A bill to be entitled An act relating to education; repealing s. 12, ch. 85-241, Laws of Florida; abrogating the repeal of provisions of ss. 216.181, 216.251, 240.205, 240.209, 240.225, 240.227, 240.272, 240.277, 110.205, and 447.203, F.S., relating to university budgets, the salaries of university positions not specified in the appropriations acts, the acquisition of property by the Board of Regents and certain powers and duties of the board, the exclusion of the State University System from construction rules of the Department of General Services, certain powers and duties of university presidents, the unexpended funds of universities at the end of the budget year, the appropriation to the Board of Regents of certain moneys received by institutions under the management of the board, the exemption of state university employees from state career service, and the definition of the term "public employer" for purposes of provisions relating to Board of Regents bargaining units; providing an effective date.

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

By Senators Peterson, Gardner and D. Childers—

SB 2504—A bill to be entitled An act relating to education; amending s. 229.814, F.S.; deleting authority for persons under 18 years of age to take the examination for a high school equivalency diploma; amending s. 232.01, F.S.; increasing the compulsory school attendance age; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Deratany—

SB 2506—A bill to be entitled An act relating to torts; creating the Florida Tort Claims Study Commission; providing for commission membership; providing for the review of current state and federal law regarding tort claims; providing for a written report; providing an effective date.

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

By Senator Peterson—

SB 2508—A bill to be entitled An act relating to education; amending s. 230.66, F.S.; redefining the membership of the Industry Services Advisory Council; requiring the council to meet annually with the Sunshine State Skills Economic Development Advisory Committee; requiring a report on each project funded with Industry Services Training Program funds; specifying information to be included in such report; authorizing the Department of Education to copyright instructional materials created to provide industry services training; amending s. 240.356, F.S.; redefining the membership of the Sunshine State Skills Economic Development Advisory Committee; requiring that training provided with Sunshine State Skills Program funds must be at the postsecondary vocational level; requiring a report on each project funded with Sunshine State Skills Program funds; specifying information to be included in such report; authorizing the Department of Education to copyright instructional materials created to provide Sunshine State Skills Program training; providing an exemption from s. 119.14, F.S., for instructional materials which contain proprietary information or potential trade secrets; providing an effective date.

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

By Senator W.D. Childers—

SB 2510—A bill to be entitled An act relating to husband and wife; abolishing the common-law rule of the liability of a husband for necessities furnished his wife; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Grant—

SB 2512—A bill to be entitled An act relating to campaign financing; amending s. 106.08, F.S.; prohibiting a candidate from making a loan to his campaign in excess of the specified contribution limits; requiring a candidate who contributes to his campaign in excess of the contribution limits to declare his intention to so do at the time he designates his campaign depository; increasing the contribution limits for his opponents under such circumstances; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Grant—

SB 2514—A bill to be entitled An act relating to weapons and firearms; reenacting s. 790.06, F.S., relating to license to carry a concealed weapon or firearm; providing an effective date.

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

By Senator Grant—

SB 2516—A bill to be entitled An act relating to smoking in public places; amending s. 386.203, F.S.; redefining the term "public place" to include motor vehicles owned by or leased to the state or its political subdivisions; amending s. 386.205, F.S.; prohibiting smoking areas from being designated in motor vehicles; providing penalties; providing an effective date.

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

By Senator Grant—

SB 2518—A bill to be entitled An act relating to the evidence code; amending s. 90.804, F.S.; expanding the former testimony exception to the hearsay rule to include videotaped depositions in certain circumstances, and reenacting s. 90.805, F.S., relating to hearsay within hearsay, to incorporate said amendment in a reference thereto; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Grant—

SB 2520—A bill to be entitled An act prohibiting smoking within a specified distance of certain airline operations; providing a penalty; providing an effective date.

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

By Senator Kiser—

SB 2522—A bill to be entitled An act relating to the Department of Commerce; providing an appropriation from the General Revenue Fund to the department for entering a contract with the direct-support organization authorized to assist Florida's Columbus Hemispheric Commission in carrying out its mission as specified by law; providing an effective date.

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

By Senators Peterson, Malchon, Davis and Gardner—

SB 2524—A bill to be entitled An act relating to speech-language pathology and audiology; providing legislative intent; providing exemptions; providing definitions; creating the Board of Speech-Language Pathology and Audiology; providing for fees; providing for deposit of fees and fines; providing requirements for a provisional license; providing for renewal; providing a professional experience requirement; providing for a licensure examination; specifying requirements for licensure as a speech-language pathologist or an audiologist; providing requirements for licensure by endorsement; providing continuing education requirements; providing exceptions; providing for inactive status, reactivation, and expiration of licenses and certificates; specifying requirements for certification as a speech-language pathology assistant or an audiology assistant; providing prohibitions; providing a penalty; providing disciplinary proceedings; providing for the prosecution of criminal violations; saving certain pending proceedings; providing for participation of the board and the Department of Professional Regulation; providing for licensure of persons currently licensed under pt. I of ch. 468, F.S.; providing for transfer of funds in the Speech-Language Pathology and Audiology Trust Fund; repealing pt. I of ch. 468, F.S., the Speech-Language Pathology and Audiology Act; providing for review and repeal; providing an effective date.

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

By Senator Stuart—

SB 2526—A bill to be entitled An act relating to education; providing a plan to provide college courses at remote locations for teacher inservice education; specifying components of the plan; providing for submission of the plan to the Legislature and the Governor; providing an effective date.

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

By Senator Kirkpatrick—

SB 2528—A bill to be entitled An act relating to waste tire management; amending s. 403.709, F.S.; providing for distribution of proceeds of waste tire fees; authorizing the Department of Environmental Regulation to take certain actions to recover moneys expended from the Solid Waste Management Trust Fund; amending s. 403.717, F.S.; revising definitions; providing requirements for waste tire sites; prohibiting contracts for the disposal or processing of waste tires under certain circumstances; requiring the department to adopt rules for the registration of waste tire collection centers and site closure permits; exempting indoor tire storage from permit requirements; providing an effective date.

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

By Senator Deratany—

SB 2530—A bill to be entitled An act relating to ad valorem taxation; amending s. 192.001, F.S.; redefining the term “assessed value of property” for purposes of ad valorem taxation to mean the annual determination of just valuation as provided by proposed amendments to the State Constitution; providing additional definitions; creating s. 193.012, F.S.; requiring property to be assessed at just valuation; providing exceptions; providing for the basis of property to be adjusted according to the change in the Consumer Price Index for the preceding year; creating s. 193.013, F.S.; specifying transfers of property which do not constitute changes of ownership for the purpose of determining basis; amending ss. 193.114, 193.461, 193.501, 193.505, 193.621, 195.027, 195.032, 195.096, F.S.; conforming terminology; creating s. 195.208, F.S.; requiring the Department of Revenue to notify property appraisers of the change in the Consumer Price Index for the preceding year; amending s. 200.069, F.S.; providing additional requirements for the notice of proposed property taxes prepared by property appraisers; repealing s. 192.042, F.S., relating to the date of property assessment; repealing s. 193.011, F.S., relating to factors used in deriving just valuation; providing an effective date conditional upon the effective date of an amendment to the State Constitution requiring nonexempt property to be initially assessed at just valuation and reassessed thereafter according to the change in the Consumer Price Index for the preceding year or at just valuation, whichever is less.

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

By Senator Peterson—

SB 2532—A bill to be entitled An act relating to higher education; creating the Florida Student Assistance Grant Task Force; providing task force membership; providing for staff support from the Department of Education; specifying the issues to be addressed by the task force; authorizing per diem and travel expenses for members; requiring the task force to submit reports; providing an effective date.

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

By Senator Stuart—

SB 2534—A bill to be entitled An act relating to education; directing the Auditor General to conduct program and fiscal audits of specified state financial aid programs and make recommendations; providing an effective date.

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

By Senator Deratany—

SB 2536—A bill to be entitled An act relating to state budgeting; amending s. 216.301, F.S.; providing procedures and guidelines for the reversion of certain appropriations; providing for retroactive applicability; providing an effective date.

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

By Senator Walker—

SB 2538—A bill to be entitled An act relating to child abuse and neglect; requiring the Department of Health and Rehabilitative Services to protect the due process rights of the alleged perpetrator in a report of child abuse or neglect; providing an effective date.

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

By Senator Grizzle—

SB 2540—A bill to be entitled An act relating to records of child abuse; amending s. 119.07, F.S.; authorizing petition to the court to make public records of the Department of Health and Rehabilitative Services pertaining to investigations of child abuse, neglect, or abandonment; providing a presumption in favor of disclosure in cases involving the death of a child; amending s. 415.51, F.S.; revising provisions relating to the confidentiality of reports and records of child abuse or neglect; specifying the information that is confidential; providing an effective date.

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

By the Committee on Community Affairs—

SB 2542—A bill to be entitled An act relating to housing developments; amending ss. 163.3164, 186.503, 380.031, F.S.; defining the terms “affordable housing,” “low-income household,” “moderate-income household,” and “very low-income household” for purposes of certain local, regional, and state planning and land development regulations; updating a cross-reference to conform to renumbering; amending s. 163.3177, F.S.; requiring each local government to include provisions for the review and availability of affordable housing for very low-income, low-income, and moderate-income households in the housing element of its comprehensive land use plan; amending s. 163.3184, F.S.; providing for certification of such housing element upon a finding of its compliance with certain rules adopted by the state land planning agency; amending s. 163.3202, F.S.; requiring local land development regulations to provide for affordable housing for very low-income, low-income, and moderate-income households; authorizing local governments to include incentives and bonuses in such regulations to encourage the construction of such housing; amending s. 186.021, F.S., relating to state agency functional plans; updating a cross-reference to conform to renumbering; amending s. 186.507, F.S.; requiring comprehensive regional policy plans to address affordable housing needs of very low-income, low-income, and moderate-income households; requiring the state land planning agency to adopt criteria for the provision of such housing within each comprehensive regional policy plan; amending s. 186.515, F.S., relating to creation of regional planning councils under ch. 163, F.S.; updating cross-references to conform to renumbering; amending s. 187.201, F.S.; expanding the State Comprehensive Plan to include the provision of affordable housing to very low-income, low-income, and moderate-income households as a goal and a policy of the state; amending s. 337.241, F.S., relating to maps of reservation for transportation corridors and transportation facilities; updating a cross-reference to conform to renumbering; amending s. 369.303, F.S., relating to definitions under the Wekiva River Protection Act; updating a cross-reference to conform to renumbering; amending s. 380.06, F.S.; requiring each regional planning agency to include in its report to a local government information on the effect that a proposed development would have on the availability of affordable housing in the region; authorizing the addition of a specified amount of dwelling units to an approved development of regional impact without further development-of-regional-impact review if a specified amount of such units are affordable housing for very low-income, low-income, and moderate-income households; requiring a downtown development authority that submits a development-of-regional-impact application to submit information relating to the impact of its proposed development on the availability of affordable housing for such households; expanding the definition of the term “area-wide development plan” to include mitigation of adverse impacts of the plan upon the availability of affordable housing for such households; providing a criterion relating to the availability of such housing for evaluating petitions for authorization to submit a proposed areawide development of regional impact; updating cross-references to conform to renumbering; amending s. 380.061, F.S.; providing for the designation of a development as a Florida Affordable Housing Quality Development; requiring a developer to notify the Department of Community Affairs of its intent to seek such designation and to arrange for certain conferences with reviewing entities; providing that such designation is made by the state land planning agency; amending s. 403.522, F.S., relating to definitions under the Transmission Line Siting Act; updating a cross-reference to conform to renumbering; providing an effective date.

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

By Senator Kiser—

SB 2544—A bill to be entitled An act relating to procurement of personal property and services; creating s. 287.087, F.S.; providing a bidding preference for bidders on public contracts who certify that they have implemented the Drug-Free Workplace Act; providing an effective date.

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

By Senators Gordon and Casas—

SB 2546—A bill to be entitled An act relating to discriminatory employment practices; amending s. 760.02, F.S.; defining the term “H(2)(a) worker” for purposes of provisions relating to discrimination in the treatment of persons; amending s. 760.10, F.S.; providing that it is unlawful for certain employers to discriminate against or segregate an

employee or an applicant for employment based upon that person's status as a national or citizen of this country or an alien who may legally be employed in this country, but who is not a nonimmigrant alien admitted to the United States for agricultural labor or services of a temporary or seasonal nature pursuant to federal law; providing an effective date.

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

By Senators D. Childers, Davis, Bankhead and Deratany—

SB 2548—A bill to be entitled An act relating to the financing of seaport facilities and transportation projects; creating the Florida Seaport Transportation and Economic Development Trust Fund to finance certain port transportation or port facilities projects; providing for the trust fund to be funded from moneys in the Transportation Trust Fund; authorizing use of moneys in the trust fund to provide grants for specified port transportation or port facilities and improvements on a matching basis; specifying eligibility for project funding; providing limitations on receipt of moneys from the trust fund; requiring ports that receive port improvement funds to institute equal opportunity hiring procedures for jobs created as a result of the state funding; requiring ports that receive moneys from the trust fund to be subject to final audit; providing for expiration of such provisions and for review of such provisions in advance thereof; creating the Florida Seaport Transportation and Economic Development Council within the Department of Transportation to approve and rank projects for funding; providing for membership of the council; requiring the council to prepare and annually update a 5-year Florida Seaport Mission Plan; requiring the council to annually submit the Florida Seaport Mission Plan to the President of the Senate, the Speaker of the House of Representatives, the Department of Transportation, the Department of Commerce, and the Department of Community Affairs; requiring the council to recommend programs of training in job skills; requiring the council to adopt rules for evaluating projects; requiring the council to submit a list of projects it approves for funding to the Department of Transportation, the Department of Commerce, and the Department of Community Affairs for review; requiring the council to review the findings of such agencies; requiring the Department of Transportation to include in its annual budget request funding for a block grant program for port improvement projects; providing meeting and voting requirements for the council; providing for per diem and travel expenses of council members; providing for an administrative staff and for payment of administrative costs; providing for expiration of these provisions and for review of such provisions in advance thereof; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By the Committee on Governmental Operations—

SB 2550—A bill to be entitled An act relating to agency orders issued pursuant to the Administrative Procedure Act; amending s. 119.041, F.S.; prohibiting each state agency from disposing of records of certain agency orders; requiring each state agency to permanently maintain such records pursuant to rules of the Department of State; amending s. 120.53, F.S.; specifying the types of orders of a state agency that the agency must include within a subject-matter index that the agency must make available for public inspection and copying; specifying other information that each state agency must make available for public inspection and copying; requiring the department to establish procedures for state agencies to prepare subject-matter indexes and other lists of information that must be made available for public inspection and copying; requiring approval of the department of such procedures adopted by state agencies; revising requirements for the preservation of records of agency orders; providing for the publication of such orders in a designated reporter approved by or published by the department; authorizing the department to make such reporter available by annual subscription and to charge an agency a space rate to pay the cost of publishing the reporter; amending s. 120.59, F.S.; providing that certain final orders of state agencies must have the complete text of materials incorporated by reference attached to the order or must include a statement that specifies the location of such materials; requiring state agencies to number certain final orders in a certain manner; requiring state agencies to permanently preserve, pursuant to rules of the department, certain agency orders, subject-matter indexes, and lists that must be made available to the public; requiring the department to adopt rules to coordinate the indexing, listing, and preservation of orders and other information of state agencies that must be made available for public inspection and copying; requiring the department to provide by rule for storage and retrieval systems for state agencies to

index and preserve agency orders; requiring the department to determine which of the final orders of each state agency must be included in a subject-matter index that must be made available to the public; authorizing the department to obtain assistance and information from public officers and state agencies to coordinate and administer the indexing, listing, and publication of agency orders; requiring each state agency to submit to the department for approval its plans for coordinating and establishing procedures for indexing, listing, and publishing agency orders; providing an effective date.

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

By Senator Dudley—

SB 2552—A bill to be entitled An act relating to the Beverage Law; amending s. 561.025, F.S.; providing for the disposition of proceeds from certain surcharges; amending ss. 561.29, 562.11, 562.111, F.S.; providing surcharges on penalties for certain violations of the Beverage Law; providing an effective date.

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

By the Committee on Governmental Operations—

SB 2554—A bill to be entitled An act relating to public records; amending s. 119.085, F.S.; abrogating the repeal of provisions authorizing public records custodians to provide access to records by remote electronic means; deleting provisions relating to legislative review of said section; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Governmental Operations—

SB 2556—A bill to be entitled An act relating to the internal audit of state agencies; amending s. 20.055, F.S.; specifying a period during which a person who supervises a program function or operational unit within a state agency may respond to an adverse finding of the chief internal auditor of the state agency; repealing s. 2, ch. 86-131, Laws of Florida, to continue provisions relating to agency chief internal auditors and their duties; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Governmental Operations—

SB 2558—A bill to be entitled An act relating to the State Theater Program; deleting requirement that contracts with professional theatrical management companies must be signed by the chairman of the State Theater Board of Florida; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Brown—

SB 2560—A bill to be entitled An act relating to publications of the Department of Natural Resources; amending s. 370.021, F.S.; providing that moneys received for a publication of the department must be deposited into the fund from which the costs of publication were paid; authorizing the department to enter into agreements with private vendors to publish or produce public information materials of the department; providing for the publication of advertisements within such materials; providing that the department must approve such advertisements in order for the vendor to include them within the publications; requiring a disclaimer; providing an effective date.

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

By Senator Forman—

SB 2562—A bill to be entitled An act relating to the district school system; amending s. 230.2303, F.S., relating to the Florida First Start Program; providing conditions for parent resource centers; providing for model schools for coordinated children's services and requirements thereof; providing for funding of such model schools; providing for review and repeal; providing an effective date.

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

By Senator Davis—

SB 2564—A bill to be entitled An act relating to human subjects research under the Department of Health and Rehabilitative Services; creating s. 402.105, F.S.; providing a short title, purpose, and intent; providing definitions; creating the Review Council for Human Subjects; providing for membership, duties, and procedures; providing for an annual appropriation; providing for administration by the Department of Legal Affairs; providing for review of certain proposed research on human subjects; providing for rulemaking; providing for review and repeal; providing an effective date.

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

By Senator Plummer—

SB 2566—A bill to be entitled An act relating to insurance; creating the Automobile Insurance Cost Information Pilot Project within the Department of Insurance; providing intent; providing for telephone access to comparative premium cost information; providing for operation in a county selected by the department; providing for management, staffing, and acquisition of resources; providing for a public information program; providing for expiration of the project; providing appropriations; providing an effective date.

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

By Senator W.D. Childers—

SB 2568—A bill to be entitled An act relating to sale of liquefied petroleum gas; amending s. 527.01, F.S.; revising definitions; revising the types of activities that constitute a qualifier; amending s. 527.02, F.S.; revising licensure categories; providing an exemption; providing original application and renewal fees; revising examination requirements and fees; creating s. 527.021, F.S.; requiring annual registration of transport vehicles; providing a penalty; amending s. 527.03, F.S.; revising the licensure period; providing a restoration fee; amending s. 527.04, F.S.; revising bond and insurance requirements; amending s. 527.055, F.S.; revising powers of the Department of Insurance relating to competency standards; amending s. 527.0605, F.S.; providing for the application of chapter 527 to liquefied petroleum gas bulk storage locations; amending s. 527.061, F.S.; authorizing inspection of vehicles; amending s. 527.11, F.S., revising minimum storage requirements; amending s. 527.13, F.S.; increasing the civil penalty that may be imposed; amending s. 527.15, F.S.; correcting a cross-reference; providing an appropriation; providing an effective date.

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

By Senator Crenshaw—

SB 2570—A bill to be entitled An act relating to professional liability; amending s. 455.247, F.S.; requiring insurers, self-insurers, and joint underwriting associations to report claims or actions for damages to the Department of Professional Regulation; requiring the department to review such reports and take specified actions; amending s. 627.9126, F.S.; requiring insurers, self-insurers, and joint underwriting associations to maintain certain information on professional liability claims or actions; amending s. 766.314, F.S.; providing for calculation of contribution rates of insurers to the Florida Birth-Related Neurological Injury Compensation Plan; renumbering ss. 627.6057 and 627.6058, F.S., relating to medical malpractice insurers; repealing ss. 627.912, 627.9122, and 627.913, F.S., relating to reports of liability claims by insurers; amending ss. 458.331, 459.015, 461.013, 466.028, 624.488, and 629.518, F.S., to conform; providing an effective date.

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

By Senator Thurman—

SB 2572—A bill to be entitled An act relating to fire prevention and control; amending s. 633.01, F.S.; repealing a provision that requires the State Fire Marshal to regulate the storage, sale, and use of certain explosive and flammable materials; repealing a provision that requires the State Fire Marshal and the Department of Education to jointly prepare rules for safety inspections of district school facilities and community college facilities; amending s. 633.022, F.S.; providing that uniform firesafety standards apply only to public lodging establishments that are transient;

amending s. 633.061, F.S.; specifying procedures for reexamining persons who do not pass an examination that must be passed in order to be issued or to renew a license or permit to conduct certain businesses relating to fire extinguishers or preengineered fire extinguishing systems; providing penalties for false impersonation of the State Fire Marshal, an agent of the Division of State Fire Marshal of the Department of Insurance, a firefighter, or a fire safety inspector; amending s. 633.351, F.S.; revising standards for decertification of firefighters; providing for continuing education requirements for certain inactive firefighters to maintain certification; amending s. 633.445, F.S.; revising a reference to the Fire College Revolving Trust Fund; amending s. 633.45, F.S.; requiring the division to specify standards for the evaluation of institutions, instructors, and facilities for training firefighters and firefighter recruits; providing continuing education requirements for such instructors; amending s. 633.521, F.S.; revising procedures for the administration of the examination that a person must pass in order to be issued a certificate of competency as a contractor engaged in a business related to fire extinguishers or preengineered fire extinguishing systems; providing an effective date.

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

By Senator Thurman—

SB 2574—A bill to be entitled An act relating to personnel of the school system; creating s. 231.3605, F.S.; providing for employment of educational support employees; providing definitions; providing for a probationary period and regular appointment and specifying requirements therefor; providing for unsatisfactory performance; providing for notice and hearings; providing for an election of remedies; amending s. 120.68, F.S.; conforming provisions relating to judicial review; providing for review and repeal; providing an effective date.

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

By Senator Thurman—

SB 2576—A bill to be entitled An act relating to jai alai frontons; amending s. 551.09, F.S.; providing for the use of certain funds withheld for developing and constructing certain practice, development, or training facilities; prohibiting wagering at such facilities if such facilities are separate; providing an effective date.

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

By Senators Grant, Kirkpatrick, Gardner, Margolis, Stuart, Myers, Crenshaw, Davis, Girardeau, Woodson-Howard, Brown, Johnson, Thurman, Thomas, Weinstock, Grizzle, Forman, Casas, Jennings, Beard and Souto—

SB 2578—A bill to be entitled An act relating to teaching hospitals and regional poison control centers; creating s. 768.601, F.S.; providing definitions; providing limited immunity from civil liability for teaching hospitals under contract with state or local government to provide health care, and for the agents, employees, and students thereof; providing limited immunity from civil liability for regional poison control centers; providing that excessive judgments be reported to the Legislature; providing for patient notification; providing that existing public records provisions are not affected; providing an effective date.

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

By Senator Thurman—

SB 2580—A bill to be entitled An act relating to the Cooperative Act; amending s. 719.106, F.S.; prohibiting the board of administration from voting shares held by the corporation; providing that the name of any unit owner desiring to be a candidate for board membership be included on a preprinted ballot or official list of candidates upon proper petition; requiring that the ballot or official list of candidates be arranged in alphabetical order; providing that shareholders shall be entitled to participate in a forum after each board meeting; limiting the amount spent for capital projects without shareholder approval; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Thurman—

SB 2582—A bill to be entitled An act relating to the Florida Safety Belt Law; amending s. 316.614, F.S.; exempting United States Postal Service rural letter carriers from the requirement of being restrained by a safety belt under certain circumstances; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Grant—

SB 2584—A bill to be entitled An act relating to medical practice; amending s. 458.319, F.S.; requiring certain physicians to complete a clinical competency examination to renew their license; amending s. 458.347, F.S.; revising language with respect to the composition of the Physician Assistant Committee; providing an effective date.

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

By Senator Thurman—

SB 2586—A bill to be entitled An act relating to health studios; creating s. 501.0125, F.S.; declaring legislative findings with respect to health studio service contracts; creating s. 501.013, F.S.; specifying definitions for purposes of regulating health studios; creating s. 501.014, F.S.; exempting nonprofit organizations, gymnastics schools, and certain golf, tennis, racquetball, and dance clubs from regulations as health studios; creating s. 501.015, F.S.; requiring each health studio to register certain information with respect to each business location with the Department of Agriculture and Consumer Services; requiring the payment of registration fees; requiring each such registration to be renewed annually and pay a renewal fee; requiring such business location to pay a penalty for failure to renew registration within a specified period of time; requiring the registration of a health studio or the business location thereof that is sold to a new owner; creating s. 501.016, F.S.; requiring each business location of a health studio to obtain a surety bond, a letter of credit, or a guaranty agreement in a specified amount to secure payment of damages caused by violations of health care regulations; providing exemptions from the security requirements; authorizing the department to reduce the amount of required security, under certain circumstances; creating s. 501.017, F.S.; requiring certain provisions to be included in contracts for health studio services; providing for the cancellation of such contracts; requiring the department to resolve certain contract disputes; specifying a maximum time period for the term of such a contract and for the term of renewal of such a contract; requiring health studios that are exempt from security requirements to disclose such fact within the terms of its contracts; prohibiting health studios from offering services for an indefinite period of time; creating s. 501.018, F.S.; requiring health studios to notify its clients and the department of a change of ownership or majority ownership of the health studio, a move of its facilities, or the closing of a business location; creating s. 501.019, F.S.; requiring the department to adopt rules to regulate health studios, administer the registration of the business locations of health studios, and deposit the proceeds of fines and fees collected from health studios into the General Inspection Trust Fund of Florida; creating s. 501.0195, F.S.; specifying criminal penalties and administrative fines for violations of the act; authorizing the department to petition a circuit court for injunctive relief of contract disputes; repealing s. 501.012, F.S., relating to the regulation of health studios; providing an effective date.

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

SB 2588 was withdrawn prior to introduction.

SB 2590 was withdrawn prior to introduction.

By Senator Weinstein—

SB 2592—A bill to be entitled An act relating to the judiciary; amending s. 26.031, F.S.; increasing the number of judges for specified judicial circuits; amending s. 34.022, F.S.; increasing the number of judges for specified county courts; providing effective dates.

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

By Senator Walker—

SB 2594—A bill to be entitled An act relating to prisoner supervision programs; amending ss. 944.277, 947.146, 947.18, 948.01, 948.03, and

948.10, F.S., relating to provisional release, control release, parole, community control, and probation; requiring that offenders who committed controlled substances violations and who are placed on release under supervision submit to random substance abuse testing intermittently throughout the term of supervision as a condition of such release, upon the direction of the correctional probation officer; providing an effective date.

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

By Senator Langley—

SB 2596—A bill to be entitled An act relating to the protection of minors; amending s. 847.013, F.S., relating to the exposure of minors to harmful motion pictures, exhibitions, shows, presentations, or representations; removing an exemption for a minor who is accompanied by a parent; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Langley—

SB 2598—A bill to be entitled An act relating to bribery; creating s. 838.15, F.S.; establishing the offense of commercial bribe receiving, and providing felony penalties; creating s. 838.16, F.S.; establishing the offense of commercial bribery, and providing felony penalties; reenacting ss. 112.3173(2)(e)4., 121.091(5)(f), 772.102(1)(a)24., and 895.02(1)(a)26., F.S., relating to retirement benefits, civil remedies for criminal practices, and the Florida R.I.C.O. Act, to incorporate the amendment to ch. 838, F.S., in references thereto; providing an effective date.

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

By Senator Langley—

SB 2600—A bill to be entitled An act relating to sexual battery; amending s. 794.011, F.S.; providing that the offense of sexual battery includes attempted sexual battery; deleting references to physical force and violence not likely to cause serious personal injury from the elements of the second degree felony of sexual battery; providing penalties; reenacting ss. 110.1127(3)(a)1.l., 393.0655(1)(j), 394.457(6)(a)10., 396.0425(1)(j), 397.0715(1)(j), 402.305(1)(a)10., 409.175(4)(a)6.l., 775.15(7), 794.022, 794.023(2), 914.16, 944.033(4), 945.091(3), 946.40(4), 951.24(2)(c), 958.09(2), 959.06(3)(l), F.S., for the purpose of incorporating the amendments to s. 794.011, F.S., in references thereto; providing an effective date.

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

By Senator Gardner—

SB 2602—A bill to be entitled An act relating to insurance; creating s. 627.7278, F.S.; providing that premiums for motor vehicle insurance not exceed quotes; prohibiting renewal premiums from including certain increases; amending s. 627.728, F.S.; restricting nonrenewals; amending s. 627.7282, F.S.; providing that an insurer's right to cancel does not apply to certain policyholders; providing for review and repeal; providing an effective date.

—was referred to the Committee on Insurance.

By Senator Diaz-Balart—

SCR 2604—A concurrent resolution designating May ____, 1990, as Horacio Aguirre Day in the State of Florida.

—was referred to the Committee on Rules and Calendar.

By Senator Thurman—

SB 2606—A bill to be entitled An act relating to pharmacy; amending s. 465.008, F.S.; providing for a delinquency period and delinquency fees; amending s. 465.012, F.S.; deleting inactive applications and obsolete language; creating s. 499.0245, F.S.; requiring all drug products with a shelf life of 36 months or more manufactured or distributed in the state bear a standard expiration date; providing for exemptions; providing for rules; providing an effective date.

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

By Senator Thurman—

SB 2608—A bill to be entitled An act relating to environmental management; creating the "Florida Prescribed Burning Act"; providing legislative findings and purpose regarding prescribed burning as a land management tool; providing definitions; providing rulemaking authority of the Division of Forestry of the Department of Agriculture and Consumer Services; providing requirements for the conduct of prescribed burning; providing liability of property owner; requiring a report by the Department of Community Affairs, the Division of Forestry, and the Office of the State Fire Marshal regarding actions to minimize wildfires; providing duty of the Office of Environmental Education of the Department of Education; providing an effective date.

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

By Senator Thurman—

SB 2610—A bill to be entitled An act relating to victims of crimes; amending s. 39.408, F.S.; requiring that the parent or guardian and certain others receive notice of hearings in dependency cases; amending s. 415.508, F.S.; specifying when a guardian ad litem must be appointed in child abuse or neglect cases; specifying powers and duties of the guardian ad litem; amending s. 119.07, F.S.; providing confidentiality of specified information contained in victim impact statements; providing for future review and repeal; amending s. 918.16, F.S.; providing that victim or witness advocates may be present when a person under age 16 testifies concerning a sex offense; amending s. 921.001, F.S.; expanding the Sentencing Commission; providing for appointment of a victim advocate member; amending s. 947.146, F.S.; providing for examination of victim impact statements by the Control Release Authority; amending s. 960.001, F.S.; prohibiting exclusion of a victim or victim's witness, guardian, advocate, family member, or other representative from any portion of a hearing or trial pertaining to the offense based on the fact that such person is subpoenaed to testify, except in certain circumstances; authorizing presence of a victim advocate during depositions of a victim; amending s. 960.03, F.S.; redefining "crime" for purposes of victims' rights and crimes compensation; amending s. 960.04, F.S.; revising eligibility for crimes compensation awards; requiring the office of the State Courts Administrator to study and report on specified issues; providing appropriations; reenacting s. 960.07(1), F.S., to incorporate the amendment to s. 960.04, F.S., in a reference thereto; providing effective dates.

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

By Senator Thurman—

SB 2612—A bill to be entitled An act relating to voter registration information; amending ss. 98.081, 98.101, 98.412, and 98.461, F.S.; providing that certain voter registration records may be retained on certain media, such media maintained in the custody of the supervisor of elections, and the original records destroyed pursuant to the schedule approved by the Department of State; amending s. 92.295, F.S., relating to copies of voter registration records as evidence, to conform; providing an effective date.

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

By Senator Thurman—

SB 2614—A bill to be entitled An act relating to the correctional system; amending s. 921.231, F.S.; requiring certain information in presentence investigation reports; amending s. 945.10, F.S.; requiring the Department of Corrections to release presentence investigation information to specified state agencies in certain circumstances; providing an effective date.

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

By Senator Thurman—

SB 2616—A bill to be entitled An act relating to personnel of the school system; amending s. 231.17, F.S.; requiring the re-fingerprinting of individuals holding an active teaching certificate under certain circumstances; providing an effective date

—was referred to the Committees on Education and Appropriations.

By Senator Thurman—

SB 2618—A bill to be entitled An act relating to education; amending s. 230.2313, F.S.; providing the ratio of counselors to students in the public school system; providing such ratio in universities and community colleges; providing an effective date.

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

By Senator Thurman—

SB 2620—A bill to be entitled An act relating to motor vehicles; amending s. 319.225, F.S.; prescribing the number of reassignment-of-title forms which may be printed on title certificates; amending s. 319.23, F.S.; requiring applications for certificate of title to be sworn to before a notary or other officer; amending s. 319.30, F.S.; revising guidelines for when a damaged motor vehicle or mobile home must be declared salvage; amending s. 320.01, F.S.; defining the terms "resident" and "nonresident" with respect to the Florida Statutes; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Thurman—

SB 2622—A bill to be entitled An act relating to commercial feed; amending s. 580.051, F.S.; providing additional exemptions from label requirements on feed bags sold at retail; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Thurman—

SB 2624—A bill to be entitled An act relating to motor vehicle licenses; amending s. 320.01, F.S.; specifying a maximum size that a recreational vehicle may be in square feet in order to be defined as a motor vehicle for purposes of provisions relating to motor vehicle licenses; providing an effective date.

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

By Senator Thurman—

SB 2626—A bill to be entitled An act relating to safety standards for construction; creating the "Trench Safety Act"; providing requirements with respect to bid documents and contracts for construction projects which contain trenches which exceed a certain depth; providing for required information; providing a definition; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Thurman—

SB 2628—A bill to be entitled An act relating to horseracing; creating s. 550.0505, F.S.; authorizing the issuance of additional thoroughbred horse racing permits under certain circumstances; providing an effective date.

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

By Senator Thurman—

SB 2630—A bill to be entitled An act relating to pari-mutuel wagering; authorizing permitholders of horse racetracks to enter into agreements with permitholders of pari-mutuel facilities to broadcast live races from the horse racing track to the pari-mutuel facilities; authorizing wagering on such races at the pari-mutuel facilities where such broadcasts are received; providing that wagers taken at the facility that receives the broadcast of the race must be combined with wagers taken on the race at the racetrack where the race is conducted; providing that such wagers must be combined with the pari-mutuel pool at the racetrack where the race is conducted; requiring pari-mutuel facilities that send or receive broadcasts of horseraces to conduct a specified number of live wagering performances each year; prohibiting a pari-mutuel facility to receive a broadcast of certain races within a specified distance of a licensed horse racetrack while a race is conducted at that track; authorizing certain horse racetracks to receive broadcasts of horseraces from other states or countries and to relay the broadcasts to pari-mutuel facilities, if such broadcasts are approved by the Florida Pari-mutuel Commission; specifying the tax on wagers placed on races at a facility that receives a broadcast of the races; providing for the payment of commis-

sion, purses, owners' awards, and breeders' awards; providing an effective date.

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

By Senator Thurman—

SB 2632—A bill to be entitled An act relating to public swimming and bathing facilities; creating the Public Swimming Pool Board within the Department of Health and Rehabilitative Services; providing for appointment of members to the board; providing for meetings and organization of the board; specifying purposes of the board; requiring the board to recommend to the department standards for the construction of public swimming pools; requiring the board to recommend to the department the approval or denial of applications for permission to vary from public swimming pool construction standards; providing for the reimbursement of per diem and travel expenses of members of the board; repealing s. 514.028, F.S., relating to an advisory review board that advises the department regarding the regulation of public swimming and bathing facilities; providing an effective date.

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

By Senator Thurman—

SB 2634—A bill to be entitled An act relating to sentencing; adopting and providing for implementation of the revisions to the sentencing guidelines proposed by the Florida Supreme Court in accordance with s. 921.001, F.S.; providing an effective date.

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

By Senator Thurman—

SB 2636—A bill to be entitled An act relating to games of chance; creating s. 849.0937, F.S.; providing definitions; authorizing certain charitable, nonprofit, or veterans' clubs to conduct certain games of chance; providing requirements and restrictions regarding the conduct of such games; providing a penalty; providing an effective date.

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

By Senators Peterson, W.D. Childers, Grizzle and Bankhead—

SB 2638—A bill to be entitled An act relating to emergency medical assistance; creating s. 401.291, F.S.; providing legislative intent; providing conditions under which an individual may use an automatic or semiautomatic defibrillator; providing certain training requirements; establishing responsibilities for an emergency medical services medical director; requiring emergency medical services medical directors to establish certain policies and procedures; directing the Department of Health and Rehabilitative Services to conduct an evaluation; requiring a report; providing for review and repeal; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Thurman—

SB 2640—A bill to be entitled An act relating to auctioneers; amending s. 468.382, F.S.; providing definitions; amending s. 468.383, F.S.; revising exemptions; amending ss. 468.385 and 468.387, F.S.; providing intent relating to bonding requirements; amending s. 468.388, F.S.; revising requirements for advertising; amending s. 468.389, F.S.; increasing a penalty; creating ss. 468.392, 468.393, 468.394, 468.395, 468.396, 468.397, 468.398, and 468.399, F.S.; establishing the Auctioneer Recovery Fund; providing for payments from the fund to settle claims against auctioneers; providing for license surcharges to be deposited in the fund; providing for operations of the fund, including crediting of interest and payment of expenses; specifying conditions and eligibility for recovery from the fund; providing limitations; providing for distribution of payment when claims exceed the limitations; providing for joinder of claims; providing for prorating of payments under certain circumstances; providing for suspension of license until repayment to the fund of amount paid in claims against the licensee; providing for expenditure of excess funds; providing for future repeal of ss. 468.385(9)-(13), 468.387(3)-(4), and 468.389(2)(d), F.S., relating to bonding; providing for review and repeal; providing an effective date.

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

By Senator Grant—

SB 2642—A bill to be entitled An act relating to contracts in restraint of trade; amending s. 542.33, F.S.; providing that with respect to certain contracts in restraint of trade the court shall not enter an injunction under certain circumstances; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Kirkpatrick—

SB 2644—A bill to be entitled An act relating to health care services pools; amending s. 402.48, F.S.; revising an exclusion from the definition of the term "health care services pools" for purposes of regulation of such pools; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Deratany—

SB 2646—A bill to be entitled An act relating to private activity bond financing; amending s. 159.806, F.S.; specifying a procedure for allocating moneys from regional allocation pools to a state agency located within more than one region; providing for an allocation to a state agency from a regional allocation pool for a project located outside the region; prohibiting the Division of Bond Finance of the Department of General Services from authorizing a state agency to issue bonds during a year after a year during which the agency issued bonds equal to the allocation pool of the region where the agency is located; providing an exception to the prohibition; providing effective dates.

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

By Senator Peterson—

SB 2648—A bill to be entitled An act relating to education; amending s. 231.17, F.S.; providing a 1-year extension of a 2-year nonrenewable teaching certificate in certain circumstances; creating s. 231.1725, F.S.; prescribing requirements for the employment of substitute teachers, teachers of adult education, and nondegree teachers of vocational education; requiring applicants for teaching certificates to file a complete set of fingerprints; creating s. 231.173, F.S.; prescribing qualifications for certification of experienced out-of-state teachers; creating s. 231.174, F.S.; authorizing alternative teacher preparation programs in certain areas; providing an effective date.

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

By Senator Thurman—

SB 2650—A bill to be entitled An act relating to solid waste collection and disposal; providing for the creation of a study commission within the Public Service Commission to study the solid waste collection and disposal industry and the necessity for greater state regulation of the industry; providing powers and duties; providing for a report; providing an effective date.

—was referred to the Committees on Economic, Professional and Utility Regulation; and Natural Resources and Conservation.

By Senator Thurman—

SB 2652—A bill to be entitled An act relating to pesticide; amending s. 487.158, F.S.; changing the amount of the administrative fine which is applicable to those who are guilty of certain grounds for disciplinary action under the Florida Pesticide Law; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Walker—

SB 2654—A bill to be entitled An act relating to water management districts; amending s. 373.069, F.S., relating to the boundary between the Northwest Florida Water Management District and the Suwannee River Water Management District; removing specified territory from the Northwest Florida Water Management District, and including such territory within the boundaries of the Suwannee River Water Management District; providing for continuation of rules and permits; providing for transfer of applications for permits; providing that a period for noncompliance for water use permits begins on the date of the transfer of territory; providing an effective date.

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

By Senator Johnson—

SB 2656—A bill to be entitled An act relating to workers' compensation; amending s. 440.02, F.S.; redefining "accident," "injury," and "wages"; amending s. 440.09, F.S.; expanding the exclusion from benefits for injuries occasioned by the use of drugs; amending s. 440.10, F.S.; specifying the liability of subcontractors to contractors; amending s. 440.12, F.S.; removing an exception to disallowed benefits during the first 7 days of an injury; amending s. 440.13, F.S.; removing a limitation on the ability of a carrier to deauthorize a health care provider and the penalty for violation thereof; providing for evaluations of injured employees by employee-selected health care providers; providing circumstances for selection of the health care provider by the employer or by the judge of compensation claims; providing immunity from liability for health care providers providing such evaluations; providing that a claimant's family members may be paid for any custodial care only if the employer volunteers to do so; removing the prohibition against an employer coercing an employee in the choice of a physician or treatment in certain circumstances; providing for collection of hospital charge data by the Division of Workers' Compensation of the Department of Labor and Employment Security; requiring a panel to adopt a schedule of maximum reimbursement allowances; amending s. 440.14, F.S.; providing for determination of wage of seasonal workers; amending s. 440.15, F.S.; revising provisions for compensation for disability; limiting claims for permanent total disability; limiting entitlement to supplemental payments; removing a provision that entitles certain employees to temporary total disability compensation at 80 percent of average weekly wage; lowering the percentage of the difference between wages before and after the injury that is paid as wage-loss benefits; providing circumstances under which a statute of limitations may not be tolled or extended; providing for termination of wage-loss benefits 52 weeks after maximum medical improvement; providing exceptions; limiting compensation for subsequent injuries; providing for calculation of benefits when a claimant refuses employment or is terminated from employment; amending s. 440.19, F.S.; requiring additional information and evidence in claims for benefits; limiting award of attorney's fees; requiring the division to assist unrepresented claimants; amending s. 440.20, F.S.; specifying obligations of the division to provide training and education; authorizing lump-sum payments for training and education expenses; amending s. 440.25, F.S.; providing for handling of files; limiting voluntary dismissals without prejudice to one per claim; requiring setting of pretrial hearing within a specified time; requiring a certain time to be allowed for discovery; requiring a final hearing to be held and concluded within a specified time; limiting continuances; requiring the judge of compensation claims to determine all disputes in a summary manner; amending s. 440.34, F.S.; removing authority of judge of compensation claims to depart from the statutory formula for attorney's fees; prohibiting attorney's fees for services rendered after resolution of the claim by adjudication or agreement; limiting circumstances in which a claimant may recover attorney's fees from an employer or carrier; amending s. 440.38, F.S.; authorizing an employer to secure payment of compensation by contracting with an individual self-insurer under an individual-self-insurer-provided self-insurance program; amending s. 440.49, F.S.; providing that certain vocational and rehabilitative services are considered benefits to the employee, rather than loss adjustment expenses of the employer or carrier; amending s. 440.571, F.S.; providing that an individual self-insurer meeting certain requirements may contract to assume workers' compensation liabilities of contractors or subcontractors; amending s. 626.869, F.S.; specifying educational requirements for renewal of license or permit as a workers' compensation insurance adjuster; repealing ss. 440.151(1)(e) and 440.26, F.S., relating to presumptions that a claim is within the workers' compensation law, that sufficient notice of the claim has been given, that the injury was not occasioned by the claimant's willful intention to kill or injure himself or another; providing an effective date.

—was referred to the Committees on Insurance and Appropriations.

By Senator Bankhead—

SB 2658—A bill to be entitled An act relating to the Jacksonville Transportation Authority; amending s. 349.05, F.S.; repealing a maximum limit on the interest rates of bonds issued by the authority; deleting provisions that require publication of notice of the sale of such bonds; revising the procedure for the sale of such bonds to provide that such bonds must be sold pursuant to the State Bond Act and to provide for the underwriting of such bonds; authorizing the authority to employ fiscal agents; revising a provision that authorizes the State Board of Administration to act as fiscal agent for the authority; providing an effective date.

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

By Senator Grant—

SB 2660—A bill to be entitled An act relating to dance studio services or lessons; creating s. 501.015, F.S.; creating the "Dance Studio Act"; providing legislative intent; providing definitions; providing applicability; providing contract requirements; providing definitions; providing applicability; providing contract requirements; requiring a written contract; requiring disclosure of costs; providing cancellation rights; providing for prohibited contract provisions; providing for general contract provisions; providing prohibited acts; providing for enforcement by aggrieved customers; providing an exemption; providing penalties; providing an effective date.

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

By Senator Stuart—

SB 2662—A bill to be entitled An act relating to education; establishing teaching profession enhancement grants; providing for public school districts, community colleges, and public and private colleges and universities to submit grant proposals; providing for review of proposals by an advisory committee; authorizing the Commissioner of Education to select proposals for funding; establishing eligibility requirements; requiring grant recipients to submit a report to the commissioner; requiring the commissioner to submit a report on the funded proposals to the Governor and the Legislature; providing for the Department of Education to supply technical assistance in the development and review of proposals; providing for rulemaking by the department; providing an effective date.

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

By Senator Kiser—

SJR 2664—A joint resolution proposing an amendment to Sections 15 and 16 of Article III of the State Constitution relating to the Legislature.

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

By Senator Bruner—

SB 2666—A bill to be entitled An act relating to workers' compensation; amending s. 440.09, F.S.; specifying the level of controlled substances in an employee's system that creates a presumption of impairment for purposes of denial of compensation; reenacting s. 440.10(2), F.S., to incorporate the amendment to s. 440.09, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Insurance.

By Senator Thomas—

SB 2668—A bill to be entitled An act relating to insurance; amending s. 626.9541, F.S.; specifying unfair methods of competition; providing that removal of discounts or credits does not constitute a request for additional premium as it relates to unfair or deceptive practices; amending s. 627.727, F.S.; specifying which motor vehicles are subject to certain insurance requirements; limiting certain recovery to compensatory damages; providing maximum limits of uninsured motorist coverage; amending s. 627.733, F.S.; providing recovery for personal injury protection benefits; amending s. 627.736, F.S.; providing for reimbursement of benefits paid, plus interest; providing alternate methods of payment; providing for payment directly to a health care provider; revising provisions related to withdrawal of payments to a treating physician; amending s. 627.737, F.S.; providing limitations on tort actions; amending s. 627.739, F.S.; providing coverage availability for specified medical providers; amending s. 627.7405, F.S.; providing reimbursement rights; reviving and readopting the provisions of s. 626.9541, F.S., notwithstanding repeal scheduled pursuant to the Regulatory Sunset Act; providing for applicability of the act; providing an effective date.

—was referred to the Committee on Insurance.

By Senator Langley—

SB 2670—A bill to be entitled An act relating to insurance; amending s. 624.315, F.S.; deleting specified annual report requirements; amending s. 624.418, F.S.; deleting the exception for health insurers from the provisions relating to suspension and revocation of certificates of authority for violations of certain financial conditions; amending s. 624.424, F.S.; providing that all insurers file independent certified public accountant

audited financial reports on a statutory basis; amending s. 624.5015, F.S.; clarifying title insurer license requirements; amending s. 625.151, F.S.; modifying the valuation of certain securities; creating s. 625.181, F.S.; providing for the financial determination of assets received as capital contributions by insurers; amending s. 625.325, F.S.; clarifying the limitations in investments in subsidiaries; amending ss. 625.50, 625.52, F.S.; providing for acceptance by the Department of Insurance of specified agent deposits; amending s. 627.4133, F.S.; exempting mortgage guaranty insurance from notice requirements; amending s. 627.476, F.S.; requiring life insurers to grant reduced paid-up nonforfeiture benefits in specified circumstances; amending s. 627.6785, F.S.; providing that credit life and credit disability policies must not make ineligible debtors under specified ages; amending s. 627.7288, F.S.; limiting applicability of the exclusion of motor vehicle glass from deductibles; amending s. 627.782, F.S.; clarifying rate terminology; amending s. 627.803, F.S.; requiring variable or indeterminate value contracts to contain certain notice; amending s. 627.915, F.S.; deleting specified insurer experience reporting requirements; amending s. 634.312, F.S.; requiring home warranty policies to be delivered to the insured within a specified time; providing that the application is part of the contract; providing an effective date.

—was referred to the Committee on Insurance.

By Senator Thurman—

SB 2672—A bill to be entitled An act relating to the Department of Environmental Regulation; amending s. 403.061, F.S.; authorizing the department to provide for Outstanding National Resource Waters; providing criteria; providing restrictions on activities that lower water quality; providing for rules; providing for legislation; ratifying rules establishing Biscayne Bay National Park and Everglades National Park as Outstanding National Resource Waters; providing an effective date.

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

By Senator Thurman—

SB 2674—A bill to be entitled An act relating to commercial motor vehicles; amending s. 316.3027, F.S.; requiring display of the vehicle owner's telephone number; requiring display of certain information on the rear of the vehicle; providing exceptions; providing that the use of a company logo complies with identification requirements only if a unit number is displayed; reenacting s. 316.3025(3)(a)7., F.S., for the purpose of incorporating the amendment to s. 316.3027, F.S., in a reference thereto; providing penalties; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Thurman—

SB 2676—A bill to be entitled An act relating to the naming of state facilities; designating the Department of Agriculture and Consumer Services complex in Tallahassee the "Doyle E. Conner Agricultural Complex"; designating the main administration building within the complex in Tallahassee the "Doyle E. Conner Building"; providing for the erection of appropriate markers; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Meek—

SB 2678—A bill to be entitled An act relating to community colleges; authorizing community colleges to employ police officers to maintain order on campus; specifying the powers and duties of such police officers; requiring such officers to deliver persons they arrest to the local sheriff or law enforcement agency; providing that such officers must meet certain minimum training standards; requiring community colleges to maintain a surety bond on each officer it employs; requiring community colleges in cooperation with the Department of Law Enforcement to adopt rules for appointing, employing, and removing such officers and to write a policy manual specifying certain procedures for community college police; requiring each community college to prepare certain reports of statistics of crimes committed on its campus; requiring the State Board of Community Colleges to compile such reports into a single report for submission to the Commissioner of Education; providing an effective date.

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

By Senator Weinstock—

SB 2680—A bill to be entitled An act relating to concensus estimating conferences; amending s. 216.136, F.S.; establishing the Children's Needs Estimating Conference; providing a purpose; providing duties; providing for principal participants; providing an effective date.

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

By Senator Forman—

SB 2682—A bill to be entitled An act relating to juvenile welfare services; requiring the Department of Health and Rehabilitative Services to conduct a study of how to create children's services councils; providing the subject matter of the study; requiring a report to the Governor and the Legislature; providing an effective date.

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

By Senator Kiser—

SB 2684—A bill to be entitled An act relating to transportation right-of-way acquisition and bridge construction; authorizing the Division of Bond Finance of the Department of General Services to issue bonds for right-of-way acquisition and bridge construction projects contained in a plan of the Department of Transportation; providing an effective date.

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

By Senator Johnson—

SB 2686—A bill to be entitled An act relating to contests and exhibitions of fighting skills and techniques; amending s. 548.002, F.S.; revising and adding definitions of terms used for purposes of provisions relating to the regulation of professional boxing, kickboxing, martial arts, and wrestling; amending s. 548.003, F.S.; authorizing the State Athletic Commission of the Department of Business Regulation to adopt standards and procedures for the issuance of licenses and permits pursuant to ch. 548, F.S.; deleting obsolete provisions; providing for filling of vacancies on the commission; amending s. 548.004, F.S.; providing for the duties of the executive secretary of the commission; authorizing the commission to employ an assistant executive secretary to administer the regulation of professional wrestling; providing for the salary of the assistant executive secretary; authorizing the assistant executive secretary to act as executive secretary if the the executive secretary is absent; authorizing both secretaries to appoint commission representatives and inspectors; amending s. 548.006, F.S.; providing that the commission has authority to regulate professional boxing, kickboxing, martial arts, and wrestling matches, professional participants in such matches, and promotions of such matches; prohibiting such matches to be held without the approval of the commission; providing for appointment of various officials and for reimbursement of their travel expenses; amending s. 548.007, F.S.; providing that a prohibition against toughman or badman matches applies to amateur competition and matches conducted or sponsored by certain organizations; amending s. 548.008, F.S.; revising the prohibition against the promotion or conduct of toughman or badman matches; providing that a person who promotes, conducts, or participates in such a match is guilty of a second-degree misdemeanor; requiring the commission to notify the state attorney's office of the name of any such person; amending s. 548.011, F.S.; authorizing the commission to deny the issuance of certain licenses or permits and to impose administrative fines for violations of ch. 548, F.S.; amending s. 548.012, F.S.; requiring a person to be licensed by the commission in order to participate in, or act as an official for, a professional boxing, kickboxing, martial arts, or wrestling match; providing that a person who participates in or officiates such a match without a license is guilty of a second-degree misdemeanor; creating s. 548.0125, F.S.; specifying a procedure for applying to the commission for licenses; amending s. 548.014, F.S.; providing that a person must file a surety bond, or other security with the commission to be issued a license to promote a match; increasing the amount of the bond or security required; authorizing the commission to require additional bonds under certain circumstances; repealing references to foreign copromoters; revising a provision that requires the commission to return the bond or security; amending s. 548.021, F.S.; providing prerequisites for applications and permits; amending s. 548.022, F.S.; providing for oral examinations; creating s. 548.0231, F.S.; providing for the medical examination of participants and

referees of a professional boxing, kickboxing, martial arts, or wrestling match; providing for the suspension of the license of any person who refuses to undergo such medical examination; amending s. 548.025, F.S.; specifying license fees charged by the commission for the various licenses authorized; amending s. 548.026, F.S.; providing for duration of licenses; amending s. 548.028, F.S.; revising a provision that prohibits the commission from issuing a license to persons who have been administratively sanctioned or convicted for certain conduct; prohibiting the issuance of a license to a professional wrestler, boxer, kickboxer, or referee who is older than a specified age, unless a physician declares such person fit to participate in a match; amending s. 548.032, F.S.; revising provisions relating to the issuance of permits to present a match or a program of matches; specifying maximum fees for such permits; amending s. 548.033, F.S.; prohibiting the issuance of a permit for a match where prohibited by local ordinance or resolution; creating s. 548.036, F.S.; prohibiting the advertising of a staged wrestling exhibition as a wrestling match; amending s. 548.037, F.S.; deleting an obsolete penalty provision relating to limitation of admissions based on seating capacity; amending s. 548.042, F.S.; prohibiting professional boxers, kickboxers, martial artists, and wrestlers from participating in a match under a fictitious name unless it is registered with the commission; amending s. 548.043, F.S.; providing for categories of weight for boxing, kickboxing, and martial arts matches; increasing the maximum weight of boxing gloves that may be used in boxing matches; creating s. 548.0435, F.S.; requiring the commission to adopt requirements and standards relating to the apparel, appearance, costumes, and hair length of, and makeup, lotions, and substances applied to, any person that it licenses; creating s. 548.044, F.S.; authorizing the commission to adopt rules for conducting matches; prohibiting certain activities outside the ring or ring apron; prohibiting any activity that threatens, endangers, or intimidates a referee, a member of the public, or an employee or representative of the commission; amending s. 548.045, F.S.; revising provisions relating to the medical advisory council to the commission; amending s. 548.046, F.S.; providing for the suspension of the license of a boxer, kickboxer, martial artist, wrestler, or referee who is declared unfit to participate in a match by a physician; creating s. 548.0465, F.S.; requiring a promoter of a match to provide for the presence of an emergency medical technician and an ambulance at the match; amending s. 548.047, F.S.; providing for the duty of a licensee to disclose certain conditions of a participant; creating s. 548.048, F.S.; requiring the commission to adopt rules by which a boxer, kickboxer, martial artist, or wrestler may not participate in a match for a period of time after each match in which he participates; amending s. 548.049, F.S.; revising provisions relating to medical, surgical, hospital, and life insurance of participants and referees of a match; providing for the provision of such insurance by promoters; authorizing the commission to require promoters to obtain liability insurance for each match; amending s. 548.05, F.S.; specifying contracts relating to professional boxing, kickboxing, martial arts, and wrestling that the commission may regulate; providing for the termination of certain contracts upon the suspension of the license of certain parties to the contract; amending s. 548.052, F.S.; revising a prohibition on the payment of advances by a promoter to a contestant prior to a contest, to repeal a reference to foreign copromoters; amending s. 548.053, F.S.; revising provisions relating to the distribution of purses to provide for the distribution of moneys to participants and officials of matches; amending s. 548.054, F.S.; revising a requirement that a promoter withhold a purse payable to a participant to require promoters to withhold moneys payable to any person under the jurisdiction of the commission, under certain circumstances; providing a procedure to contest any such withholding; amending s. 548.056, F.S.; authorizing the commission to prohibit financial relationships between persons whom it regulates to prevent the corruption of boxing, kickboxing, and martial arts matches; amending s. 548.057, F.S.; authorizing the commission to require promoters to pay for the attendance of officials at matches; creating s. 548.0575, F.S.; authorizing the commission to specify the fees of such officials; amending s. 548.058, F.S.; deleting an obsolete penalty provision relating to sham or collusive contests; amending s. 548.06, F.S.; repealing provisions relating to information that a promoter must file with the commission relating to a match he holds; deleting an obsolete penalty provision; amending s. 548.061, F.S.; revising provisions relating to closed circuit telecasts of matches; requiring a person who sells or transfers distribution rights of such a telecast to be licensed as a promoter; requiring such persons, cable operators, and other persons who telecast matches to file certain information and pay a tax to the commission; specifying criminal penalties for failure to file such information or pay such tax; creating s. 548.062, F.S.; authorizing the commission to specify the method and form of payments made pursuant to ch. 548, F.S.; amending s. 548.064, F.S.; prohibiting the destruction of tickets to closed circuit telecasts of

matches, complimentary tickets to matches, and documents or reports maintained pursuant to ch. 548, F.S.; providing that the destruction of such a ticket or document is a second-degree misdemeanor; amending s. 548.066, F.S.; revising procedures for refunding tickets to canceled matches or programs of matches; revising sanctions relating thereto; providing for the deposit of the proceeds of certain such tickets into the State Athletic Commission Trust Fund; amending s. 548.069, F.S.; revising a provision that prohibits persons under 16 years of age from attending matches to repeal an exemption of amateur matches from the prohibition; amending s. 548.07, F.S.; authorizing the executive secretary and assistant executive secretary of the commission to suspend licenses or permits issued by the commission; revising conditions under which a license or permit may be suspended; amending s. 548.071, F.S.; providing for the denial of an application for a license or a permit from the commission under certain circumstances; authorizing the commission to impose a fine upon a licensee or permittee, under certain circumstances; prohibiting the transfer of a license or permit or any right or authority provided thereby; amending s. 548.073, F.S.; providing for commission hearings; amending s. 548.074, F.S.; authorizing the executive secretary and the assistant executive secretary to issue subpoenas pursuant to an investigation by the commission; amending s. 548.075, F.S.; providing for administrative fines; amending s. 548.077, F.S.; providing for the collection and disposition of moneys under ch. 548, F.S.; amending s. 548.079, F.S.; deleting an obsolete penalty provision; repealing ss. 548.001, 548.013, 548.017, 548.035, 548.041, F.S., relating to a short title, foreign copromoters' licenses, persons who must be licensed by the commission, permit fees, and age requirements for boxers, respectively; providing an appropriation from the General Revenue Fund to the State Athletic Commission Trust Fund to implement the wrestling provisions of the act; providing an effective date.

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

By Senator Diaz-Balart—

SB 2688—A bill to be entitled An act relating to public officers; creating s. 112.535, F.S.; providing that a law enforcement officer or a correctional officer has a cause of action against a person or an entity for damages, or for abridgment of his rights, arising out of the performance of his official duties; creating s. 112.536, F.S.; providing that the rights of law enforcement and correctional officers specified in pt. VI, ch. 112, F.S., are not exclusive; providing an effective date.

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

By Senator Gordon—

SB 2690—A bill to be entitled An act relating to minimum wages; requiring employers to pay employees specified hourly minimum wages; providing an exception for employees who receive tips in excess of specified amounts; providing an exception to the minimum wage requirement for certain employees; requiring the Department of Labor and Employment Security to propose legislation to conform wage requirements of the state to federal law; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Deratany—

SB 2692—A bill to be entitled An act relating to the sales, storage, or use tax; amending s. 212.06, F.S.; imposing a use tax on certain motor vehicles imported or caused to be imported into this state; specifying the amount of and manner of calculating the tax; providing an exemption for payment of a like tax in another state or territory and requiring proof of such payment; providing an effective date.

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

By Senator Grant—

SB 2694—A bill to be entitled An act relating to emergency medical services; prohibiting emergency medical services providers from refusing to respond to a medical emergency due to its having occurred within another political subdivision; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Thomas—

SB 2696—A bill to be entitled An act relating to damages, amending s. 768.79, F.S.; providing additional grounds for the recovery of costs and attorney's fees; amending s. 768.81, F.S.; revising the effect of claimant's contributory fault; providing for applicability; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Scott—

SB 2698—A bill to be entitled An act relating to county and municipal detention facilities; amending s. 951.23, F.S.; amending the definition of the term "reduced custody housing area"; providing for standards for temporarily housing certain inmates in reduced custody housing areas in specified circumstances; providing an effective date.

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

By Senator Deratany—

SB 2700—A bill to be entitled An act relating to building contractors and developers; amending s. 501.1375, F.S.; allowing the use of irrevocable letters of credit in lieu of surety bonds when a contractor or developer wants to use a buyer's escrowed funds for building purposes; providing that master surety bonds and letters of credit are not subject to a mechanic's lien or lien of any lending institution or subrogation; providing an effective date.

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

By Senator Thurman—

SB 2702—A bill to be entitled An act relating to petroleum storage systems; amending s. 376.3071, F.S.; revising language with respect to the early detection incentive program; providing that willful failure to perform certain acts be construed to be gross negligence in the maintenance of a petroleum storage system; revising a provision relating to eligibility to participate in the early detection incentive program; providing a procedure by which ineligible, polluted petroleum storage system sites may be rehabilitated pursuant to the program, upon proof of compliance with certain regulations; providing for payment or reimbursement of the costs of such rehabilitation from the Inland Protection Trust Fund; specifying a procedure for reimbursement of the costs of groundwater cleanup; amending s. 206.9935, F.S.; providing a procedure for increasing the tax for inland protection under certain circumstances; amending s. 376.305, F.S.; authorizing the Department of Environmental Regulation to conduct a program to provide grants to pay the costs of rehabilitating contaminated sites that have abandoned petroleum storage systems on them; specifying eligibility criteria; providing an appropriation from the Inland Protection Trust Fund to the Department of Environmental Regulation; providing an effective date.

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

By Senator Bankhead—

SB 2704—A bill to be entitled An act relating to noncriminal traffic infractions; amending s. 318.14, F.S.; requiring approval of driver improvement courses by the Traffic Court Review Committee; providing for minimum standards; providing for certification; limiting the number of programs that may be offered in any area; requiring proof of nonprofit status; specifying minimum length of course; providing for a course for persons cited for an infraction a second time within 12 months; providing effective dates.

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

By Senator Stuart—

SB 2706—A bill to be entitled An act relating to economic development; creating s. 289.001, F.S.; creating the Florida Strategic Fund Act of 1990; creating s. 289.002, F.S.; describing the purposes of the act; amending s. 289.011, F.S.; providing definitions; amending s. 289.021, F.S.; providing for the incorporation of business and industrial development corporations; creating s. 289.022, F.S.; providing procedures and requirements for licensing of such corporations and for surrender of

licenses; creating s. 289.023, F.S.; providing for investment in such corporations by the Florida Strategic Fund Board and providing requirements with respect thereto; creating s. 289.024, F.S.; providing special requirements relating to minority business and industrial development corporations; creating s. 289.025, F.S.; providing for fees; creating s. 289.026, F.S.; providing requirements for the transaction of business by business and industrial development corporations; providing requirements relating to budgets, investments, and extensions of credit; providing for application of penalties relating to usury; providing requirements relating to control of a business firm; prohibiting certain self-dealing; providing prohibitions relating to transactions involving affiliates; creating s. 289.027, F.S.; providing for the operations of such corporations; creating s. 289.028, F.S.; providing requirements relating to recordkeeping, audits, and reports; creating s. 289.029, F.S.; requiring an annual report; creating s. 289.032, F.S.; providing procedures and requirements for mergers, acquisitions, and consolidations; creating s. 289.033, F.S.; specifying unlawful activities and providing a penalty; amending s. 289.121, F.S.; requiring periodic examinations and reports of such corporations and providing requirements with respect thereto; creating s. 289.122, F.S.; creating the Florida Strategic Fund Board; requiring board members to file public disclosure of financial interests; creating s. 289.123, F.S.; providing powers of the board; creating s. 289.124, F.S.; providing for seed capital investments; creating s. 289.125, F.S.; providing for management and technical assistance by the board; providing for a private enterprise assistance account; providing for loans; creating s. 289.126, F.S.; creating a BIDCO Trust Fund; amending s. 289.151, F.S.; providing for dissolution of such corporations; amending s. 289.181, F.S.; providing for tax exemptions and credits; amending s. 289.191, F.S.; providing for occupational license taxes; amending s. 289.201, F.S.; providing for such corporations' fiscal year; amending ss. 220.183, 624.5105, F.S., relating to community contribution tax credits against the corporate income tax and insurance premium taxes; removing the Florida Industrial Development Corporation as an "eligible sponsor"; amending s. 658.67, F.S.; providing for investments by banks in such corporations; repealing ss. 289.031, 289.041, 289.051, 289.061, 289.071, 289.081, 289.091, 289.101, 289.111, 289.131, 289.141, 289.161, 289.171, F.S., relating to Florida Industrial Development Corporations and their powers, financial transactions, membership, and conduct of business; repealing s. 159.445, F.S., which creates the Florida Seed Capital Fund, and transferring moneys therein to the BIDCO Trust Fund; providing appropriations; providing an effective date.

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

By Senator Forman—

SM 2708—A memorial to the Congress of the United States, urging Congress to clarify the power of the state to assess health self-insurance programs under the Employee Retirement Income Security Act.

—was referred to the Committee on Rules and Calendar.

By Senator Thurman—

SJR 2710—A joint resolution proposing amendments to Sections 3 and 5 of Article XI of the State Constitution relating to constitutional amendment by initiative petition.

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

By Senator Johnson—

SB 2712—A bill to be entitled An act relating to governmental reorganization; amending ss. 20.04, 20.19, F.S.; reorganizing the Department of Health and Rehabilitative Services into three departments; renaming the department, as reorganized, the Department of Social and Rehabilitative Services; providing that the head of the department is the Secretary of Social and Rehabilitative Services, to be appointed by the Governor subject to Senate confirmation; creating a Department of Health and transferring all programs, activities, and functions of the Department of Health and Rehabilitative Services pertaining to registration of vital statistics, alcohol abuse, drug abuse, and mental health and public health matters, including environmental health matters, to the new department; providing that the head of the Department of Health is the State Health Officer, to be appointed by the Governor subject to Senate confirmation; creating a Department of Juvenile Justice and transferring all programs, activities, and functions of the Department of Health and Rehabilitative Services pertaining to delinquent children to the new department; providing that the head of the Department of Juvenile Justice is the Secre-

tary of Juvenile Justice, to be appointed by the Governor subject to Senate confirmation; providing for transfer of related statutory powers, duties, records, personnel, property, and unexpended balances of appropriations, allocations, or other funds of the former department to the new departments; providing for the continued effectiveness of administrative rules of the Department of Health and Rehabilitative Services until changed by the respective successor department; providing for the transfer of pending judicial proceedings and administrative proceedings to the respective successor departments; establishing a work group to prepare a plan for the reorganization and transfers made by the act and to submit the plan and recommended legislation for statutory modifications to the Governor, Senate President, and Speaker of the House of Representatives by a specified date; providing an effective date contingent on the approval of a constitutional amendment.

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

By Senator Stuart—

SB 2714—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.055, F.S.; providing for the purchase of additional service credit in the Senior Management Service Class of the system by members of that class; providing a formula for computing contribution rates for purchase of such additional service credit; authorizing employers to purchase such credit on behalf of members; providing for compulsory participation in that class for state university presidents and persons holding positions in the Executive Service of the State University System, except under certain circumstances; providing an effective date.

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

By Senator Forman—

SB 2716—A bill to be entitled An act relating to education; requiring the Department of Education to conduct a study and report to the Legislature on certain aspects of improving early childhood education, improving teacher training, and improving program evaluation; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senators Stuart and Gordon—

SB 2718—A bill to be entitled An act relating to high school dropouts; authorizing the Department of Education to conduct a program to provide moneys to local governmental entities for the purpose of conducting programs of community development by educating and training high school dropouts; providing that a local government must submit a proposal for a local program to the department in order to receive state funding; providing that the proposal must specify the types of education and training to be provided by the local program; requiring the department to conduct pilot programs within certain communities; specifying requirements for local governments that participate in the program; authorizing the department to adopt rules to implement and administer the program; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Woodson-Howard—

SB 2720—A bill to be entitled An act relating to environmental control; requiring certain facilities regulated by the Department of Environmental Regulation to pay fees for the discharge of specified pollutants into the air and waters of the state; providing penalties; providing for the department to use fee proceeds for specified purposes; providing for the department to establish a surcharge on motor vehicle registration; providing for use of the surcharge proceeds by the department for pollution control activities; providing an effective date.

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

By Senator Thurman—

SB 2722—A bill to be entitled An act relating to agricultural commodity insect control; amending s. 593.113, F.S.; requiring the Department of Agriculture and Consumer Services to conduct certain referenda relating to boll weevil control programs; providing conditions for referenda; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Stuart—

SB 2724—A bill to be entitled An act relating to emergency management; creating s. 252.311, F.S.; providing legislative intent; amending s. 252.32, F.S.; revising policy and purpose provisions; amending s. 252.34, F.S.; providing definitions; amending s. 252.36, F.S.; allowing the Governor to prohibit price gouging; renumbering s. 252.35, F.S.; as s. 252.361, F.S.; creating the Division of Emergency Management; providing duties and responsibilities; amending s. 252.37, F.S.; creating the Emergency Management Assistance Trust Fund; providing for the use and source of funds; amending s. 252.38, F.S.; clarifying the emergency management powers of counties and municipalities; amending s. 252.355, F.S.; requiring a voluntary registry of disabled persons; specifying the purpose of such registry; specifying the duties of the Department of Health and Rehabilitative Services with regard to the registry; providing for notification by electric utilities; amending s. 252.51, F.S.; providing immunity from liability; providing an effective date.

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

By Senator Stuart—

SB 2726—A bill to be entitled An act relating to postsecondary education; amending s. 240.4097, F.S.; revising eligibility requirements for Florida postsecondary student assistance grants; amending s. 295.019, F.S.; revising eligibility requirements for financial aid for certain children of servicemen killed in the Persian Gulf incident; providing an effective date.

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

By the Committee on Governmental Operations—

SB 2728—A bill to be entitled An act relating to the executive aircraft pool; amending s. 287.161, F.S.; providing that state employees traveling on a space-available basis may be charged more than the vehicle mileage allowance, but not more than actual cost; amending s. 287.17, F.S.; providing for travel without charge for the spouses of certain state officials when officials are traveling for official state business; providing an effective date.

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

By Senator Thurman—

SB 2730—A bill to be entitled An act relating to animal industry; creating s. 585.404, F.S.; prohibiting the importation, movement, and transfer of ownership of domestic animals unless required health tests and certificates are obtained; requiring evidence of test performance and certificates; providing for adoption of rules by the Department of Agriculture and Consumer Services; providing penalties; providing an effective date.

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

By the Committee on Governmental Operations—

SB 2732—A bill to be entitled An act relating to information technology resources; reviving and readopting ss. 282.303, 282.304, 282.305, 282.306, 282.3061, 282.3062, 282.307, 282.308, 282.309, 282.311, 282.3115, 282.312, F.S., relating to the Information Resource Commission, s. 282.313, F.S., relating to data processing advisory councils, and s. 287.073, F.S., relating to the Information Technology Resource Procurement Advisory Council, notwithstanding their repeal scheduled for October 1, 1990; repealing such sections October 1, 1991, and providing for legislative review thereof in advance of that date; repealing s. 216.0445, F.S., relating to budget evaluation by the Information Resource Commission, October 1, 1991, and providing for legislative review of such section in advance of that date; directing the Legislative Technology Resource Committee to study the operations of the Information Resource Commission, data processing advisory councils, and the Information Technology Resource Procurement Advisory Council; directing the committee to seek information and assistance from specified persons; providing for the committee to submit certain recommendations to specified legislative committees; providing an effective date.

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

By Senator Thurman—

SB 2734—A bill to be entitled An act relating to the Medicaid program; creating the Medicaid Study Commission to review the rates of reimbursements made pursuant to the Medicaid program and to recommend improvements in the delivery of medical care pursuant to the program; assigning the commission to the Executive Office of the Governor for administrative purposes; providing for the appointment of members to the commission; requiring the commission to file a written report of its findings and recommendations with the Governor, the President of the Senate, and the Speaker of the House of Representatives; providing an effective date.

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

By Senator Bruner—

SB 2736—A bill to be entitled An act relating to defrauding the state; prohibiting a person from filing false documents with the state to defraud the state; prohibiting a person from wrongfully possessing, purchasing, or receiving property or moneys of the state; providing that such conduct is punishable by specified civil penalties; providing that a person who commits such acts of fraud is liable to the state for an amount that is three-fold the actual damages sustained by the state as a result of the fraud, or an amount that is double such damages, under certain circumstances; providing that the Attorney General may file a civil suit for such penalties and damages; providing that a person may file such a suit for himself and the state; authorizing the Attorney General to participate in, withdraw from, or settle such a suit; specifying the amount of damages or the amount of proceeds of a settlement of such a suit that may be awarded to a person who files suit for himself and the state; providing for the award of attorney's fees and court costs to the party who prevails in such a suit; providing an effective date.

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

By Senator Stuart—

SB 2738—A bill to be entitled An act relating to contracting with state agencies; providing legislative findings; providing a definition; prohibiting vendors from using the name or likeness of a state officer or employee in advertisements; prohibiting such officers or employees from consenting to such use; providing for disciplinary action; providing that violation is a breach of contract; providing for disqualification; providing an effective date.

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

By Senator Peterson—

SB 2740—A bill to be entitled An act relating to education; amending s. 240.61, F.S.; providing for the State Board of Education to select proposals for the receipt of college reach-out funds; authorizing independent colleges and universities to submit proposals to implement college reach-out programs and participate in the program; providing an effective date.

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

By Senator McPherson—

SB 2742—A bill to be entitled An act relating to coastal infrastructure; providing definitions; prohibiting state funding for infrastructure purchase or construction on coastal islands or on certain units of the Federal Coastal Barrier Resources System until a specified date; providing certain exceptions; providing for rules; requiring the Coastal Resources Interagency Management Committee to coordinate a study of coastal islands; providing requirements for the study; requiring reports; providing an effective date.

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

By Senator Thurman—

SB 2744—A bill to be entitled An act relating to animal industry; reorganizing chapter 585, F.S.; creating s. 585.001, F.S.; providing definitions; amending and renumbering s. 585.011, F.S.; authorizing rulemaking by the Department of Agriculture and Consumer Services; providing

for fees; renumbering s. 585.35, F.S.; amending and renumbering s. 585.36, F.S., relating to enforcement and duties of state attorneys; amending and renumbering s. 585.37, F.S., relating to enforcement by courts; amending and renumbering s. 585.39, F.S., relating to interference with department employees; amending and renumbering s. 585.41, F.S., relating to penalties; increasing a fine; amending s. 585.01, F.S.; providing definitions; amending s. 585.08, F.S., relating to protection against communicable disease; amending s. 585.09, F.S., relating to condemnation; amending s. 585.10, F.S., relating to payment for condemned animals; amending and renumbering s. 585.44, F.S., relating to approved brucella vaccine; amending s. 585.11, F.S., relating to cooperation with United States authorities; amending s. 585.14, F.S., and creating s. 585.145, F.S., relating to control of animal diseases; requiring health tests and certificates for movement or transfer of animals; amending s. 585.15, F.S.; providing for reportable diseases; amending s. 585.155, F.S., relating to whole-herd and calf vaccination; amending s. 585.16, F.S., relating to powers of the Division of Animal Industry with respect to transmissible diseases; amending s. 585.17, F.S., relating to care of and liability for animals with transmissible diseases; amending s. 585.18, F.S., relating to duty to report diseased animals; amending s. 585.19, F.S., relating to duty of veterinarian or owner to report certain diseases; providing a penalty; amending s. 585.195, F.S.; correcting a reference; amending s. 585.20, F.S., relating to injection of pathogenic organisms into animals; amending s. 585.21, F.S., relating to manufacture and sale of biological products; amending s. 585.22, F.S., relating to public notice of general quarantines; amending s. 585.23, F.S., relating to compliance by owners of quarantined animals and premises; amending s. 585.24, F.S., relating to cattle fever tick eradication; amending s. 585.30, F.S., relating to procedure where owner refuses to dip an animal; amending s. 585.38, F.S., relating to destruction of property used in eradication of diseases; amending s. 585.40, F.S., relating to violation of quarantine; amending s. 585.432, F.S., relating to screwworm control and eradication; amending s. 585.45, F.S., relating to right to declaratory judgment; amending ss. 585.48, 585.50, 585.51, 585.52, 585.53, and 585.59, F.S., relating to feeding garbage to animals; amending ss. 585.61, 585.621, 585.64, and 585.65, F.S., relating to animal disease diagnostic laboratories; amending s. 585.671, F.S., relating to control and eradication of equine infectious anemia and equine piroplasmiasis; creating s. 585.70, F.S.; providing definitions; creating s. 585.71, F.S.; providing legislative intent relating to the regulation of animal products; creating s. 585.72, F.S.; providing for adulteration; creating s. 585.73, F.S.; providing for misbranding; creating s. 585.74, F.S.; requiring a Grant of Inspection to prepare, transport, or sell animal products; creating s. 585.75, F.S.; requiring certain inspections; creating s. 585.76, F.S.; providing for antemortem inspections; providing for certain notice; creating s. 585.77, F.S.; providing for postmortem inspections; creating s. 585.78, F.S.; providing for inspection of prepared animal products; creating s. 585.79, F.S.; providing for labeling of animal products; creating s. 585.80, F.S.; providing prohibitions on the sale and transportation of animal products; providing a penalty; creating s. 585.81, F.S.; providing for unauthorized use or counterfeiting of official marks or labels; creating s. 585.82, F.S.; providing for sale and transportation of equine products; creating s. 585.83, F.S.; providing for the duty of department to provide inspectors; providing for overtime; prohibiting gifts to department employees; creating s. 585.84, F.S.; providing for suspension of inspection; creating s. 585.85, F.S.; prohibiting transportation of certain animals and animal products; providing a penalty; creating s. 585.86, F.S.; providing for proper storage of animal products; creating s. 585.87, F.S.; providing recordkeeping requirements; creating s. 585.88, F.S.; providing exemptions; renumbering s. 585.3401, F.S.; creating s. 585.90, F.S.; providing for investigations, stop sale orders, condemnation, and destruction of animal products; amending and renumbering s. 585.343, F.S., relating to custom slaughterers and processors; renumbering s. 585.3403, F.S.; amending s. 468.382, F.S.; correcting a reference; repealing ss. 585.25, 585.26, and 585.28, F.S., relating to cattle fever tick eradication; repealing s. 585.34, F.S., relating to meat inspection; repealing s. 585.341, F.S., relating to poultry inspection; repealing s. 585.47, F.S., relating to required reporting of animal diseases; repealing ss. 585.49 and 585.60, F.S., relating to definitions; repealing s. 585.61, F.S., relating to animal disease diagnostic laboratories; repealing s. 585.661, F.S., relating to appropriations; providing an effective date

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

By Senator Gardner—

SB 2746—A bill to be entitled An act relating to education; amending s. 228.301, F.S.; revising provisions relating to the security of tests admin-

istered to students, educators, and applicants for certification; prohibiting the violation of test security rules for the administration of certain tests by school districts; requiring certain persons and educational institutions to cooperate with the Commissioner of Education in investigations of violations of security rules for mandatory tests; amending s. 229.555, F.S.; requiring a school district to consider certain student achievement data within its continuing educational planning system; amending s. 229.565, F.S.; requiring the Commissioner of Education to adopt educational evaluation procedures to evaluate minimum and higher levels of student skills and competencies; requiring the commissioner to obtain recommendations of citizens, educators, and members of the business community in developing such procedures; amending s. 229.57, F.S.; revising the statewide student assessment testing programs to provide for a statewide assessment program adopted by the Commissioner of Education; requiring the commissioner to develop a student achievement testing program to test students in the 4th, 7th, and 10th grades in reading, writing, and mathematics; requiring school districts to offer remedial instruction and to administer a high school competency test developed by the State Board of Education to 10th grade students who fail the test administered pursuant to the program developed by the commissioner; requiring school districts and public schools to periodically assess student performance; requiring the commissioner to prepare annual reports of test results; requiring the State Board of Education to adopt rules to implement the program; amending s. 229.575, F.S., relating to reporting procedures; revising a cross-reference to conform to the act; amending s. 232.245, F.S.; providing that each school district's program for pupil progression must be compatible with its remediation plan; amending s. 232.2454, F.S.; repealing provisions relating to uniform student performance standards and assessment procedures; requiring the State Board of Education to adopt rules to authorize each school district to develop student performance standards and assessment procedures; requiring school districts to annually report the results of student assessments to the state board; amending s. 232.246, F.S.; providing that students must pass the high school competency test in order to graduate from high school; exempting certain students from such requirement; amending s. 233.0641, F.S.; providing that tests administered to students pursuant to the free enterprise and consumer education program are also administered as part of the statewide assessment program developed by the commissioner pursuant to this act; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Peterson—

SB 2748—A bill to be entitled An act relating to higher education; amending s. 240.209, F.S.; directing the Board of Regents to quickly disburse financial aid generated from student fees; restricting the carry-forward of unexpended fees; amending s. 240.35, F.S.; directing community colleges to quickly disburse financial aid generated from student fees; restricting the carry-forward of unexpended fees; reviving and re-adopting s. 240.209, F.S., relating to powers and duties of the Board of Regents, notwithstanding repeal scheduled under the Regulatory Sunset Act; providing an effective date.

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

By Senator Bankhead—

SR 2750—A resolution recognizing the state's Chambers of Commerce.

—was referred to the Committee on Rules and Calendar.

By Senator Dudley—

SJR 2752—A joint resolution proposing an amendment to Article III of the State Constitution, to provide terms of office for public service commissioners.

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

By Senator Peterson—

SB 2754—A bill to be entitled An act relating to education; amending s. 240.409, F.S.; providing for an increased grant award from the Florida Public Student Assistance Grant Fund for students who meet specified academic criteria; providing an effective date.

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

By Senator Forman—

SB 2756—A bill to be entitled An act relating to the intangibles tax; imposing an additional annual intangibles tax; providing for administration and collection of the tax by the Department of Revenue; providing an exemption; providing exceptions to the exemption under certain circumstances; requiring the department to send tax returns to certain persons; requiring filing of such returns; providing penalties; providing for deposit and distribution of tax proceeds; providing an effective date.

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

By Senator Malchon—

SB 2758—A bill to be entitled An act relating to health care; providing legislative findings and intent; establishing the Study Committee on Pooling of State Purchasing of Health Care; requiring a report and recommendations; providing for membership, duties, powers, and compensation; providing an exemption from competitive bidding procedures; requiring cooperation of state agencies; providing appropriations; providing an effective date.

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

By Senator Bankhead—

SB 2760—A bill to be entitled An act relating to dangerous dogs; providing definitions; authorizing animal control authorities to classify dogs as potentially dangerous or dangerous under certain conditions; requiring registration of dogs classified as dangerous; providing for fees; imposing certain duties on the owners of such dogs; specifying application of the act; providing a penalty; specifying criminal penalties applicable to the owner of a dangerous dog that attacks or bites a person or domestic animal, and to the owner of any dog that causes severe injury to or death of a person; providing for confiscation and disposal of such dogs; providing an effective date.

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

By Senator Dudley—

SB 2762—A bill to be entitled An act relating to insurance; creating s. 624.3151, F.S.; requiring publication of insurer complaint ratios; amending s. 627.0651, F.S.; requiring inclusion of legislative changes in rates and rating manuals; specifying that use of zip codes as a rating territory is unfairly discriminatory; prohibiting items from inclusion in the rate base; providing authority for county commission to implement countywide rate basis; creating s. 627.0653, F.S.; requiring discounts for specified items; creating s. 627.0654, F.S.; providing for designated motor vehicle repair businesses; amending s. 627.727, F.S.; providing maximum liability amounts for uninsured motorist coverage; eliminating current method of payments; requiring offers; eliminating notice methods; requiring filing of reduced rates; amending s. 627.736, F.S.; increasing benefit units; specifying benefit payments; eliminating requirement that physicians licensed under the same chapter as physicians providing treatment must approve treatment withdrawals; providing binding arbitration; amending s. 627.737, F.S.; prescribing the type of injury which will support an action in tort against the owner, registrant, operator, or occupant of a motor vehicle; amending s. 627.7372, F.S.; requiring notification; creating s. 627.745, F.S.; providing for mediation; creating s. 817.236, F.S.; providing criminal penalties for submission of fraudulent motor vehicle insurance applications; creating a motor vehicle No-Fault Insurance Task Force; requiring reports; providing an effective date.

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

By Senator Margolis—

SB 2764—A bill to be entitled An act relating to insurers; amending s. 624.316, F.S.; providing for submission of requests for reduction in costs of examination; amending s. 625.172, F.S.; providing for replacement of assets; providing for suspension of a certificate of authority; amending s. 625.340, F.S.; limiting the investment authority of alien insurers; amending ss. 628.461 and 628.4615, F.S.; narrowing applicability of provisions relating to acquisition of controlling stock in insurers and allied lines insurers; repealing s. 628.291(3), F.S., relating to notice of reciprocity; amending s. 631.251, F.S.; specifying conditions for off-sets for

reinsurance agreements in insurer liquidation proceedings; amending s. 631.281, F.S.; fixing dates for certain off-sets in insurer liquidation proceedings; reenacting ss. 48.151(3), 624.11(2), 631.051(7), 634.252, 634.3037, 634.4085, 637.153, 637.422, 638.052, 639.106, 641.125, 641.255, 641.416, 642.032(5), 651.024, and 651.105(1), F.S., relating to service of process on statutory agents, risk retention groups, rehabilitation of domestic insurers, motor vehicle service agreement companies, home warranty associations, service warranty associations, optometric service plans, dental service plans, ambulance service associations, preneed funeral contracts, health care service plans, health maintenance organizations, prepaid health clinics, legal expense insurance corporations, and continuing care facilities and contracts, to incorporate the amendments to ss. 624.316, 628.461, and 628.4615, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Insurance.

By Senator Thurman—

SB 2766—A bill to be entitled An act relating to contracts for the sale of property; creating s. 501.0605, F.S.; requiring such contracts to contain a separate clause notifying the buyer of wetlands permitting requirements; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Gordon—

SB 2768—A bill to be entitled An act relating to faculty in the State University System; requiring faculty members to complete a course in applied pedagogy as a condition for renewal of their annual contracts; providing an effective date.

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

By Senators Dudley and Weinstein—

SB 2770—A bill to be entitled An act relating to guardianship; amending s. 744.309, F.S.; providing conditions under which a nonresident may serve as a guardian; amending s. 744.331, F.S.; providing for waiver of adjudicatory hearing; creating s. 744.342, F.S.; providing for appointment of a guardian of a minor; amending s. 744.397, F.S.; amending the definition of "dependents" for purpose of application of income of property of ward; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Thurman—

SB 2772—A bill to be entitled An act relating to the Florida State Fire College; providing additional duties for the Division of State Fire Marshal or the Department of Insurance relating to the funding of the fire college; providing uses for funds; providing an effective date.

—was referred to the Committees on Insurance and Appropriations.

By Senator Stuart—

SB 2774—A bill to be entitled An act relating to medical services; authorizing public and private hospitals to provide nonemergency medical transportation for patients who are elderly or infirm; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Woodson-Howard—

SR 2776—A resolution commending the Manatee High School football team for its 1989 season.

—was referred to the Committee on Rules and Calendar.

By Senators Weinstock and Stuart—

SB 2778—A bill to be entitled An act relating to protection from abuse, neglect, and exploitation; amending s. 415.103, F.S.; allowing the Department of Health and Rehabilitative Services to share with other states information on adult maltreatment; amending s. 415.107, F.S.; allowing specified agencies of other states to have access to confidential reports and records in cases of abuse, neglect, or exploitation of aged persons or disabled adults; amending s. 415.504, F.S.; allowing the department to share with other states information on child maltreatment; amending s. 415.51, F.S.; allowing specified agencies of other states to

have access to confidential reports and records in cases of child abuse or neglect; providing an effective date.

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

By Senator McPherson—

SB 2780—A bill to be entitled An act relating to ad valorem tax exemptions; amending s. 196.199, F.S.; revising provisions which specify conditions under which property owned by governmental units but used by nongovernmental lessees is exempt from taxation; amending s. 215.47, F.S., relating to investment of state funds, to conform; providing an effective date.

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

By Senator D. Childers—

SB 2782—A bill to be entitled An act relating to postsecondary education; creating s. 240.4076, F.S.; establishing the law enforcement officer student loan forgiveness program; providing for repayment of student loans by the Department of Education on behalf of persons employed as law enforcement officers in this state; prescribing limits and exceptions; providing for adoption of rules; providing an effective date.

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

By Senator Stuart—

SB 2784—A bill to be entitled An act relating to medical practice; amending s. 458.311, F.S.; revising requirements for issuance of a 2-year restricted license; removing certain restrictions on applicants; providing for issuance of an unrestricted license; providing an effective date.

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

By Senator Kirkpatrick—

SB 2786—A bill to be entitled An act relating to designation of the official State of Florida Veterans' Memorial; providing an effective date.

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

By Senator Thomas—

SB 2788—A bill to be entitled An act relating to health insurance; creating s. 627.6693, F.S.; providing definitions; providing for issuance of small group basic health insurance policies excluding certain mandated coverage to employers with a specified number of employees or to groups of such employers; specifying required and optional coverages under such policies; providing for coverage of spouses and dependent children of eligible employees without regard to whether the employee is covered; providing for review and repeal; providing an effective date.

—was referred to the Committees on Insurance and Commerce.

By Senator Thomas—

SB 2790—A bill to be entitled An act relating to the Florida Retirement System; creating s. 121.1122, F.S.; providing for participation in the system by employees of certain nursing homes; providing for appropriate contributions; providing for rules; providing an effective date.

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

By Senators Bankhead and Grant—

SB 2792—A bill to be entitled An act relating to substance abuse treatment; amending ss. 396.032 and 397.021, F.S.; defining "addictions receiving facility" as a treatment resource for alcohol or other drug abuse; adding juveniles to the persons authorized to be treated; amending ss. 396.1816 and 397.215, F.S.; adding legislative intent to expand treatment services based on critical need; creating ss. 396.1819 and 397.218, F.S.; establishing the juvenile substance abuse emergency evaluation and specialized treatment services program composed of expanded drug treatment services, the expansion of adult alcohol and drug treatment services to juveniles, and the provision of community-based prototype model treatment resources for detoxification, stabilization, and short-term

treatment and medical care; providing funding criteria; providing for core services; providing for program implementation and evaluation; providing for parental participation; providing for fees, consent to treatment, confidentiality of records, and immunity from liability; authorizing local appropriations; providing rulemaking authority; requiring graduated levels of care from nonintensive to secure; providing an appropriation; providing an effective date.

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

By Senator Weinstein—

SB 2794—A bill to be entitled An act relating to health insurance; amending s. 627.646, F.S.; specifying required coverage in policies converted from group policies; specifying applicability; amending s. 627.6645, F.S.; requiring a refund of unearned premium; amending s. 627.667, F.S.; requiring extension of benefits with respect to specified coverages; amending s. 627.6675, F.S.; limiting applicability of provision requiring convertibility of group policies; specifying benefits required in such converted policies; reenacting ss. 627.6515(2)(c), 627.6651, 627.9303(7), F.S., relating to out-of-state groups, liability of prior insurer, and life maintenance contracts, to incorporate the amendments to ss. 627.667, 627.6675, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Insurance.

By Senator McPherson—

SB 2796—A bill to be entitled An act relating to water and wastewater systems; amending s. 367.022, F.S.; revising the description of systems exempt from regulation by the Public Service Commission; amending s. 367.071, F.S.; clarifying language regarding the continuation of service following a change in ownership or control of a system; amending s. 367.081, F.S.; authorizing a change in rates pursuant to certain fees imposed by the commission; providing circumstances under which utilities may place requested rates into effect; amending ss. 367.0822, 367.145, F.S.; providing a fee for application to the commission for a limited proceeding; clarifying provisions relating to regulatory assessment fees; amending s. 367.171, F.S.; deleting Sumter County from the list of counties excluded from regulation under ch. 367, F.S.; providing requirements for certain interlocal agreements between counties; providing an effective date.

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

By Senator Stuart—

SB 2798—A bill to be entitled An act relating to the designation of roads; designating a portion of U.S. Highway 441 in Orange County as the "Edward Daniel Davis, Sr., Memorial Highway"; requiring the Department of Transportation to erect markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Stuart—

SR 2800—A resolution honoring the contributions of Mr. James Weldon Wilson of Orlando to this state during 40 years of public service.

—was referred to the Committee on Rules and Calendar.

By Senator Stuart—

SJR 2802—A joint resolution proposing the creation of Section 24 of Article I of the State Constitution relating to the right to enforce environmental or land use laws.

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

By Senator Johnson—

SB 2804—A bill to be entitled An act relating to insurance; creating the Prepaid Limited Health Service Organization Act of Florida; providing for regulation of prepaid limited health service organizations and contracts by the Department of Insurance; providing definitions; specifying applicability of other laws; requiring incorporation; providing that such organizations are not authorized to transact any other insurance business; requiring and providing for application for certificate of authority; providing for issuance or denial of certificate; providing standards for continued eligibility; providing for issuance of provisional certificate of author-

ity; requiring contracts in English, with translations provided in certain circumstances; specifying content of contracts; regulating rates and charges; prohibiting discrimination; specifying validity of noncomplying contracts; providing for construction of contract; providing for delivery; requiring notice of cancellation; specifying what payments are acceptable; prohibiting the advertising use of certain words; regulating contracts between organizations and providers, managers, and administrators; providing for complaints; specifying examination and investigation authority of the department; providing for determination of acceptable assets and investments; requiring reports; requiring licensed agents; requiring minimum surplus; providing for insolvency protection; requiring fidelity bonds; providing for suspension or revocation of certificate of authority; providing for administrative penalties; providing civil remedies; providing for injunctions; requiring payment of judgments within a specified time; providing for rehabilitation, conservation, and liquidation; providing fees; defining unfair methods, acts, and practices; providing for appeals; providing for confidentiality; providing for review and appeal; regulating acquisitions; providing for rules; repealing ch. 637, F.S., relating to optometric, pharmaceutical, and dental service plan corporations, and ch. 638, F.S., relating to ambulance service contracts, and part III, ch. 641, F.S., relating to prepaid health clinics; providing for review and appeal; repealing s. 624.523(1)(l), F.S., to conform; providing an effective date.

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

By Senator Bankhead—

SB 2806—A bill to be entitled An act relating to developments of regional impact; amending s. 380.06, F.S.; providing for application of development-of-regional-impact review to certain landfills; amending s. 380.0651, F.S.; specifying that certain resource recovery and management facilities are presumed to be developments of regional impact; amending ss. 189.415, 369.307, 380.061, 380.11, 403.524, F.S.; correcting cross-references; providing an effective date.

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

By Senator Stuart—

SB 2808—A bill to be entitled An act relating to educational radio and television; amending s. 229.805, F.S.; revising powers of the Department of Education and deleting references to proposed television and radio systems; amending s. 229.8051, F.S.; expanding the types of stations in the state public broadcasting program system; adding a requirement to the creation of new systems and services; creating an Education Telecommunications Task Force; providing an effective date.

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

By Senator Stuart—

SB 2810—A bill to be entitled An act relating to child protective investigations; amending s. 415.505, F.S.; requiring the Department of Health and Rehabilitative Services to provide medical records relating to a child's injuries to the appropriate state attorney and law enforcement agency in specified circumstances; republishing s. 39.423(4), F.S., relating to intake, to incorporate the amendment to s. 415.505, F.S., in a reference thereto; amending s. 415.51, F.S.; providing confidentiality for records and reports of child protection teams; providing that such records and reports may not be released to certain persons until the conclusion of an investigation by a team; providing an effective date.

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

By Senator Stuart—

SB 2812—A bill to be entitled An act relating to state agency publications; amending s. 283.30, F.S., providing that provisions relating to such publications shall include items however acquired; amending s. 283.315, F.S., specifying what preparation costs are to be considered in determining the cost of publication; creating s. 283.317, F.S., providing for a penalty for noncompliance with specified sections; amending s. 286.001, F.S., providing that all reports shall be abstracted unless specifically exempted; providing that the Executive Office of the Governor shall promulgate as a rule the procedures for abstracts and the fee schedule for obtaining reports; repealing s. 27.251(2), F.S., to eliminate a report pre-

pared by state attorneys relative to municipal police officers and sheriff's deputies; providing an effective date.

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

By Senator Souto—

SB 2814—A bill to be entitled An act relating to state uniform traffic control; creating s. 316.3045, F.S.; prohibiting the operation of radios or other mechanical soundmaking devices in motor vehicles which are audible at a certain distance from the vehicle; providing exemptions; providing a penalty; providing an effective date.

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

By Senator Malchon—

SB 2816—A bill to be entitled An act relating to the health and fitness of employees; specifying legislative findings and intent; directing each state agency to appoint a fitness-wellness coordinator and providing duties for the coordinator; requiring each state agency to initiate an employee fitness-wellness program; creating the State Employee Fitness-Wellness Board within the Department of Administration; providing for appointment of members to the board; providing for duties and responsibilities of the board; requiring the board to report to the Governor and the Legislature on the feasibility of implementing a statewide fitness-wellness program for state employees and certain other matters; amending s. 407.11, F.S.; requiring the Office of Technical Assistance within the Hospital Cost Containment Board of the Department of Health and Rehabilitative Services to serve as a clearinghouse for the collection, evaluation, and dissemination of information relating to the health of persons in employment settings; providing an appropriation; providing an effective date.

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

By Senator Bankhead—

SB 2818—A bill to be entitled An act relating to acquired immune deficiency syndrome; amending s. 381.609, F.S.; providing an exception from required informed consent to HIV testing; providing for confidentiality of tests made under such exception; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Malchon—

SB 2820—A bill to be entitled An act relating to health care; creating a support program for pregnant teenagers; requiring certain activities for the program; providing for a toll-free number; providing for referral recommendations; creating a trust fund; amending s. 382.025, F.S.; increasing the fee for birth certificates for the purpose of funding the program for pregnant teenagers; providing an effective date.

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

By Senator Brown—

SB 2822—A bill to be entitled An act relating to campaign financing; amending s. 106.08, F.S.; limiting the prohibition against candidates accepting or soliciting campaign contributions during legislative sessions to regular sessions of the Legislature; exempting candidates for a vacant office being filled by special election and judicial candidates from the prohibition of accepting or soliciting contributions during a legislative session; providing an effective date.

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

By Senator Stuart—

SB 2824—A bill to be entitled An act relating to treatment and rehabilitation of drug dependents; creating s. 397.25, F.S.; providing for private drug dependency treatment resources to allocate a certain percentage of their inpatient treatment capacity for indigents and persons referred by the courts or the Department of Health and Rehabilitative Services; providing an effective date.

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

By Senator Weinstein—

SB 2826—A bill to be entitled An act relating to governmental accountability; creating s. 57.112, Florida Statutes; providing for the award of attorney fees and costs to the prevailing party in a civil action or administrative procedure involving public interest law; providing applicability to governmental units; authorizing governmental entities to purchase certain liability insurance and budget for fees; requiring parties to provide certain notice to various officers; prohibiting the waiver of the act in equitable actions; providing an effective date.

—was referred to the Committees on Governmental Operations; Judiciary-Civil; Insurance; and Rules and Calendar.

By Senator Peterson—

SB 2828—A bill to be entitled An act relating to building designations; designating the conference center currently under construction at the Polk County Agricultural Center as the "W. H. Stuart, Sr., Conference Center"; directing the Department of General Services to erect markers; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator D. Childers—

SR 2830—A resolution congratulating the Palm Beach Community College Women's Basketball Team and commending its coach.

—was referred to the Committee on Rules and Calendar.

By Senator Stuart—

SB 2832—A bill to be entitled An act relating to taxes on sugar cane products; imposing an excise tax upon raw sugar and molasses produced from sugar cane; requiring the Department of Revenue to administer and enforce collection of the taxes; providing for deposit of the taxes into the Everglades Reclamation and Protection Trust Fund; providing for the uses and management of the fund; providing penalties; providing an effective date.

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

By Senator Weinstein—

SB 2834—A bill to be entitled An act relating to the Florida Deceptive and Unfair Trade Practices Act; amending s. 501.203, F.S.; redefining the term "enforcing authority" for purposes of ch. 501, F.S.; amending s. 501.204, F.S.; specifying the version of federal law to be given weight in construing the prohibition on deceptive and unfair practices; amending s. 501.207, F.S.; providing that the prerequisite for an action under the act is a written determination of the state attorney or the Attorney General; creating s. 501.2065, F.S.; providing for use and confidentiality of criminal intelligence or investigative information; providing for review and appeal; amending s. 501.2105, F.S.; providing that the state attorney or Attorney General may be awarded attorney's fees and costs in actions under the act without regard to bad faith or the lack of a justiciable issue; providing an effective date.

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

By Senator Weinstein—

SB 2836—A bill to be entitled An act relating to unemployment compensation; amending s. 443.111, F.S.; increasing the individual maximum weekly benefit amount; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Weinstein—

SB 2838—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; increasing the penalty for a driving under the influence violation that causes serious bodily injury to another; providing an effective date.

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

By Senator Woodson-Howard—

SB 2840—A bill to be entitled An act relating to garbage and trash collection; requiring each local government, whether a county or a municipality, to place two garbage dumpsters within each community or neighborhood, one for the disposal of glass bottles, jars, and other glass containers and the other for the disposal of aluminum cans; requiring each local government to adopt an ordinance prohibiting the disposal of such materials in regular garbage receptacles; requiring the local governments to provide for regular transportation of such recyclable materials to recycling centers; authorizing local governments to sell such recyclables to defray the costs of the program; authorizing local governments to conduct such program independently or in conjunction with other local governments; requiring local governments to coordinate the collection program with the recycling program it adopted pursuant to s. 403.706, F.S.; providing an effective date.

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

By Senator D. Childers—

SB 2842—A bill to be entitled An act relating to designation of state buildings; naming the research center building at the Institute of Food and Agricultural Sciences Everglades Research and Education Center, the Herman H. and Ruth S. Wedgworth Building; requiring the Board of Regents to erect suitable markers; providing an effective date.

—was referred to the Committee on Higher Education.

By Senator Bankhead—

SB 2844—A bill to be entitled An act relating to actions for professional negligence; requiring the plaintiff's attorney, in an action, including a cross-complaint, for damages or indemnity arising out of the professional negligence of a licensed engineer, land surveyor, architect, or landscape architect to file a specified certificate as to the reasonableness and meritoriousness of the cause; specifying when the certificate must be filed and its contents; providing that the failure to comply with this requirement is a ground for a motion to dismiss; providing for applicability of the act; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Weinstein—

SB 2846—A bill to be entitled An act relating to driver's licenses; amending s. 322.15, F.S.; requiring persons refusing to display a driver's license upon request of a law enforcement officer or representative of the Department of Highway Safety and Motor Vehicles to allow a fingerprint to be imprinted upon the citation; providing effective dates.

—was referred to the Committee on Transportation.

By Senator Stuart—

SB 2848—A bill to be entitled An act relating to financial institutions; amending s. 665.0335, F.S.; specifying circumstances resulting in the designation of a supervisory case; providing rights of stockholders; amending s. 665.0501, F.S.; limiting powers of an association relating to dividends; amending s. 665.097, F.S.; revising the procedures relating to receivership; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Thomas—

SB 2850—A bill to be entitled An act relating to the sale of fireworks; amending s. 791.001, F.S.; providing for preemption; amending s. 791.01, F.S.; providing definitions; amending s. 791.013, F.S.; amending procedures for the testing and approval of sparklers; amending s. 791.04, F.S.; specifying certain acts that are not prohibited by this chapter; providing for future repeal and legislative review of ss. 791.001, 791.01, 791.03, 791.04, F.S.; providing an effective date.

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

By Senator Thurman—

SB 2852—A bill to be entitled An act relating to prisoners and inmates; creating s. 951.28, F.S.; authorizing counties to seek reimbursement from county prisoners for certain expenses; requiring the sheriff to

provide the county with certain information; requiring cooperation by the prisoner and providing a penalty for refusal; authorizing investigations; authorizing civil actions by the county; providing venue; providing for use of reimbursements; requiring the county sheriff, the Department of Corrections, or a medical treatment facility to file medical insurance claims on behalf of certain prisoners and inmates; providing an effective date.

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

By Senator Weinstock—

SB 2854—A bill to be entitled An act relating to universal access to health care; providing legislative intent; providing definitions; creating the Florida Universal Health Access Plan; establishing the Florida Universal Access and Cost Containment Commission; providing commission responsibilities; providing for the appointment of an executive director; creating the Florida Universal Health Access Trust Fund; providing for a Health Professional Education and Training Fund; establishing eligibility; providing for covered and noncovered health services; providing access to participating providers; providing for reimbursement; providing revenues; providing for the Department of Health and Rehabilitative Services to seek waivers; providing reporting requirements; providing for implementation; providing an effective date.

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

By Senators W.D. Childers and Peterson—

SB 2856—A bill to be entitled An act relating to education; amending s. 232.2465, F.S.; authorizing the award of Florida Academic Scholars' certificates to certain students under specified circumstances; requiring such students to satisfy the course requirement by a specified time; providing an effective date.

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

By Senator Weinstein—

SB 2858—A bill to be entitled An act relating to the collection of fines; creating s. 142.19, F.S.; authorizing counties to enforce collection of certain fines imposed under the penal laws of the state for crimes committed within their jurisdiction; providing for the recovery of attorney's fees, costs, and reasonable expenses to be paid into the county general fund; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Thurman—

SB 2860—A bill to be entitled An act relating to hazardous waste; creating s. 403.7227, F.S.; creating the Hazardous Waste Information Grant Program; providing powers and duties of the Department of Environmental Regulation; providing an appropriation from the Water Quality Assurance Trust Fund; providing an effective date.

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

SB 2862 was introduced out of order and referenced April 12.

By Senator Weinstein—

SB 2864—A bill to be entitled An act relating to criminal procedure; revising ch. 916, F.S., relating to mentally deficient and mentally ill defendants; amending ss. 916.10, 916.105, 916.106, 916.107, 916.108, 916.11; transferring, amending, and renumbering ss. 916.111, 916.112, 916.113; transferring and renumbering ss. 916.114, 916.115, F.S.; providing general provisions, including a short title, legislative intent, definitions, rights of forensic clients, training of mental health experts, appointment of experts, jurisdiction of the committing court, penalties for escape from treatment, penalties for unlawful introduction or removal of contraband, duties and powers of institutional security personnel, and rulemaking authority; creating ss. 916.118, 916.119; amending ss. 916.12, 916.13, 916.14, 916.145, 916.17, F.S.; providing definitions; providing applicability; providing standards for mental competence to proceed; providing for involuntary commitment of defendants adjudicated incompetent to proceed; providing for nonapplicability of the statute of limitations and former jeopardy; providing for adjudication of incompetency due to mental retardation; providing for conditional release; repealing s.

916.15, F.S., relating to involuntary commitment of defendant adjudicated not guilty by reason of insanity; creating ss. 916.21, 916.22, 916.23, 916.24, 916.25, 916.26, 916.27, 916.28, 916.29, 916.31, 916.32, 916.33, 916.34, 916.35, 916.36, 916.37, 916.38, 916.39, 916.41, 916.42, F.S.; providing for standards and evidence of the affirmative defense; providing for notice; providing for mental examination of the defendant; providing for the verdict, entry of the order, and victim notification; providing for an order giving jurisdiction to the Forensic Security Review Board and providing standards and procedures for involuntary commitment or conditional release; providing for commitment to the department and standard of proof; providing for order of discharge; providing for conditional release by the board, including supervision, termination or modification, and hearings; providing for orders of commitment, application for discharge or conditional release, and a release plan; providing for hearings on discharge, conditional release, commitment, or modification; providing criteria; providing for psychiatric reports; providing for notice, rights of parties, and procedure; providing for discharge from board jurisdiction and periodic status review; providing procedure when crimes are committed by persons under board jurisdiction; establishing the board and providing for judicial review of board orders; providing rulemaking authority and providing for confidentiality of certain evidence; providing for assignment of persons committed to the department, and for conditional release therefrom; providing for subpoena power of the board enforceable by proceedings for contempt; providing for application for board consideration for leaves of absence from custody; requiring statistical records and an annual report; amending ss. 394.457, 40.29, F.S., relating to involuntary placement and expert witnesses, to conform; requesting the Supreme Court to amend the Florida Rules of Criminal Procedure; providing an appropriation; providing applicability to certain persons adjudicated not guilty by reason of insanity; providing an effective date.

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

By Senator Weinstein—

SB 2866—A bill to be entitled An act relating to workers' compensation; amending s. 440.02, F.S.; revising a definition; amending s. 440.09, F.S.; providing for the presumption that an injury occurred due to the presence of nonprescribed substances; providing for such presumption to be rebutted; providing circumstances under which such presumption does not apply; providing requirements for tests for the presence of nonprescribed substances or alcohol; deleting requirements that a certain portion of an employee's indemnity benefits be paid to a drug abuse treatment and education prevention program; amending s. 440.11, F.S.; deleting the immunity provided for certain persons acting in a managerial or policymaking capacity; creating s. 440.125, F.S.; requiring the Department of Labor and Employment Security to adopt a schedule to be used in compensating employees for certain noncash benefits; amending s. 440.13, F.S.; authorizing employees to choose health care providers; authorizing the Division of Workers' Compensation of the department to require certain reports on an employee's fitness for work; providing for selection of an alternative physician by the employee under certain circumstances; amending s. 440.15, F.S.; revising certain standards for eligibility for disability compensation; requiring employees receiving certain benefits to submit to continuing disability evaluations; providing requirement for such evaluations; providing for compensation for hearing loss; amending s. 440.16, F.S.; deleting certain limitations on compensation; amending s. 440.19, F.S.; requiring employers and insurance carriers to furnish certain information regarding a claim; amending s. 440.25, F.S.; revising the titles of persons responsible for mediating disputed compensation claims; providing for orders of consent; providing that certain communications and information relating to mediation conferences are privileged; deleting certain limitations on testimony and representation at mediation conferences; providing for deposition of health care providers at claims hearings; amending s. 440.34, F.S.; deleting certain limitations on compensation; amending ss. 440.38, 627.072, F.S.; requiring insurance carriers to offer insurance containing specified coinsurance provisions; limiting the amount of commission that may be paid on the sale of workers' compensation insurance; amending s. 440.39, F.S.; requiring employers and insurance carriers to pay certain court costs and attorney's fees; providing for determination of such costs; amending s. 440.44, F.S.; revising the membership of the Workers' Compensation Oversight Board; amending s. 440.56, F.S.; authorizing the division to make certain investigations and bring certain actions; deleting a limitation on certain civil penalties; requiring the division to report certain violations to state licensing boards; providing additional circumstances under which an employer may be liable; requiring the reduction of certain reimbursement

allowances by a specified amount; requiring insurance carriers to file revised rates and make certain refunds; repealing s. 43 of chapter 89-289, Laws of Florida; abrogating a scheduled repeal of chapter 440, Florida Statutes; providing an effective date.

—was referred to the Committees on Insurance and Appropriations.

By Senator Diaz-Balart—

SB 2868—A bill to be entitled An act relating to the licensure of foreign-trained professionals regulated by the Department of Professional Regulation; amending s. 455.218, F.S.; providing for an exception to the examination eligibility requirements for certain licensure applicants; providing an effective date.

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

By Senator W.D. Childers—

SB 2870—A bill to be entitled An act relating to utility companies; providing for imposition of an administrative penalty against certain utility companies which are convicted of felonies; providing amounts; providing for disposition of such penalties; providing an effective date.

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

By Senator Diaz-Balart—

SB 2872—A bill to be entitled An act relating to education; amending s. 233.058, F.S.; providing for English language instruction for limited English proficient students; providing definitions; providing school district procedures; providing for funding; providing for evaluation and rules; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator W.D. Childers—

SB 2874—A bill to be entitled An act relating to frauds; creating s. 817.165, F.S.; prohibiting the making of certain false reports or statements by officers, directors, agents, and employees of specified companies under the jurisdiction of the Florida Public Service Commission; providing penalties; providing an effective date.

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

By Senator Thurman—

SB 2876—A bill to be entitled An act relating to poultry; creating s. 583.21, F.S.; prohibiting certain unfair practices by poultry processors or dealers against poultry growers; providing penalties and other relief; providing an effective date.

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

By Senator Stuart—

SB 2878—A bill to be entitled An act relating to state purchasing; amending s. 283.33, F.S.; exempting the state purchase of public printing from certain provisions requiring the purchase of commodities from the Department of Corrections correctional work programs; providing an effective date.

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

By Senator Grant—

SB 2880—A bill to be entitled An act relating to risk management; amending s. 44.302, F.S.; allowing mediation by phone conference under certain circumstances; amending s. 284.30, F.S.; revising language with respect to the Florida Casualty Insurance Risk Management Trust Fund; amending s. 284.31, F.S.; limiting liability under the fund; amending s. 284.35, F.S.; providing for an actuarial study of the fund; amending s. 440.11, F.S.; eliminating reference to public employment with respect to liability under workers' compensation; amending s. 768.28, F.S.; revising language with respect to waiver of sovereign immunity; providing criteria for written claims; providing exceptions to immunity; providing for the barring of claims; providing an effective date.

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

By Senator Stuart—

SB 2882—A bill to be entitled An act relating to incarceration for drug offenders; providing mandatory minimum sentences for certain persons convicted of offenses involving controlled substances; providing an effective date.

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

By Senator Dudley—

SB 2884—A bill to be entitled An act relating to judgments; amending s. 55.01, F.S.; requiring final judgments to include additional information identifying the judgment debtor; amending s. 55.505, F.S.; requiring affidavits for the recording of foreign judgments to include additional information identifying the judgment debtor and judgment creditor; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Brown—

SB 2886—A bill to be entitled An act relating to exterior design and landscaping; requiring the Department of Transportation to adopt design standards for the construction of transportation facilities to provide for the compatibility of the facilities with their surroundings, the safety and security of public spaces within the facilities, and the aesthetics of the facilities; requiring the department to provide for construction pursuant to such standards within the budget for the construction of each such facility; providing that certain transportation facilities must conform to the local comprehensive plan; requiring the department to complete a program for placing specific information panels on certain highways; requiring the department to adopt other programs for consolidating signs on certain highways; requiring the department to file recommendations for such programs with the Legislature; amending s. 163.3202, F.S.; providing that local land development regulations must include certain landscaping regulations and regulations that protect historic districts and resources; amending s. 163.362, F.S.; providing that community redevelopment plans must show by diagram historic resources within redevelopment areas; providing that such plans must include a historic resources element that specifies the effect of the proposed redevelopment upon historic resources and that provides for the protection of such resources; providing that such plans must include requirements that newly constructed developments conform to existing developments; amending s. 336.045, F.S.; requiring the Department of Transportation to adopt standards and criteria to provide for the compatibility of facilities on the county road system with the surrounding environment; providing an effective date.

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

By Senator Dudley—

SB 2888—A bill to be entitled An act relating to the operation of motor vehicles; amending s. 316.066, F.S.; providing penalties for failing to file accident reports; creating s. 316.1907, F.S.; prohibiting the use of devices to detect speed radar; providing penalties; providing definitions; amending s. 316.1934, F.S.; lowering blood alcohol amounts; substituting per se evidence standards for prima facie evidence; amending s. 316.614, F.S.; providing that enforcement of the seat-belt law may be by primary action; mandating report requirements; creating s. 322.026, F.S.; requiring driver improvement courses in certain cases; amending s. 324.051, F.S.; eliminating exemptions to suspension of driver's license; providing that a judgment debtor is not exempt from financial responsibility requirements due to discharge in bankruptcy; amending s. 324.121, F.S.; providing exemptions to license suspension; creating s. 325.311, F.S.; providing definitions; creating s. 325.312, F.S.; requiring display of certificate of inspection; creating s. 325.313, F.S.; providing for expiration of certificate; providing inspection schedule; creating s. 325.314, F.S.; requiring inspection certificates on sold motor vehicles; providing an exemption; providing penalties; creating s. 325.315, F.S.; requiring inspection within specified times for recently registered automobiles; creating s. 325.316, F.S.; providing procedures for correcting defects found during inspections; requiring reinspection within specified times; creating s. 325.317, F.S.; prohibiting operation of damaged vehicles; creating s. 325.318, F.S.; providing requirements for inspection; creating s. 325.319, F.S.; requiring inspection of metal license plates; creating s. 325.320, F.S.; providing authority for the Department of Highway Safety and Motor Vehicles to

license persons to operate safety equipment inspection stations; creating s. 325.321, F.S.; providing for the designation of self-inspectors; creating s. 325.322, F.S.; providing for the supervision of inspection stations; creating s. 325.323, F.S.; requiring the department to establish procedures for sale, refund, and display of certificates; providing penalty for unlawful removal of a certificate; requiring the department to adopt rules to train and qualify inspectors; creating s. 325.324, F.S.; requiring inspection fees; providing for recordkeeping; providing for ordering forms; providing for deposit of funds; creating s. 325.325, F.S.; requiring the department to submit a budget for administering the inspection program to the Governor; providing limits; creating s. 325.326, F.S.; providing rule promulgation authority; creating s. 325.327, F.S.; providing hours for operation of inspection stations subject to department approval; creating s. 325.328, F.S.; requiring recognition of other inspection certificates from other states and certain carriers; creating s. 325.329, F.S.; providing that passing an inspection does not constitute a warranty of mechanical condition; absolving licensees and inspectors from liability; creating s. 325.330, F.S.; providing criminal penalties for issuance of inspection certificates on vehicles that were not inspected; creating s. 325.331, F.S.; prescribing unlawful acts; providing criminal penalties; creating s. 325.332, F.S.; providing penalties for violations; repealing s. 325.001, F.S., relating to periodic motor vehicle inspections; providing an effective date.

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

By Senator Meek—

SB 2890—A bill to be entitled An act relating to building permits; amending s. 553.79, F.S.; requiring owner's authorization to apply for a building permit if the applicant is not the owner; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Girardeau—

SB 2892—A bill to be entitled An act relating to assessments of the value of real property for purposes of ad valorem taxation; amending s. 193.023, F.S.; providing requirements for assessments of a parcel of a residential development having common areas appurtenant to the parcel; providing an effective date.

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

By Senator Weinstein—

SB 2894—A bill to be entitled An act relating to civil procedure; amending s. 48.021, F.S.; authorizing sheriffs to charge a fee; amending s. 48.031, F.S.; providing for service of criminal witness subpoenas; amending s. 48.183, F.S.; providing for service of process in an action for eviction from mobile home park; amending s. 48.20, F.S.; authorizing service of process on Sunday in domestic violence cases; amending s. 701.04, F.S.; providing for requests for return of a writ of execution that has been fully satisfied; amending s. 701.05, F.S.; providing punishment for failing to cancel a writ of execution; amending s. 741.30, F.S.; providing responsibilities of a clerk of court or a party in an action for injunction for protection against domestic violence for providing certain information to the sheriff or appropriate law enforcement officer; providing an effective date.

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

By Senator Dudley—

SB 2896—A bill to be entitled An act relating to alcoholic beverages; amending s. 768.125, F.S.; providing for liability for injury or damage resulting from intoxication; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Kirkpatrick—

SB 2898—A bill to be entitled An act relating to planning and budgeting; amending s. 320.20, F.S.; rescinding the scheduled expiration of certain provisions relating to funding of the State Transportation Trust Fund; amending s. 339.135, F.S.; correcting cross-references; clarifying certain references; providing for the Executive Office of the Governor to amend the adopted work program of the the Department of Transporta-

tion in emergencies; providing procedures for and limits on such amendment; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Peterson—

SB 2900—A bill to be entitled An act relating to education; amending s. 220.183, F.S.; providing a tax credit for contributions by a business firm to the direct-support organization of the Prepaid Postsecondary Education Expense Board; correcting a cross-reference; providing that a district school board in cooperation with one of certain governmental agencies may apply to the Commissioner of Education for moneys from the Public Education Capital Outlay and Debt Service Trust Fund to plan, construct, and equip a vocational educational facility; providing that the district school board must levy the maximum millage against nonexempt property value of real property within the school district, in order to apply for such moneys; requiring the approval of the facility by the regional coordinating council by the Division of Vocational, Adult, and Community Education of the Department of Education, and the Office of Educational Facilities of the department, in order to apply for such moneys; creating the Vocational Education Construction Committee; providing for membership of the committee; requiring the committee to annually list applications for moneys from the trust fund in order of the priority of the need for each such vocational educational facility; requiring the committee to annually submit the list to the Commissioner of Education for inclusion in the annual legislative capital outlay budget request; specifying the maximum percentage of the cost of each such facility that may be paid from the trust fund; providing an effective date.

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

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Agriculture and Senator Malchon—

CS for SB 124—A bill to be entitled An act relating to the sale of dogs or cats; amending and renumbering s. 585.195, F.S.; revising inoculation and deworming requirements for dogs and cats transported into the state for sale or offered for sale within the state; revising requirements relating to health certificates for such dogs and cats; providing for use, retention, and contents of certificates; providing timeframes and age requirements; providing remedies for the consumer if the dog or cat is found unfit for purchase; providing procedures; requiring pet dealers to provide consumers with a written notice of their rights; defining “pet dealer”; providing for injunctive relief; providing exemptions; prohibiting a pet dealer from misrepresenting the breed, sex, or health of a dog or cat; providing penalties; providing an effective date.

By the Committee on Health Care and Senator Diaz-Balart—

CS for SB 240—A bill to be entitled An act relating to epilepsy; amending s. 385.207, F.S.; providing that revenues for implementation of epilepsy prevention and education programs shall be derived from an additional surcharge on certain civil penalties imposed for noncriminal traffic infractions; creating the Epilepsy Services Trust Fund and providing for investment of funds; providing for rules; amending s. 318.18, F.S.; imposing an additional surcharge on certain civil penalties imposed for noncriminal traffic infractions; providing an effective date.

By the Committee on Governmental Operations and Senator Forman—

CS for SB 254—A bill to be entitled An act relating to historic preservation; amending s. 267.021, F.S.; redefining the terms “historic property” and “historic resource” to include certain additional properties; amending s. 267.061, F.S.; requiring state agencies within the executive branch to consider, in the acquisition of additional space, the use of historic properties; requiring such agencies to request the Division of Historical Resources of the Department of State to assist in identifying historic properties appropriate for use by the agency; requiring the Department of General Services to adopt rules for renovating historic properties owned by the state; providing an effective date.

By the Committees on Governmental Operations; Ethics and Elections; and Senator Woodson-Howard—

CS for CS for SB 300—A bill to be entitled An act relating to medical examiners; amending s. 112.3145, F.S.; requiring district medical

examiners to file disclosure of financial interests and clients represented before agencies; amending s. 406.06, F.S.; requiring district medical examiners to file an affidavit regarding financial interests or clients of associate medical examiners; specifying that district medical examiners and associate medical examiners are public officers for purposes of s. 112.313, F.S., and the standards of conduct prescribed thereunder; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senators Dudley, Brown, Beard, Malchon, D. Childers, Diaz-Balart, Kiser, Girardeau, Souto, Grant, Stuart, Walker, Woodson-Howard and Weinstein—

CS for SB 480—A bill to be entitled An act relating to adoption; creating s. 63.167, F.S.; requiring the establishment of a state adoption information center, to be operated under contract with a licensed child-placing agency, and providing the functions thereof; providing rulemaking authority; providing an effective date.

By the Committee on Governmental Operations and Senator Brown—

CS for SB 524—A bill to be entitled An act relating to lobbyists; creating s. 11.055, F.S.; prohibiting contingency fees; providing a penalty; providing for return of compensation received under a contingency-fee arrangement; providing an exception; providing an effective date.

By the Committee on Governmental Operations and Senator Kirkpatrick—

CS for SB 538—A bill to be entitled An act relating to the Department of State; amending s. 865.09, F.S.; redesignating and substantially revising the Fictitious Name Statute; providing definitions; providing for registration of fictitious names with the department; requiring renewal; providing exemptions; specifying effect of registration; providing penalties; specifying powers of the department; providing for collection and deposit of fees; amending s. 15.09, F.S.; designating all fees collected by the department as processing fees; increasing certain fees; creating the Public Access Data Systems Trust Fund; providing for deposit of certain moneys in the fund; specifying uses of such moneys; amending s. 267.0617, F.S.; providing for transfer of certain moneys from the Corporations Trust Fund to the Historic Preservation Trust Fund; amending s. 265.2861, F.S.; providing for transfer of certain moneys from the Corporations Trust Fund to the State Major Cultural Institution Trust Fund; specifying uses of such moneys; specifying powers of the department; designating certain theaters as State Major Cultural Institutes and State Theater Programs; reenacting s. 501.131(4), F.S., for the purpose of incorporating the amendment to s. 15.09, F.S., in a reference thereto; providing for transition of authority to register fictitious names from the clerks of the circuit courts to the department; requiring certain notices; providing an effective date.

By the Committee on Transportation and Senator Jennings—

CS for SB 584—A bill to be entitled An act relating to transportation; creating s. 338.25, F.S.; providing for Central Florida Beltway mitigation; providing legislative intent; providing a procedure for environmental mitigation required as a result of construction of the beltway; providing effective dates.

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

CS for SB 654—A bill to be entitled An act relating to telephone-based suicide/crisis and information/referral services; providing legislative intent; providing definitions; authorizing the department to adopt rules; authorizing funding and providing for eligibility; providing an appropriation; providing an effective date.

By the Committee on Judiciary-Civil and Senator Davis—

CS for SB 662—A bill to be entitled An act relating to limitations of actions; amending s. 95.051, F.S.; providing that the running of time under certain statutes of limitations is tolled by the minority or incapacity of the person entitled to sue under certain circumstances; providing an exception; reenacting ss. 95.031, 684.24(3)(a), F.S., relating to computation of time and court proceedings upon final awards, to incorporate said amendment in references thereto; providing an effective date.

By the Committee on Governmental Operations and Senator Souto—

CS for SB 674—A bill to be entitled An act relating to meritorious service awards for state employees and volunteers; amending s. 110.1245, F.S.; revising provisions relating to the meritorious service awards pro-

gram for certain employees and extending the scope of the program to all state employees; providing for awards for achieving increments of satisfactory service as state employees and for awards upon retirement after satisfactory service; amending s. 110.503, F.S.; authorizing state departments and agencies to incur expenditures in a limited amount for tokens of recognition to present to volunteers who provide outstanding service to state-administered programs; providing an effective date.

By the Committee on Health and Rehabilitative Services—

CS for SB 686—A bill to be entitled An act relating to nursing home and long-term care facilities and the state or district ombudsman councils; amending ss. 400.317, 400.321, F.S.; providing exemptions from the public records law for certain records involving nursing home and long-term care facilities complaints and involving matters before the state or district ombudsman councils concerning abuse or denial of rights of facility residents; providing for repeal and future legislative review of such exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senators Meek, Diaz-Balart, Souto, Stuart and Casas—

CS for SB 692—A bill to be entitled An act relating to child dependency proceedings; providing legislative findings; amending s. 39.453, F.S.; authorizing a citizen review panel hearing prior to judicial review and requiring notice; requiring certain determinations; amending s. 39.455, F.S.; providing immunity from civil liability to members and agents of citizen review panels acting in good faith; requiring certain policies and procedures for citizen review panels; providing an effective date.

By the Committee on Health and Rehabilitative Services—

CS for SB 718—A bill to be entitled An act relating to medical treatment of minors; amending s. 743.064, F.S.; expanding the authority of specified medical personnel to provide emergency medical care or treatment to minors without parental consent; creating s. 743.0645, F.S.; authorizing specified persons and entities to consent to the provision of medical care or treatment to a minor; providing immunity from civil liability; providing rulemaking authority; providing an effective date.

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

CS for SB 888—A bill to be entitled An act relating to taxicabs; requiring bullet-resistant safety shields and drop safes in certain taxicabs; providing exceptions; providing for the adoption of rules by the Department of Highway Safety and Motor Vehicles; providing an effective date.

By the Committee on Judiciary-Civil and Senator Johnson—

CS for SB 906—A bill to be entitled An act relating to civil actions; amending s. 772.14, F.S.; providing that a final judgment or decree in favor of the state in a criminal action estops the defendant in any subsequent civil action as to certain matters; amending s. 772.15, F.S.; providing that a verdict or adjudication of not guilty in a criminal action is inadmissible in any civil cause of action; providing an effective date.

By the Committee on Governmental Operations and Senator Jennings—

CS for SB 940—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; providing a minimum fee to be used in determining the actual cost of duplication of certain public records; providing duties of the Department of State; providing an effective date.

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

CS for SB 982—A bill to be entitled An act relating to children and families in need of services; amending s. 39.001, F.S.; providing that the Department of Health and Rehabilitative Services may contract for programs for children, youths, and their families; providing standards which must be met by caregivers; amending s. 39.01, F.S.; redefining the terms "authorized agent of the department," "child in need of services," and "family in need of services"; amending s. 39.422, F.S.; clarifying types of shelters for placement of children; amending s. 39.424, F.S.; removing voluntary services and protective supervision services to families in need of services; amending s. 39.432, F.S.; excluding certain days from the timeframe for notification of patients and allowing discretion in filing a petition for a child in need of services; amending s. 39.434, F.S.; requiring the

department to advise the parents or legal custodians in a family in need of services of their duty to pay costs of family arbitration and directing the department to set and charge fees therefor; amending s. 39.443, F.S.; providing for maintenance of records by courts and for their confidentiality; amending s. 827.04, F.S.; redefining the offense of child abuse to include causing or tending to cause a child to become a child in need of services; providing a penalty; providing an effective date.

By the Committee on Governmental Operations and Senator Grant—

CS for SB 1002—A bill to be entitled An act relating to public records; amending s. 570.544, F.S.; providing a limited exemption from s. 119.07(1), F.S., for certain records and information obtained by the Department of Agriculture and Consumer Services or by any other office or agency during the investigation of consumer complaints and alleged violations of consumer protection laws; providing an effective date.

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

CS for SB 1014—A bill to be entitled An act relating to state government; creating the State Employee Telecommuting Act; providing definitions; requiring the Department of Administration to establish a state employee telecommuting program; providing powers and duties of the department; providing for rules; authorizing state agencies to conduct telecommuting pilot programs; providing requirements for such pilot programs; establishing a telecommuting program advisory council; requiring a report; specifying how act should be construed; providing an appropriation; providing for future legislative review and repeal; providing an effective date.

By the Committee on Judiciary-Civil and Senator Dudley—

CS for SB 1080—A bill to be entitled An act relating to easements; amending s. 704.01, F.S.; revising criteria for determining when a statutory way of necessity exists; providing that such an easement may run under the servient tenement; amending s. 704.04, F.S.; deleting a provision providing that a statutory way of necessity awarded by court order is temporary; providing for judicial determination of attorney's fees and costs; deleting a provision permitting either party to request a jury trial to determine compensation; providing an effective date.

By the Committee on Transportation and Senator Langley—

CS for SB 1116—A bill to be entitled An act relating to drivers' licenses; amending s. 322.61, F.S.; providing for disqualification from operating a commercial motor vehicle upon conviction of certain traffic offenses; amending s. 322.64, F.S.; providing for disqualification from operating a commercial motor vehicle for a person who operates a commercial motor vehicle with an unlawful blood alcohol level or refuses to submit to a test for alcohol or drugs; requiring notice; providing for formal and informal review of the suspension; providing an exemption from the Administrative Procedure Act; providing for inadmissibility of certain evidence; amending s. 322.2615, F.S.; providing for administrative suspension after receiving results of a blood test; providing effective dates.

By the Committee on Transportation and Senator Crenshaw—

CS for SB 1142—A bill to be entitled An act relating to expressway authorities; creating the Florida Expressway Authority Act; providing definitions; providing for creation and membership of expressway authorities; providing purposes and powers; providing for bonds; providing for lease-purchase agreement; providing that the Department of Transportation may be appointed by the Division of Bond Finance of the Department of General Services as an agent of the division for construction; providing for acquisition of lands and property; providing for cooperation with other units, boards, agencies, and individuals; providing for the covenant of the state; providing for exemption from taxation; providing for applicability; providing an effective date.

By the Committee on Transportation and Senator Jennings—

CS for SB 1188—A bill to be entitled An act relating to motor vehicle license plates; amending s. 316.605, F.S.; providing a penalty for operating a motor vehicle without purchasing and displaying a license plate as required by law; amending s. 316.655, F.S.; providing a cross-reference; amending s. 318.14, F.S.; providing a cross-reference; amending s. 318.30, F.S.; providing that certain counties may establish a Civil Traffic Infraction Hearing Officer Program; amending s. 320.07, F.S.; providing penalties for operating a motor vehicle with an expired registration; amending

s. 322.03, F.S.; providing a penalty for operating a motor vehicle without ever having had a driver's license or with an expired license; amending s. 322.065, F.S.; providing penalties for operating a motor vehicle with an expired driver's license; providing effective dates.

By the Committee on Transportation and Senator Forman—

CS for SB 1194—A bill to be entitled An act relating to traffic fines; amending s. 318.21, F.S.; providing that a portion of the proceeds of fines imposed for violations of traffic regulations be deposited in the Transportation Disadvantaged Trust Fund and be used to provide transportation for handicapped persons; providing an effective date.

By the Committee on Regulated Industries and Senator Crenshaw—

CS for SB 1260—A bill to be entitled An act relating to elevators; amending s. 399.01, F.S.; redefining the terms "alteration," "elevator," and "service maintenance contract"; amending s. 399.02, F.S.; providing for the adoption of a safety code for elevators and escalators; excluding certain equipment from regulation under ch. 399, F.S.; removing the confidentiality requirement for contract reports; requiring a certificate of insurance to be kept on file; amending s. 399.035, F.S.; revising certain standards relating to accessibility for the physically handicapped; exempting certain existing elevators from regulation; amending s. 399.05, F.S.; providing for maintenance of certain insurance coverage; prescribing approval requirements with respect to alteration of an elevator; providing for inspection of alterations; amending s. 399.061, F.S.; prescribing a timetable for regular inspection of elevators; amending s. 399.07, F.S.; providing for a fee schedule for renewal of certification; amending s. 399.13, F.S.; prescribing records which a municipality must maintain; providing an effective date.

By the Committee on Judiciary-Criminal and Senators Peterson, Kirkpatrick, Grant, Beard and Johnson—

CS for SB's 1276 and 258—A bill to be entitled An act relating to criminal procedure; repealing Rule 3.220(a), (b), (d), (h), (l), and (n), Florida Rules of Criminal Procedure, relating to the taking of discovery depositions in criminal cases; providing an effective date.

By the Committee on Judiciary-Civil and Senators Dudley, Thurman, Gardner and Jennings—

CS for SB 1330—A bill to be entitled An act relating to mechanic's liens; creating s. 713.001, F.S.; designating part I of ch. 713, F.S., the "Construction Lien Law"; amending s. 713.01, F.S.; rearranging and revising definitions; deleting unnecessary cross-references; revising the definition of the term "furnish materials" to exclude certain preliminary work from inclusion in specially fabricated materials; providing a definition for the term "lender"; transferring a provision relating to the effectiveness of the giving of a notice of commencement to a section that relates to such notice; amending s. 713.03, F.S.; permitting architects, landscape architects, interior designers, engineers, and land surveyors to file liens for all services permitted under their respective licenses; amending s. 713.06, F.S.; revising the time period within which a person not in privity with the owner must serve a notice to owner in order to perfect a lien against the owner's property; revising cross-references, including a reference relating to the mailing of a copy of a notice to owner by a lienor to a person designated by the owner to receive notices in addition to himself; prescribing a revised form for a notice to owner; prescribing requirements for serving a copy of a notice to owner on the owner's lender; prescribing the manner that a lender who has received such notice must make payments to the contractor on behalf of the owner; providing that the lender's failure to comply with such requirement in making payments renders the lender liable to the owner for all damages sustained as a result of such failure; providing that a lienor, in the absence of a recorded notice of commencement, may rely on the information contained in the building permit application in serving a notice to owner; requiring a lienor to strictly comply with the time requirements for providing such notice; amending s. 713.09, F.S.; deleting an unnecessary cross-reference that requires revision to conform with changes made by the act; amending s. 713.13, F.S.; deleting an unnecessary cross-reference; requiring an owner entering into a construction contract of more than 1 year's duration to record a notice of commencement stating the period of effectiveness of the notice; providing that payments by the owner after expiration of the notice of commencement are improper; prescribing a form for a notice of commencement; providing that the failure to attach a copy of the bond to the notice of commencement when recording it negates the exemption that an owner having a payment bond would otherwise have but permits the unrecorded bond to be used as a transfer bond; requiring

the owner to sign the notice of commencement; extending the time period allowed for commencement of construction after the recording of a notice of commencement; requiring a lender to file a notice of commencement for the owner-borrower before disbursing construction funds; providing that the lender is liable to the owner for all damages sustained as a result of the lender's failure to record the notice of commencement; requiring a lender who is required to record a notice of commencement to designate the lender, in addition to others, to receive copies of notices to owner; creating s. 713.132, F.S.; providing for termination by the owner of the period of effectiveness of a notice of commencement by recording a notice of termination, accompanied by the contractor's affidavit; prescribing the contents of a notice of termination; providing that an owner may rely on the contractor's affidavit, except with respect to lienors who have given notice, in executing, swearing to, and recording a notice of termination; providing for when a notice of termination may be recorded; providing that the owner or contractor, or both, are liable for fraud or collusion with respect to a fraudulent notice of termination to any lienor damaged thereby; providing for when a notice of termination is effective to terminate the notice of commencement; amending s. 713.135, F.S.; revising the warning statement that an issuing authority is required to print on building permits; deleting the requirement that such warning statement be placed on applications for permits; revising references to conform to changes made by this act; deleting unnecessary references; requiring an issuing authority to furnish building permit applicants with notice-of-commencement forms and printed summaries of the Construction Lien Law; requiring an issuing authority to verify at its first inspection that a certified copy of the recorded notice of commencement has been posted and prohibiting it from approving the inspection without such verification; providing that an issuing authority is not liable for failure to verify that a certified copy of the recorded notice of commencement has been posted; prescribing a building permit application form; amending s. 713.14, F.S.; providing that a subcontractor's, sub-subcontractor's, or materialman's failure to demand a designation of account is a defense only to the extent of the payment made; amending s. 713.16, F.S.; prescribing a form for a request to a lienor for a sworn statement of account; amending s. 713.18, F.S.; prescribing when service is effective if made by registered or certified mail that is returned by the postal service; amending s. 713.23, F.S.; changing the time when a notice of nonpayment must be served in order for a lienor to recover on a payment bond; providing that a lienor may not waive in advance his right to bring an action under a payment bond against the surety; amending s. 713.29, F.S.; providing for the payment of attorney's fees if a lien dispute is submitted to arbitration; amending s. 713.31, F.S.; providing that a minor mistake or error or a good faith dispute as to the amount due does not constitute a willful exaggeration that defeats an otherwise valid lien; repealing s. 713.34, F.S., relating to misapplication of real property mortgage loan funds; amending s. 713.345, F.S.; proscribing misapplication of construction funds and providing penalties therefor; amending s. 713.346, F.S., relating to payment on construction contracts; revising a cross-reference to conform to changes made by the act; amending s. 48.23, F.S., relating to *lis pendens*, to revise terminology used in that section to accord with this act; amending s. 95.11, F.S., relating to limitations on actions, to revise cross-references to conform with changes made by this act; amending s. 255.05, F.S.; prohibiting a claimant on a public construction bond from waiving in advance his right to bring an action under the bond against the surety; amending s. 482.201, F.S., relating to liens of licensees on real property, to revise a reference to accord with this act; amending s. 489.119, F.S.; providing that an application by a corporation to engage in contracting through a qualifying agent must contain the names of certain stockholders under certain circumstances; providing restrictions on persons whose license is revoked; amending s. 489.129, F.S.; increasing the time within which a contractor must remove a lien placed on an owner's property in order to avoid disciplinary action against him by the Construction Industry Licensing Board; providing that intimidating, threatening, coercing, or otherwise discouraging the service of a notice to owner under the Construction Lien Law or a notice to contractor under ch. 255, F.S., with respect to a public construction contract is a ground for disciplinary action against a contractor by such licensing board; amending s. 501.1375, F.S., relating to escrow deposits for the purchase of residential dwelling units, to revise a reference to accord with this act; amending s. 718.121, F.S., relating to liens against condominium property, to revise a reference to accord with this act; amending s. 721.16, F.S., relating to liens for overdue assessments under real estate time-share plans, to revise references to accord with this act; providing effective dates.

By the Committee on Transportation and Senators Beard and Woodson-Howard—

CS for SB 1332—A bill to be entitled An act relating to road rights-of-way; amending s. 337.406, F.S.; prohibiting the use of the rights-of-way of state transportation facilities; specifying certain activities which are prohibited; authorizing incorporated municipalities to issue permits for the temporary use of rights-of-way under certain circumstances; providing an effective date.

By the Committee on Transportation and Senator Beard—

CS for SB 1334—A bill to be entitled An act relating to transportation facilities; creating s. 337.251, F.S.; authorizing the Department of Transportation to lease certain property to public agencies or private entities and to lease the use of areas above or below state transportation facilities; providing criteria for such leases; providing notice requirements; providing for requests for proposals; requiring competitive bidding; providing exemptions; providing for the use of leaseback arrangements in lieu of compensation in eminent domain actions; providing for indemnification of the department; providing for the use of revenue generated by such leases; providing an effective date.

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

CS for SB 1340—A bill to be entitled An act relating to the correctional system; amending s. 947.01, F.S.; increasing membership of the Parole Commission; amending s. 947.03, F.S.; increasing the terms of members of the Parole Commission and restricting appointees to a maximum number of terms; amending s. 947.146, F.S.; revising criteria for noneligibility of inmates to receive a control release date and prohibiting inmate entitlement to control release; authorizing the Control Release Authority to alter an inmate's control release date based on the inmate's refusal to agree to conditions of release; authorizing the authority to contract with a public defender or private counsel to represent indigent control releasees who violate release conditions; providing an effective date.

By the Committee on Transportation and Senator Forman—

CS for SB 1382—A bill to be entitled An act relating to motor vehicle licenses; amending s. 320.15, F.S., which allows a license tax credit or refund for the unexpired portion of a license when a motor vehicle or mobile home is destroyed or removed from the state; amending s. 320.0609, F.S., which allows license tax credits when a license plate is transferred from one vehicle to another; repealing the authority to give credits; increasing the minimum amount for which the refund may be given; providing an effective date.

By the Committee on Judiciary-Civil and Senator Dudley—

CS for SB 1410—A bill to be entitled An act relating to probate; amending s. 731.111, F.S.; deleting a cross-reference; amending s. 733.212, F.S.; deleting a cross-reference and providing for Notice of Administration; amending s. 732.507, F.S.; providing for the voiding of provisions of a will executed by a married person under certain circumstances; providing for construing and administering said will; amending s. 733.702, F.S.; deleting inapplicable information relating to limitations on presentation of claims; providing an effective date.

By the Committee on Judiciary-Civil and Senator Dudley—

CS for SB 1414—A bill to be entitled An act relating to civil actions; creating s. 45.063, F.S.; requiring the court to provide for equitable distribution of net funds recovered as a result of a judgment or settlement upon motion or petition therefor; specifying factors to be considered by the court; providing for notice and hearing; providing for exclusion of collateral sources of indemnity; providing that the act supersedes conflicting laws; providing consequences of order on creditors' rights; providing an effective date.

By the Committee on Commerce—

CS for SB 1460—A bill to be entitled An act relating to not for profit corporations; providing a short title; prescribing filing requirements for documents and forms; prescribing filing fees; providing for effective date of documents accepted for filing; providing procedures for correcting filed documents; prescribing powers and duties of the Department of State; providing for review of refusal by the department to file documents; prescribing evidentiary effect of copies of filed documents; providing for certificates of status; providing a penalty; providing definitions; providing

requirements for notice under the act; providing procedures for incorporation; specifying content of articles of incorporation; prescribing liability for certain transactions; providing for organizational meetings of directors; providing requirements for bylaws; providing purposes of corporations organized under the act; prescribing powers of corporations; prescribing requirements for corporate names and for registered names of foreign corporations; requiring maintenance of registered offices and agents; providing for changes of such offices or agents; providing for service of process on a corporation; prohibiting payment of dividends or distribution of income; providing requirements for meetings of corporation members; prescribing duties of corporation boards of directors; providing qualifications for such directors; providing for certain terms of office, compensation, and removal of directors; providing for resignation by directors; providing requirements for meetings of boards of directors; authorizing boards of directors to act without a meeting; prescribing requirements for notice of meetings; providing quorum and voting requirements; providing for committees of a corporation; providing duties of corporation directors; providing for indemnification, liability, and immunity for officers, directors, employees, and agents of a corporation; providing requirements in case of certain conflicts of interest; prohibiting certain loans to directors, officers, and employees of a corporation; prohibiting certain activities by private foundations; providing for the election and duties of corporation officers; providing for their resignation and removal; prescribing contract rights of officers; providing requirements for the reincorporation of certain corporations; prescribing requirements for amendments to articles of incorporation; prescribing requirements for the merger of certain corporations; providing requirements for disposing of corporate property and assets; providing procedures for the dissolution of a corporation; providing procedures for revoking such dissolution; providing for distributing corporate assets; specifying grounds under which the department may administratively dissolve a corporation; prescribing the procedure for and the effect of such dissolution; providing for reinstatement of an administratively dissolved corporation and appeal from denial of such reinstatement; specifying grounds and procedure under which a circuit court may dissolve a corporation; providing for a court-appointed receiver or custodian of a corporation; providing for the deposit of the assets of a dissolved corporation with the Department of Banking and Finance; prescribing requirements for foreign corporations conducting affairs in the state; providing requirements of corporate names of foreign corporations; providing requirements for registered offices and agents of foreign corporations; providing for service of process on a foreign corporation; providing requirements for withdrawal of foreign corporations from the state; providing circumstances under which the Department of State may revoke the certificate of authority of foreign corporations; providing for reinstatement; providing for appeal of such revocation; providing requirements for corporation records; requiring certain reports; providing for application of the act; providing for deposit of funds; prohibiting the lack of legal organization as a defense to certain actions; providing for the effect of the repeal of prior acts; providing for application of the Florida Business Corporation Act; prohibiting the incorporation of certain corporations under the act; providing requirements for the incorporation of certain medical services corporations; prescribing proceedings to revoke articles of incorporation or charter; providing for property held by extinct churches and religious societies; providing for the dissolution of such churches or societies; providing for the incorporation of labor unions or bodies; authorizing the incorporation of sponge packing and marketing corporations; providing procedures under which corporations for profit may become corporations not for profit; authorizing corporations organized under this act to act as trustees under certain circumstances; repealing ss. 617.001-617.21, F.S., the Florida Not For Profit Corporation Act; providing an effective date.

By the Committee on Health Care and Senator Girardeau—

CS for SB 1494—A bill to be entitled An act relating to health facilities authorities; amending s. 154.209, F.S.; authorizing health facilities authorities to participate in and issue bonds and other forms of indebtedness for the purpose of an accounts receivable program; amending s. 154.245, F.S.; authorizing health facilities authorities to issue bonds for projects not subject to review under ss. 381.701-381.715, F.S., without obtaining a certificate of need from the Department of Health and Rehabilitative Services; providing an effective date.

By the Committee on Governmental Operations and Senator Johnson—

CS for SB 1508—A bill to be entitled An act relating to public entity crime; amending s. 287.133, F.S.; including leases for real property and

contracts for construction or repair of public buildings or public works within the subject matter of the term "public entity crime"; providing that persons or affiliates on the convicted vendor list may not submit bids on construction or repair of public buildings or public works or leases of real property for a specified period; including contracts to lease real property or to construct a public building or public work among the contracts for which a disclosure of public entity crime is required; providing for the annual filing of a sworn statement with each public entity with which a person contracts prior to execution of certain contracts; providing for notice of requirements regarding changes in correctness of sworn statement; correcting references to hearing officers of the Division of Administrative Hearings of the Department of Administration; changing the context in which is created a rebuttable presumption relating to placement on the convicted vendor list; providing an effective date.

By the Committee on Governmental Operations and Senator Forman—

CS for SB 1530—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; prohibiting the department from releasing the address of any licensee, registered owner, or titleholder except to certain specified entities; providing exceptions; providing prohibitions; providing that the exemption is subject to the Open Government Sunset Review Act; providing for rules; providing an effective date.

By the Committee on Natural Resources and Conservation; and Senators McPherson, Kirkpatrick, Grizzle, Crenshaw, Souto, Brown, W. D. Childers and Deratany—

CS for SB 1548—A bill to be entitled An act relating to environmental resources; providing legislative findings and intent; amending s. 201.022, F.S.; providing the Department of Natural Resources access to certain tax records; amending s. 201.15, F.S.; providing for an additional portion of moneys collected from the excise tax on documents to be deposited in the Land Acquisition Trust Fund; providing for such moneys to be used to finance certain bonds issued for purposes of acquiring or improving recreation and conservation lands; amending s. 253.023, F.S.; requiring the Department of Natural Resources to use state-certified appraisers after a certain date; providing for a portion of moneys transferred to the Land Acquisition Trust Fund from the Conservation and Recreation Lands Trust Fund to be used to finance such bonds; revising the portion of the Conservation and Recreation Lands Trust Fund that is available for land acquisition; deleting the circumstances under which the state may pay in excess of the appraised value for land acquisitions; amending s. 253.025, F.S.; providing qualifications of appraisers and appraisal organizations; prohibiting offers by state agencies that exceed certain appraisals; creating s. 372.074, F.S.; providing for the Wildlife Habitat Trust Fund within the Florida Game and Fresh Water Fish Commission; providing for land acquisitions; specifying types of moneys to be deposited into said trust fund; amending ss. 375.032, 375.041, F.S.; authorizing the purchase of conservation lands and the improvement of such lands with moneys in the Land Acquisition Trust Fund; creating s. 375.045, F.S.; creating the Florida Preservation 2000 Bond Project Trust Fund to be administered by the Department of Natural Resources; providing for proceeds from the sale of certain revenue bonds to be deposited in the trust fund; providing guidelines and allocation percentages for the distribution of moneys in the trust fund; providing requirements for the disbursement of the proceeds of such revenue bonds; amending s. 375.051, F.S.; providing for revenue bonds issued under the Outdoor Recreation and Conservation Act of 1963 to be used by the department for improvement of lands and related resources; amending s. 375.075, F.S.; conforming a cross-reference; amending s. 380.504, F.S.; revising the date of appointment of certain members of the Florida Communities Trust; amending s. 380.505, F.S.; revising meeting requirements of the governing body of the trust; amending s. 380.508, F.S.; providing for advisory committees to the trust; amending s. 380.510, F.S.; providing certain limitations on moneys transferred to the trust from the Florida Preservation 2000 Bond Project Trust Fund; amending s. 380.511, F.S.; authorizing the use of moneys in the Florida Communities Trust Fund for certain improvements; amending s. 320.08065, F.S.; renaming the communities trust license plate as the Florida Panther license plate; specifying the design of such plate; providing for the distribution of the license plate annual use fees; providing an effective date.

By the Committee on Health Care—

CS for SB 1552—A bill to be entitled An act relating to trauma care; providing legislative intent; creating s. 395.033, F.S.; providing legislative findings and intent; providing for a statewide network of trauma service

areas; providing for a minimum and maximum number of state-sponsored trauma centers; creating s. 395.0335, F.S.; providing for the Department of Health and Rehabilitative Services to select state-sponsored trauma centers; providing an appeals procedure for hospitals which disagree with the department decisions in selecting those trauma centers; requiring notice of intent to terminate or reduce trauma service; creating s. 395.034, F.S.; providing for the reimbursement from state funds, according to a specified formula, of current verified trauma centers, provisional state-sponsored trauma centers, and state-sponsored trauma centers; amending s. 395.037, F.S.; providing the Department of Health and Rehabilitative Services with rulemaking authority for ss. 395.033, 395.0335, 395.034, F.S.; amending s. 395.0146, F.S.; deleting references to trauma services for purposes of certificate of need requirements to terminate or reduce emergency or trauma services; amending s. 627.733, F.S.; imposing a trauma service fee on the application for damage security on motor vehicle insurance coverage, and providing for the deposit of the tax revenues into the Emergency Medical Services Trust Fund; providing start-up funds for each of four trauma service areas of the state which have no verified trauma center and for which the trauma center caseload is expected to support only one trauma center; providing for eligibility to receive such funds; providing for repayment of the funds in certain circumstances; directing the secretary of the department to prepare and submit to the Governor and chief legislative officers a report on the potential reimbursement of state-sponsored trauma centers from certain federal funds; amending s. 409.266, F.S.; increasing Medicaid ground and air emergency transportation reimbursement rates; providing an appropriation to fund air medical evacuation services in specified areas of the state which currently lack such services; providing for medical evacuation service agreements; providing restrictions on medical evacuation services and for continued funding of those services; appropriating funds to the department for specified purposes; requiring repayment of those funds by a specified date; providing for future review and repeal of ss. 395.033, 395.0335, 395.034, F.S.; providing effective dates.

By the Committee on Regulated Industries and Senators Forman, McPherson, Margolis, Jennings and Gardner—

CS for SB 1562—A bill to be entitled An act relating to harness racing; amending s. 550.16, F.S.; authorizing pari-mutuel permittees conducting harness racing to withhold an additional percentage of the handle; amending s. 550.262, F.S.; providing that the additional percentage of the handle withheld by harness racing permittees shall be used to provide certain insurance benefits; providing an effective date.

By the Committee on Transportation and Senators Kirkpatrick, Beard and Forman—

CS for SB 1572—A bill to be entitled An act relating to transportation; amending s. 339.135, F.S.; providing for allocation of public transit block grant funds; amending s. 339.155, F.S.; requiring the statewide transportation plan to take into account certain port master plans; amending s. 339.175, F.S.; revising membership and duties of metropolitan planning organizations; amending s. 341.031, F.S.; revising definitions for purposes of the Florida Public Transit Act; amending s. 341.041, F.S.; requiring the Department of Transportation to develop and administer state measures concerning public transit systems and including productivity and cost distribution in such measures; revising the measures for certain responsibilities of the department relating to operation of transit systems; amending s. 341.051, F.S.; requiring the department to develop a capital investment policy and to present that policy and recommended legislation to specified legislative committees; creating s. 341.052, F.S.; establishing a public transit block grant program; providing uses for which block grant funds may be expended; providing limitations on use of such funds; allocating a percentage of the public transit block grant funds to the Transportation Disadvantaged Trust Fund; providing limitations on use of funds; creating s. 341.071, F.S.; requiring the establishment of public transportation development plans consistent with approved local comprehensive plans; requiring eligible public transit providers to establish productivity and performance measures; requiring certain reports on and publication of those measures; amending ss. 119.07, 212.69, F.S.; correcting cross-references; allowing public transit projects other than capital projects to be eligible to receive certain funds; providing an effective date.

By the Committee on Community Affairs and Senator Weinstock—

CS for SB 1578—A bill to be entitled An act relating to taxation; creating the "General Special District Convention Center Development Tax

Act"; authorizing certain special taxing districts, located within certain charter counties, to levy by resolution a general special district convention center development tax on the sale of food, beverages, or alcoholic beverages in certain establishments; prescribing requirements for such levy; providing for the uses of the tax proceeds; providing for the collection of the tax and for the administration of the act by the Department of Revenue; prohibiting certain acts; providing penalties; providing for the local administration of the tax; providing restrictions upon departmental administrative procedures and charges; providing an effective date.

By the Committee on Health Care—

CS for SB 1600—A bill to be entitled An act relating to health planning; amending s. 186.003, F.S.; defining the term "Statewide Health Council"; amending s. 186.022, F.S.; requiring the Executive Office of the Governor to consider findings of the Statewide Health Council's review of agency functional plans; amending s. 186.503, F.S.; defining the terms "local health council" and "Statewide Health Council"; amending s. 186.507, F.S.; requiring memoranda of agreement; amending s. 186.508, F.S.; requiring the Executive Office of the Governor to consider findings of the Statewide Health Council's review of comprehensive regional policy plans; amending s. 186.511, F.S.; requiring involvement of local health councils in the evaluation of the health element of comprehensive regional policy plans; amending s. 187.201, F.S.; substantially rewording the health element of the state comprehensive plan; revising goals and policies; amending s. 381.703, F.S.; providing a schedule for appointing local health council members; revising the functions of the local health councils; changing the composition of the Statewide Health Council; revising the functions of the Statewide Health Council; requiring the Department of Health and Rehabilitative Services to assist the Statewide Health Council in preparing a state health plan and provide orientation to local health council members; authorizing the Department of Health and Rehabilitative Services to withhold funds from or cancel contracts with local health councils under certain circumstances; repealing s. 381.025, F.S., relating to long-range health planning; providing appropriations; providing an effective date.

By the Committee on Governmental Operations and Senators Bankhead, Kiser and Brown—

CS for SB's 1640 and 1740—A bill to be entitled An act relating to governmental data processing software; creating s. 119.083, F.S.; authorizing certain governmental agencies to obtain copyrights for data processing software created by such agencies; authorizing such agencies to enforce rights pertaining to said copyrights; authorizing agencies to sell or license copyrighted data processing software, with certain restrictions; providing applicability; providing an effective date.

By the Committee on Health Care and Senator Brown—

CS for SB 1696—A bill to be entitled An act relating to health care facilities; amending s. 766.110, F.S.; providing that hospital-sponsored self-insurance programs may underwrite coverage on the hospital's medical staff; amending ss. 458.320, 459.0085, F.S.; specifying financial responsibility requirements for physicians and osteopathic physicians; providing an effective date.

By the Committee on Community Affairs—

CS for SB 2036—A bill to be entitled An act relating to community contribution tax credits; amending ss. 220.03, 220.183, 624.5105, F.S., relating to the community contribution tax credits against the corporate income tax and insurance premium tax; providing for credits on consolidated returns; providing for carryovers of credits; revising eligibility requirements; providing additional application requirements; requiring that projects be consistent with local government comprehensive plans; revising requirements for the approval of projects; specifying administrative and operating expenses that may be considered part of a project; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

First Reading

The Honorable Bob Crawford, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for HB 149, CS for HB 219, HB 391, HB 627, CS for HB 1827, HB 2279, HB 2281, HB 2287, HB 2289, HB 2299, HB 2313, HB 2387, HB 2497, HB 2537, HB 2589, has passed as amended HB 313; has adopted HCR 129, HCR 443, HCR 2317, HM 2393 and requests the concurrence of the Senate.

John B. Phelps, Clerk

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

CS for CS for HB 149—A bill to be entitled An act relating to state agencies; creating s. 11.455, F.S.; providing duties, requirements, and restrictions of the Auditor General, Legislative Auditing Committee, and private consultants with respect to periodic evaluation and justification of state agency programs, bureaus, and offices; providing for limited confidentiality; creating s. 11.4565, F.S., to create the Agency Budget Sunset Trust Fund; amending s. 11.45, F.S.; directing the Auditor General to conduct performance audits of each new major program and each major modification to an existing program specifically identified in the General Appropriations Act or other acts within a certain time period; authorizing the Auditor General to perform preliminary reviews of identified new major programs and major modifications to existing programs; directing the Auditor General to maintain a schedule of performance audits of major state programs; requiring specific evaluations of the implementation of recommendations for agencies reviewed pursuant to the periodic evaluation and justification procedure; creating s. 216.0165, F.S.; providing for scheduled evaluation and justification of the programs, bureaus, and offices of state agencies; requiring agency cooperation and providing penalties; requiring detailed agency response and budget request incorporation thereof; amending ss. 216.023 and 216.163, F.S.; providing for response to such scheduled reviews in the budgets prepared by state agencies and submitted by the Governor to the Legislature; creating s. 11.65, F.S.; providing procedure for increasing funding above the recommendations submitted pursuant to periodic agency evaluation and review; providing for review and repeal; providing an appropriation; providing an effective date.

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

By the Committee on Criminal Justice and Representative Silver and others—

CS for HB 219—A bill to be entitled An act relating to contraband forfeiture; amending s. 893.12, F.S.; providing that seized property must be forfeited; providing procedures and standards for protection of the interests of persons holding liens on seized property; prohibiting forfeiture of property if the owner or a coowner lacked knowledge of the criminal use of the property; amending s. 932.703, F.S.; providing that title to seized contraband vests in either the state or the seizing agency upon seizure, rather than in the state; amending s. 932.704, F.S.; specifying the manner of sale of seized real property; requiring that certain reports to the Department of Law Enforcement be made by the law enforcement agency that received or expended forfeited property or proceeds from the sale of such property, rather than by the entity with budgetary authority over such law enforcement agency; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By the Committee on Governmental Operations and Representative Martin—

HB 391—A bill to be entitled An act relating to clinical records of birth centers; amending s. 383.32, F.S.; saving the exemption from public records requirements for such records from repeal; providing for future review and repeal; providing an effective date.

(Substituted for SB 376 on the special order calendar this day.)

By Representative Mortham—

HB 627—A bill to be entitled An act relating to cosmetology; amending s. 477.019, F.S.; revising procedure for licensure of persons licensed in another country; providing an effective date.

(Substituted for SB 512 on the special order calendar this day.)

By the Committee on Appropriations and Representative Wetherell and others—

CS for HB 1827—A bill to be entitled An act relating to bonds; creating the Florida Truth in Bonding Act of 1990; amending s. 216.023, F.S.; conforming provisions relating to agency legislative budget requests; amending s. 216.043, F.S.; requiring state agencies to include certain truth-in-bonding information in any legislative budget request for fixed capital outlay or operating capital outlay proposed to be funded by a proposed state debt or obligation; amending s. 216.044, F.S.; requiring the Department of General Services to assist state agencies and the Execu-

tive Office of the Governor in fulfilling truth-in-bonding information requirements; creating s. 216.0442, F.S., relating to truth in bonding; providing definitions; requiring development of a summary of state debt, a statement of proposed financing, and a truth-in-bonding statement, under specified circumstances; amending s. 216.163, F.S.; requiring inclusion of state debt, debt financing, and truth-in-bonding documents in the Governor's recommended budget for each specific fixed capital outlay project or group of projects or operating capital outlay requests to be funded from a proposed state debt or obligation; amending s. 216.167, F.S.; requiring inclusion of state debt, debt financing, and truth-in-bonding documents, and a 5-year estimate of program operational costs, in certain of the Governor's recommendations; creating s. 216.174, F.S.; providing specifications for the bill which enacts legislative budget decisions; requiring truth-in-bonding provisions, under certain circumstances; amending s. 216.177, F.S.; requiring the chairmen of the legislative appropriations committees to jointly transmit certain information relating to state debt and truth-in-bonding to the Executive Office of the Governor, the Comptroller, the Auditor General, and each state agency; requiring the Governor to submit to the Secretary of State a statement of the estimated costs of each new proposed state debt or obligation in the General Appropriations Act; providing an effective date.

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

By the Committee on Regulatory Reform and Representative Kelly—

HB 2279—A bill to be entitled An act relating to the State Library Council; amending s. 257.02, F.S.; adding the president-elect of the Florida Library Association as a member; limiting the consecutive terms a member may serve; providing for removal of members; saving ss. 257.02 and 257.031, F.S., from Sundown repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Regulatory Reform and Representative Kelly—

HB 2281—A bill to be entitled An act relating to cancer control and research; amending s. 385.201, F.S.; renaming the Florida Cancer Control and Research Advisory Board; amending ss. 458.324 and 459.0125, F.S.; correcting references; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Governmental Operations and Representative Martin—

HB 2287—A bill to be entitled An act relating to central records of developmentally disabled persons; amending s. 393.13, F.S.; saving the exemption from public records requirements for such records from repeal; providing for future review and repeal; providing an effective date.

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

By the Committee on Governmental Operations and Representative Martin—

HB 2289—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 referred to the Committee on Health Care.

By the Committee on Governmental Operations and Representative Martin—

HB 2299—A bill to be entitled An act relating to educational records of students residing in residential care facilities; amending s. 402.22, F.S.; saving the exemption from public records requirements for such records from repeal and revising provisions relating thereto; providing an exemption from public meeting requirements; providing for future review and repeal; providing an effective date.

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

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

HB 2313—A bill to be entitled An act relating to the military code; amending s. 250.40, F.S., providing for the composition of the Armory Board of the state; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Criminal Justice and Representative Silver and others—

HB 2387—A bill to be entitled An act relating to weapons and firearms; reenacting s. 790.06, F.S., relating to license to carry a concealed weapon or firearm; providing an effective date.

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

By the Committee on Criminal Justice and Representative Silver—

HB 2497—A bill to be entitled An act relating to presentence investigation reports; amending s. 921.231, F.S.; providing that the court is not required to refer a felony case for presentence investigation; providing additional requirements with respect to the content of such reports; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By the Committee on Agriculture and Representatives Trammell and Harris—

HB 2537—A bill to be entitled An act relating to weights, measures, and standards; amending ss. 177.091, 235.26, 255.252, 255.255, 506.23, 531.38, 531.39, 531.40, 531.41, and 578.28, F.S.; updating language relating to the renaming of the National Bureau of Standards; correcting a reference; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Finance and Taxation; and Representative Mackenzie—

HB 2589—A bill to be entitled An act relating to corporate income tax; amending s. 220.03, F.S.; updating references to the Internal Revenue Code for purposes of the Florida Income Tax Code; providing for retroactive effect; amending ss. 220.12 and 220.63, F.S.; deleting obsolete language; providing an effective date.

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

By Representative Kelly—

HB 313—A bill to be entitled An act relating to pharmacy; amending s. 465.026, F.S.; providing for a limited transfer of prescriptions for certain medicinal drugs; amending s. 893.04, F.S.; authorizing limited emergency refill for certain controlled substances under specified conditions; providing an effective date.

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

By Representatives Morse and Banjanin—

HCR 129—A concurrent resolution recognizing General Bernardo de Galvez and his contributions to American independence.

(Substituted for SCR 506 this day.)

By Representative Reddick and others—

HCR 443—A concurrent resolution recognizing the long and faithful service of the Florida National Guard.

—was referred to the Committee on Rules and Calendar.

By Representative McEwan and others—

HCR 2317—A concurrent resolution encouraging the people of Florida to "Stand Up and Be Counted" during the 1990 census.

—was referred to the Committee on Rules and Calendar.

By the Committee on Employee and Management Relations; and Representatives Ascherl and Wise—

HM 2393—A memorial to the Congress of the United States, urging Congress to support a proposed reform to Titles III and IX of the federal Social Security Act, providing states with a guaranteed return on the amount each state's employers pay in Federal Unemployment Tax Act dollars.

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

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Scott, by two-thirds vote CS for SB 344 was withdrawn from the Committee on Health and Rehabilitative Services.

On motions by Senator Scott, by two-thirds vote SB 2140 was withdrawn from the Committees on Community Affairs and Judiciary-Civil and referred to the Committees on Economic, Professional and Utility Regulation and Judiciary-Civil; and SB 1920 was withdrawn from the Committees on Judiciary-Civil and Community Affairs and referred to the Committees on Economic, Professional and Utility Regulation and Judiciary-Civil.

On motions by Senator Scott, by two-thirds vote SB 2458 was withdrawn from the Committees on Health Care and Appropriations and referred to the Committees on Health and Rehabilitative Services and Appropriations.

On motions by Senator Margolis, by two-thirds vote Senate Bills 262 and 1094 were withdrawn from the Committee on Appropriations.

On motions by Senator Margolis, by two-thirds vote CS for SB 36 and SB 168 were removed from the calendar and referred to the Committee on Appropriations.

Consideration of Resolution

On motions by Senator Casas, by two-thirds vote SCR 506 was withdrawn from the Committee on Rules and Calendar and taken up out of order by unanimous consent.

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

HCR 129—A concurrent resolution recognizing General Bernardo de Galvez and his contributions to American independence.

—a companion measure, was substituted for SCR 506 and by two-thirds vote read the second time in full, adopted and certified to the House. The vote on adoption was:

Yeas—33

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

Nays—None

Special Guests

The President introduced leaders from Puerto Rico and several Latin American and Caribbean Nations who were seated in the West Gallery and who were in Tallahassee at the invitation of the President and the Speaker for the "Florida/Latin America/Caribbean Conference," April 23-26. The President announced that the conference represented an opportunity to continue discussions on issues relating to commerce, trade, education, and government with our closest neighbors.

Reconsideration

On motion by Senator Malchon, the rules were waived and the Senate reconsidered the vote by which—

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.

—passed April 19.

On motion by Senator Malchon, by two-thirds vote HB 2289 was withdrawn from the Committee on Health Care.

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

HB 2289—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.

—a companion measure, was substituted for CS for SB 382 and by two-thirds vote read the second time by title. On motion by Senator Malchon, by two-thirds vote HB 2289 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Crenshaw

SPECIAL ORDER

On motion by Senator Thurman, by two-thirds vote HB 2537 was withdrawn from the Committee on Governmental Operations.

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

HB 2537—A bill to be entitled An act relating to weights, measures, and standards; amending ss. 177.091, 235.26, 255.252, 255.255, 506.23, 531.38, 531.39, 531.40, 531.41, and 578.28, F.S.; updating language relating to the renaming of the National Bureau of Standards; correcting a reference; providing an effective date.

—a companion measure, was substituted for SB 1052 and by two-thirds vote read the second time by title.

Senator Thurman moved the following amendment which was adopted:

Amendment 1—On page 1, line 29, strike "a" and insert: *the U. S. Survey (39.37/12 = 3.2808333333 to 12 significant figures)*

On motion by Senator Thurman, by two-thirds vote HB 2537 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Peterson, Stuart, Woodson-Howard

SB 602—A bill to be entitled An act relating to decedents' estates; amending s. 733.212, F.S.; providing that a personal representative may

serve a copy of a notice of administration on any devisees under a known prior will or on any heirs; providing an effective date.

—was read the second time by title.

Senator Dudley moved the following amendment:

Amendment 1—On page 1, line 11, strike everything after the enact- ing clause and insert:

Section 1. Subsection (1) of section 731.111, Florida Statutes, is amended to read:

731.111 Notice to creditors.—

(1) When a notice to creditors is required, a notice shall be published once a week for 2 consecutive weeks, two publications being sufficient, in a newspaper published in the county in which the estate is administered or, if there is no newspaper published in the county, in a newspaper of general circulation in that county. Proof of publication shall be filed. The notice shall notify all persons having claims or demands against the estate to file their claims with the clerk within the time periods set forth in s. 733.702 with respect to notice of administration ~~and in s. 733.710~~, or be forever barred. The notice shall contain the name of the decedent, the file number of the estate, the designation and address of the court in which the proceedings are pending, the name and address of the person causing the notice to be published, and the name and address of his or her attorney, and state the date of first publication.

Section 2. Paragraph (a) of subsection (1) and subsection (3) of sec- tion 733.212, Florida Statutes, are amended to read:

733.212 Notice of administration; filing of objections and claims.—

(1) The personal representative shall promptly publish a notice of administration. The notice shall contain the name of the decedent, the file number of the estate, the designation and address of the court in which the proceedings are pending, the name and address of the personal representative, and the name and address of the personal representative's attorney and state the date of first publication. The notice shall require all interested persons to file with the court:

(a) All claims against the estate within the time periods set forth in s. ss. 733.702 ~~and 733.710~~, or be forever barred.

(3) The personal representative shall serve a copy of the notice on the surviving spouse of the decedent and all beneficiaries known to the per- sonal representative in the manner provided for service of formal notice, unless served under s. 733.2123. The personal representative may simi- larly serve a copy of the notice on any devisees ~~or heirs~~ under a known prior will or heirs.

Section 3. Section 732.507, Florida Statutes, is amended to read:

732.507 Effect of subsequent marriage, birth, or dissolution of mar- riage.—

(1) Neither subsequent marriage nor subsequent marriage and birth or adoption of lineal descendants shall revoke the prior will of any person, but the pretermitted child or spouse shall inherit as set forth in ss. 732.301 and 732.302, regardless of the prior will.

(2) ~~Any provisions of a will executed by a married person, which provision affects the spouse of that person, shall become void upon the divorce of that person or upon the dissolution or annulment of the mar- riage. After the dissolution, divorce, or annulment, any such will shall be administered and construed as if the former spouse had died at the time of the dissolution, divorce, or annulment of the marriage, unless the will or the dissolution or divorce judgment expressly provides other- wise. All wills made by husband and wife whose marriage has been subse- quently dissolved or who become divorced shall become void by means of the dissolution of marriage or divorce as the will affects the surviving divorced spouse.~~

Section 4. Subsection (2) of section 733.702, Florida Statutes, is amended to read:

733.702 Limitations on presentation of claims.—

(2) No cause of action heretofore or hereafter accruing, including, but not limited to, an action founded upon fraud or other wrongful act or omission, shall survive the death of the person against whom the claim may be made, whether an action is pending at the death of the person or not, unless the claim is filed ~~in the manner provided in this part and~~ within the time periods set forth in this part ~~limited~~.

Section 5. This act shall take effect October 1, 1990.

Senator Grizzle moved the following amendment to Amendment 1:

Amendment 1A—On page 3, strike all of lines 6-10 and insert: *dissolution or annulment of the marriage, unless the will or the dissolution or divorce*

Further consideration of **SB 602** with pending **Amendments 1** and **1A** was deferred.

SB 734—A bill to be entitled An act relating to hospital licensing and regulation; amending s. 395.005, F.S.; deleting the requirement that the confidentiality of individual patients be maintained in collecting and dis- seminating patient data for certificate-of-need reviews; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 2, line 10, after the period (.) insert: *Such data shall not include individual patient data or individual patient rec- ords.*

Amendment 2—In title, on page 1, line 3, after "s. 395.005, F.S.," insert: *prohibiting the collection of individual patient data or records;*

On motion by Senator Malchon, by two-thirds vote SB 734 as amended was read the third time by title, passed, ordered engrossed and then certi- fied to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Scott, Woodson-Howard

SB 738—A bill to be entitled An act relating to hospitals and ambula- tory surgical centers; amending s. 395.017, F.S.; continuing the exemption from the public records requirements of ch. 119, F.S., for medical records of patients of such facilities; providing for periodic 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 Malchon, by two-thirds vote SB 738 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Scott, Woodson-Howard

CS for SB 528—A bill to be entitled An act relating to drivers' licenses; amending ss. 322.55, 322.57, F.S.; exempting certain persons from specified test requirements; amending s. 234.091, F.S.; providing for school bus drivers to be licensed in other states; requiring school bus driv- ers to hold a valid commercial driver's license; providing an effective date.

—was read the second time by title.

Senator Weinstein moved the following amendment:

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

Section 1. Effective upon becoming a law and operating retroactively to July 1, 1989, subsection (11) is added to section 318.14, Florida Statutes, as amended by section 53 of chapter 89-282, Laws of Florida:

318.14 Noncriminal traffic infractions; exception; procedures.—

(11) *If adjudication is withheld for any person charged or cited under this section, such action shall not be deemed a conviction.*

Section 2. Effective upon becoming a law and operating retroactively to July 1, 1989, subsection (10) of section 322.01, Florida Statutes, is amended to read:

322.01 Definitions.—As used in this chapter:

(10) "Conviction" means a conviction of an offense committed under this chapter or any other law of this state or any other state regulating the operation of motor vehicles on highways, including an admission or determination of a noncriminal traffic infraction pursuant to s. 318.14, or a judicial disposition of an offense committed under any federal law substantially conforming to the aforesaid state statutory provisions; ~~an adjudication of guilt; a determination in a court of original jurisdiction or an administrative proceeding that a person has violated, or failed to comply with, the law; a forfeiture of bail or collateral deposited to secure the person's appearance in court, unless such forfeiture is vacated; a plea of guilty or nolo contendere accepted by a court; the payment of a fine, penalty, or court costs, regardless of whether such fine, penalty, or cost is rebated, suspended, or probated; a ruling which withholds adjudication; or a violation of a condition of release.~~

(Renumber subsequent sections.)

Further consideration of CS for SB 528 with pending Amendment 1 was deferred.

SB 390—A bill to be entitled An act relating to public school student health records; amending s. 402.32, F.S.; revising provisions for the maintenance of such records; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote SB 390 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Scott, Woodson-Howard

On motion by Senator Davis, by two-thirds vote HB 313 was withdrawn from the Committee on Economic, Professional and Utility Regulation.

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

HB 313—A bill to be entitled An act relating to pharmacy; amending s. 465.026, F.S.; providing for a limited transfer of prescriptions for certain medicinal drugs; amending s. 893.04, F.S.; authorizing limited emergency refill for certain controlled substances under specified conditions; providing an effective date.

—a companion measure, was substituted for CS for SB 592 and by two-thirds vote read the second time by title. On motion by Senator Davis, by two-thirds vote HB 313 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 | Stuart |
| Beard | Dudley | Langley | Thomas |
| Brown | Forman | Malchon | Thurman |
| Bruner | Gardner | Margolis | Walker |
| Casas | Girardeau | McPherson | Weinstein |
| Childers, D. | Grant | Meek | Weinstock |
| Childers, W. D. | Grizzle | Myers | |
| Crenshaw | Jennings | Peterson | |
| Davis | Johnson | Plummer | |

Nays—None

Vote after roll call:

Yea—Scott, Woodson-Howard

The Senate resumed consideration of—

SB 602—A bill to be entitled An act relating to decedents' estates; amending s. 733.212, F.S.; providing that a personal representative may serve a copy of a notice of administration on any devisees under a known prior will or on any heirs; providing an effective date.

—with pending Amendment 1A which was withdrawn.

Amendment 1 was adopted.

Senator Dudley moved the following amendment which was adopted:

Amendment 2—In title, on page 1, line 1, strike everything before the enacting clause and insert: A bill to be entitled An act relating to probate; amending s. 731.111, F.S.; deleting a cross-reference; amending s. 733.212, F.S.; deleting a cross-reference and providing for Notice of Administration; amending s. 732.507, F.S.; providing for the voiding of provisions of a will executed by a married person under certain circumstances; providing for construing and administering said will; amending s. 733.702, F.S.; deleting inapplicable information relating to limitations on presentation of claims; providing an effective date.

On motion by Senator Dudley, by two-thirds vote SB 602 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Peterson, Scott, Woodson-Howard

CS for SB 510—A bill to be entitled An act relating to dentistry; amending s. 466.004, F.S.; providing for a one-time assessment of dentists and dental hygienists; amending s. 466.006, F.S.; deleting an obsolete exemption for certain applicants from the foreign dental college graduate examination requirements; amending s. 466.028, F.S.; revising language with respect to grounds for disciplinary action; providing an additional ground for which disciplinary action may be taken by the Board of Dentistry against a licensee; reenacting s. 466.011, F.S., relating to licensure, to incorporate the amendment to s. 466.028, F.S., in a reference thereto; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote CS for SB 510 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Peterson, Scott, Woodson-Howard

CS for SB 1092—A bill to be entitled An act relating to animal control; amending s. 828.27, F.S.; authorizing counties and municipalities to adopt ordinances relating to animal control or cruelty that provide for civil penalties; providing for citations; providing a means for issuing an order to show cause for failure to pay a fine or appear in court; providing that failure to pay a fine or appear is contempt of court; providing circumstances for mandatory court appearances; providing an effective date.

—was read the second time by title.

Senator Dudley moved the following amendments which were adopted:

Amendment 1—On page 1, line 27, after “arrests” insert: *, however, such officer may carry a device to chemically subdue and tranquilize an animal*

Amendment 2—In title, on page 1, line 3, after the semicolon (;) insert: *authorizing animal control officers to carry tranquilizer devices;*

On motion by Senator Dudley, by two-thirds vote CS for SB 1092 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

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

Nays—1

Walker

Vote after roll call:

Yea—Peterson, Scott, Woodson-Howard

Nay to Yea—Walker

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

HB 627—A bill to be entitled An act relating to cosmetology; amending s. 477.019, F.S.; revising procedure for licensure of persons licensed in another country; providing an effective date.

—a companion measure, was substituted for SB 512 and by two-thirds vote read the second time by title. On motion by Senator Malchon, by two-thirds vote HB 627 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

| | | | |
|-----------|---------|-----------|-----------|
| Margolis | Plummer | Thomas | Weinstock |
| McPherson | Scott | Thurman | |
| Meek | Souto | Walker | |
| Myers | Stuart | Weinstein | |

Nays—None

Vote after roll call:

Yea—Peterson, Woodson-Howard

SB 1200—A bill to be entitled An act relating to cigarette tax; amending s. 210.09, F.S.; providing that sales tickets or invoices state the county in which the sale was made; providing an effective date.

—was read the second time by title.

Senators Souto, Casas and Diaz-Balart offered the following amendment which was moved by Senator Souto and adopted:

Amendment 1—On page 1, strike all of lines 16-20 and insert: *daily sales tickets or invoices of cigarette sales and sales of cigarette rolling paper and it shall be the duty of said persons to see that each sales ticket and invoice handled by them or on behalf of them show the correct name and address to whom sold and the number of packages or cartons of each brand of cigarettes or cigarette rolling papers sold. It shall also be the*

Senator Souto moved the following amendment which was adopted:

Amendment 2—In title, on page 1, line 4, insert: *of cigarettes or cigarette rolling paper*

On motion by Senator Forman, by two-thirds vote SB 1200 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Scott, Woodson-Howard

CS for SB 514—A bill to be entitled An act relating to occupational therapy; amending s. 468.203, F.S.; modifying the definition of “occupational therapy aide”; amending s. 468.205, F.S.; renaming the Occupational Therapist Council; amending s. 468.223, F.S.; providing prohibitions; amending s. 468.225, F.S.; modifying exceptions from licensure; providing an effective date.

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

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Scott, Woodson-Howard

SB 728—A bill to be entitled An act relating to personnel of public health units; amending s. 154.04, F.S.; specifying circumstances under

which certain persons may assess patients; authorizing administrators to sign protocols; eliminating an annual evaluation requirement; reviving and readopting s. 154.04(1)(d), F.S., notwithstanding its scheduled repeal pursuant to s. 2, ch. 86-83, Laws of Florida; providing for conditional retroactivity; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote SB 728 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 | Diaz-Balart | Kirkpatrick | Stuart |
| Brown | Dudley | Kiser | Thomas |
| Bruner | Forman | Langley | Thurman |
| Casas | Gardner | Malchon | Walker |
| Childers, D. | Girardeau | McPherson | Weinstein |
| Childers, W. D. | Grant | Meek | Weinstock |
| Crenshaw | Grizzle | Myers | |

Nays—None

Vote after roll call:

Yea—Scott, Woodson-Howard

SB 1462—A bill to be entitled An act relating to the State Job Training Coordinating Council; amending s. 446.20, F.S.; continuing such coordinating council until October 1, 2000; providing for review of the coordinating council by the Legislature prior to that date pursuant to the Sundown Act; providing an effective date.

—was read the second time by title. On motion by Senator D. Childers, by two-thirds vote SB 1462 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

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

Nays—None

Vote after roll call:

Yea—Kirkpatrick, Scott, Woodson-Howard

SB 374—A bill to be entitled An act relating to screening of infants for metabolic, hereditary, and congenital disorders; amending s. 383.14, F.S.; exempting from public inspection certain information and records relating to the infant screening 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 374 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Scott, Woodson-Howard

CS for SB 1294—A bill to be entitled An act relating to the retail sale of meat; creating s. 500.601, F.S.; providing definitions; requiring certain disclosures prior to sale of meat and at the time of delivery; providing exemptions; providing a penalty; providing for injunction; providing an effective date.

—was read the second time by title. On motion by Senator Gardner, by two-thirds vote CS for SB 1294 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Scott, Woodson-Howard

On motion by Senator Gardner, the rules were waived and **CS for SB 1294** was ordered immediately certified to the House.

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

HB 391—A bill to be entitled An act relating to clinical records of birth centers; amending s. 383.32, F.S.; saving the exemption from public records requirements for such records from repeal; providing for future review and repeal; providing an effective date.

—a companion measure, was substituted for SB 376 and by two-thirds vote read the second time by title. On motion by Senator Malchon, by two-thirds vote HB 391 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Scott, Woodson-Howard

The Senate resumed consideration of—

CS for SB 528—A bill to be entitled An act relating to drivers' licenses; amending ss. 322.55, 322.57, F.S.; exempting certain persons from specified test requirements; amending s. 234.091, F.S.; providing for school bus drivers to be licensed in other states; requiring school bus drivers to hold a valid commercial driver's license; providing an effective date.

—with pending **Amendment 1** which was adopted.

Senator Weinstein moved the following amendment which was adopted:

Amendment 2—In title, on page 1, line 2, after the semicolon (;) insert: amending s. 318.14, F.S.; providing that if adjudication is withheld for certain traffic infractions and offenses, such action is not a conviction; providing for retroactive application; amending s. 322.01, F.S.; revising the definition of the term "conviction" for purposes of ch. 322, F.S.; providing for retroactive application;

On motion by Senator Beard, by two-thirds vote CS for SB 528 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 | Souto |
| Bankhead | Diaz-Balart | Kiser | Stuart |
| Beard | Dudley | Langley | Thomas |
| Brown | Forman | Malchon | Thurman |
| Bruner | Gardner | Margolis | Walker |
| Casas | Girardeau | McPherson | Weinstein |
| Childers, D. | Grant | Meek | Weinstock |
| Childers, W. D. | Grizzle | Myers | |
| Crenshaw | Jennings | Peterson | |
| Davis | Johnson | Plummer | |

Nays—None

Vote after roll call:

Yea—Scott, Woodson-Howard

CS for CS for SB 328—A bill to be entitled An act relating to motor vehicle license plates; providing for the issuance to military veterans of specialized license plates; providing for fees and for the deposit and use of such fees; providing an effective date.

—was read the second time by title.

Senator Forman moved the following amendment:

Amendment 1—On page 1, lines 10-30, and on page 2, lines 1 and 2, strike all of said lines and insert:

Section 1. License plates for military veterans.—The owner or lessee of an automobile for private use or a truck weighing not more than 5,000 pounds, which truck is not used for commercial purposes, who is a resident of this state, who is a veteran of the Armed Forces of the United States, and who has been honorably discharged from active duty from the United States Armed Forces may, upon application to the Department of Highway Safety and Motor Vehicles, be issued a specially designed license plate. The plate shall otherwise be of the same material and size as a standard license plate. In order to be issued such a plate, a person must submit to the department an application and proof that he is qualified to be issued such a plate.

Senator Dudley moved the following substitute amendment which was adopted:

Amendment 2—On page 1, line 17, strike everything after the enactment clause and insert:

Section 1. License plates for military veterans and recipients of the Purple Heart.—

(1) The owner or lessee of an automobile for private use or a truck weighing not more than 5,000 pounds, which truck is not used for commercial purposes, who is a resident of this state, who is a veteran of the Armed Forces of the United States, and who has been honorably discharged from active duty from the United States Armed Forces may, upon application to the Department of Highway Safety and Motor Vehicles and upon the payment of a veterans' license plate use fee of \$15 and a processing fee of \$2, be issued a specially designed license plate under this subsection. The plate shall otherwise be of the same material and size as a standard license plate. In order to be issued such a plate, a person must submit to the department an application, proof that he is qualified to be issued such a plate, and payment of the applicable license tax and fees.

(2) The owner or lessee of an automobile for private use or a truck weighing not more than 5,000 pounds, which truck is not used for commercial purposes, who is a resident of this state, who is a member of the Armed Forces of the United States or who left the Armed Forces of the United States other than through a dishonorable discharge or a discharge for bad conduct, and who is a recipient of the Purple Heart medal may, upon application to the Department of Highway Safety and Motor Vehicles be issued a license plate pursuant to the provisions of this subsection on which is stamped the words "Purple Heart." Such plate shall be in a design approved by the department in conformance with this subsection. The license plate shall be designed in such a manner as to provide that the word "Florida" appears at the top of the plate, and the words "Combat Wounded" appear at the bottom of the plate. In order to be issued such a license plate, a person must submit annually to the department an application, proof that he is qualified to be issued such a license plate, payment of the license tax, and payment of a license plate use fee of \$15 and a processing fee of \$2.

(3) The license plate annual use fees collected under this section shall be deposited in the State Homes for Veterans Trust Fund. All such moneys shall be administered by the Department of Veterans' Affairs and shall be used solely for the purpose of constructing, operating, and maintaining domiciliary and nursing homes for veterans, subject to the requirements of chapter 216, Florida Statutes.

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

Senator Dudley moved the following amendment which was adopted:

Amendment 3—In title, on page 1, line 4, after the semicolon (;) insert: providing for the issuance of "Purple Heart" license plates to recipients of the Purple Heart;

On motion by Senator Forman, by two-thirds vote CS for CS for SB 328 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Girardeau, Scott

SB 1230—A bill to be entitled An act relating to education; amending s. 232.032, F.S.; revising provisions relating to an exemption from the school attendance requirement of immunization against communicable diseases; providing an effective date.

—was read the second time by title.

Further consideration of **SB 1230** was deferred.

Committee Meeting Change

On motion by Senator Weinstein, the rules were waived and the Committee on Judiciary-Civil was granted permission to consider SB 1026 on April 25.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Forman, by two-thirds vote SB 156 was withdrawn from the committees of reference and further consideration.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 19 was corrected and approved.

CO-INTRODUCERS

Senator Weinstein—SB 278; Senator Deratany—SJR 474; Senator Weinstein—CS for SB 480; Senator Weinstock—SB 500; Senator Forman—CS for SB 574, SB 926; Senator Souto—SB 608, SB 938; Senator Brown—SB 684, SB 938; Senator Langley—SB 684; Senator Myers—SB 1100, SB 2492; Senator Plummer—SB 1242; Senator Gardner—SB 1748; Senator Johnson—SB 2158; Senator Stuart—SB 2166

RECESS

Senator Scott moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Thursday, April 26, at 9:00 a.m. The motion was adopted.

Pursuant to the motion by Senator Scott, the Senate recessed at 12:08 p.m. to reconvene at 9:00 a.m., Thursday, April 26.

SENATE PAGES
April 23-27

Renee Anne Barnhill, Baker; Brian Harris Frank, Coral Springs; James Dewayne Grubbs, Tallahassee; Dana Hirsch, Tampa; Sherrie Kaye Kearse, Inverness; Thomas Casey Kelly, Ocala; Karen Michelle McBride,

Lakeland; Carlena Mitchell, Miami; John M. Pfeil, Arcadia; Allison Alana Roddenberry, Crawfordville; Debra Jene Schneider, Baker; Alandus Sims, Orlando; Emerson R. Thompson III, Windermere; Raymond B. Thompson, Tallahassee; Amy Lucille Varnes, Cross City; Jenelle Lyn Vogt, Seminole; Leanne B. Wagner, Coral Springs