



Journal of the Senate

Number 6

Thursday, April 26, 1990

CALL TO ORDER

The Senate was called to order by the President at 9:00 a.m. A quorum present—38:

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

Excused: Senators D. Childers and Gordon; Senator Jennings at 11:12 a.m.

PRAYER

The following prayer was offered by Senator Peterson:

Father, we pray to you this morning a prayer of thanksgiving and forgiveness. We're thankful that we are here today, equipped by you and with your spirit to deal with the matters that face the people of Florida. We pray that you will give us the strength and the wisdom and the compassion to do so.

We also pray for forgiveness when we do fail you, when we are not quite good enough, when we are not quite as good as you would like us to be, but strengthen us and give us your spirit to see that we can accomplish these tasks ahead.

So today, Father, we ask that you will let us seize the day and squeeze the essence from it that will benefit the people of Florida and do it with fairness, with kindness, with compassion and with real decision. We thank you for your presence here today. Amen.

Consideration of Resolutions

On motions by Senator Souto, by two-thirds vote SCR 648 was withdrawn from the Committee on Rules and Calendar and taken up out of order by unanimous consent.

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

HCR 3427—A concurrent resolution designating April 1-7, 1990, as "Green Ribbon Week" in recognition of the need to help abused children and to end the abuse of children.

—a companion measure, was substituted for SCR 648 and by two-thirds vote read the second time in full, adopted and certified to the House. The vote on passage was:

Yeas—27

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

Nays—None

Vote after roll call:

Yea—Kirkpatrick

On motion by Senator Johnson, by two-thirds vote SR 2966 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Johnson—

SR 2966—A resolution honoring Betty and Alex Schoenbaum for their philanthropy and civic leadership.

WHEREAS, Betty and Alex Schoenbaum have given generously to many worthwhile causes nationwide, and

WHEREAS, the Schoenbaum's contributions to their community have been significant and have included the founding donation of \$450,000 to the Betty and Alex Schoenbaum Human Services Center in Sarasota, which was dedicated in March 1990, and

WHEREAS, the Schoenbaums donated the "seed" money needed to start the Sarasota County Community Foundation, Inc., an organization which assists other groups to provide needed human services, and

WHEREAS, in 1989, Betty and Alex contributed \$25,000 to the Women's Resource Center in Sarasota to aid in the construction of the center's new building, and

WHEREAS, Betty and Alex Schoenbaum have, through their heartfelt generosity, made their community a better place to live and work which has made this state a better place to live and work, NOW, THEREFORE,

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

That the Senate honors Betty and Alex Schoenbaum for their willingness to give of themselves wherever and whenever they have seen a need.

BE IT FURTHER RESOLVED that the Senate expresses its respect for the Schoenbaum's philanthropy and their concern for the well-being of their fellow human beings.

BE IT FURTHER RESOLVED that a copy of this resolution, signed by the President of the Senate, with the Seal of the Senate affixed, be presented to Betty and Alex Schoenbaum as a tangible token of the esteem in which they are held by this body and as an acknowledgment of their humanitarianism.

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

Upon request of the President, Senator Johnson escorted Mr. and Mrs. Schoenbaum to the rostrum where they were presented a copy of the resolution.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, April 26, 1990: CS for SB 1498, CS for SB 1488, SB 1230, CS for SB 790, CS for SB 718, SB 184, CS for SB 228, SB 388, SB 398, SB 576, SB 864, SB 1522, SB 392, SB 98, SB 1570, SB 1062, SB 578, SB 950, SB 378, SB 732, SB 132, SB 730, SB 922, CS for SB 1820, SB 936, CS for SB 114, CS for SB 90, CS for SB 396, SB 974, SB 406, CS for SB 1292

Respectfully submitted,
James A. Scott, Chairman

The Committee on Rules and Calendar submits the following bills to be placed on the Local Calendar for Thursday, April 26, 1990: SB 216, SB 710, SB 712, SB 852, SB 1102, SB 1104, SB 1568, SB 1582, SB 1756, SB 1816, SB 1986, SB 2068, SB 2090, SB 2092, SB 2094, SB 2184, SB 2186, SB 2378, SB 2416, SB 2418, SB 2420, SB 2490, SB 3076, SB 3084, SB 3092, SB 3108, SB 3112, SB 3114, SB 3118, SB 3120

Respectfully submitted,
James A. Scott, Chairman

The Committee on Education recommends the following pass: SB 832, SB 1872

The Committee on Finance, Taxation and Claims recommends the following pass: SB 860, SB 1848

The Committee on Health Care recommends the following pass: SB 1028

The Committee on Natural Resources and Conservation recommends the following pass: SB 632, SB 928

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: CS for SB 994, SB 1346, SB 2292

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

The Committee on Health Care recommends the following pass: SB 1584, SB 1708 with 1 amendment

The Committee on Natural Resources and Conservation recommends the following pass: SB 1962

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

The Committee on Education recommends the following pass: SJR 246 with 3 amendments

The Committee on Transportation recommends the following pass: SB 2102, SB 2136

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

The Committee on Judiciary-Civil recommends the following pass: SB 634

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

The Committee on Health Care recommends the following pass: SB 2152 with 1 amendment

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

The Committee on Judiciary-Civil recommends the following pass: SB 1154

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

The Committee on Finance, Taxation and Claims recommends the following pass: SJR 1212

The Committee on Insurance recommends the following pass: SB 2166 with 5 amendments

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

The Committee on Natural Resources and Conservation recommends the following pass: SB 1256, SB 1396

The bills were referred to the Committee on Transportation under the original reference.

The Committee on Agriculture recommends the following pass: SB 1604 with 1 amendment, SB 2676

The Committee on Insurance recommends the following pass: SB 580 with 2 amendments, SB 970 with 1 amendment

The Committee on Judiciary-Civil recommends the following pass: SB 278 with 2 amendments

The Committee on Natural Resources and Conservation recommends the following pass: SB 1380 with 1 amendment

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 752

The Committee on Transportation recommends the following pass: SB 1656

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

The Committee on Education recommends the following not pass: SB 342

The bill was laid on the table.

The Committee on Economic, Professional and Utility Regulation recommends a committee substitute for the following: SB 284

The Committee on Education recommends a committee substitute for the following: SB 1130

The Committee on Finance, Taxation and Claims recommends a committee substitute for the following: SB 1278

The Committee on Health Care recommends committee substitutes for the following: SB 2262, SB 2266

The Committee on Higher Education recommends committee substitutes for the following: SB 188, SB 1030, SB 2160

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 Agriculture recommends a committee substitute for the following: SB 530

The Committee on Economic, Professional and Utility Regulation recommends a committee substitute for the following: SB 2398

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 Health Care recommends a committee substitute for the following: SB 2196

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

The Committee on Agriculture recommends a committee substitute for the following: SB 1644

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: Senate Bills 1884 and 764

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

The Committee on Education recommends a committee substitute for the following: SB 1594

The Committee on Finance, Taxation and Claims recommends a committee substitute for the following: SJR 474

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

The Committee on Agriculture recommends committee substitutes for the following: SB 1042, SB 2652

The Committee on Economic, Professional and Utility Regulation recommends committee substitutes for the following: SB 482, SB 666, SB 1082, SB 1520

The Committee on Finance, Taxation and Claims recommends a committee substitute for the following: CS for SB 954 and CS for SB 956

The Committee on Governmental Operations recommends a committee substitute for the following: SB 1206

The Committee on Insurance recommends a committee substitute for the following: Senate Bills 1054 and 2308

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 1770

The Committee on Transportation recommends committee substitutes for the following: Senate Bills 112 and 100, SB 944

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

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator Weinstein—

SB 2902—A bill to be entitled An act relating to mortgage insurance; creating ss. 627.981-627.987, F.S.; providing for mortgage insurance in connection with consolidations; providing definitions; prescribing requirements for an insurer to participate in a consolidation of mortgage insurance; specifying content of group certificates and individual policies delivered to insured debtors; prohibiting certain clauses in such policies; providing for conversion to decreasing-term policies; requiring notice of intent to conduct a consolidation; providing for group-to-group conversions; requiring disclosure of specified information; exempting group-to-group consolidations from Department of Insurance rules relating to replacement of existing insurance; requiring filing of copies of forms in advance of use; providing for expiration of these provisions and for review thereof in advance of expiration; providing an effective date.

—was referred to the Committee on Insurance.

By Senator Kirkpatrick—

SB 2904—A bill to be entitled An act relating to housing; amending s. 420.606, F.S.; requiring the Department of Community Affairs to enter into a contract with the community college system to provide affordable housing development training through the community colleges to the staffs of local governments and community-based organizations; requiring the department to include a status report on the training program in its annual housing report; providing an effective date.

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

By Senator Weinstock—

SB 2906—A bill to be entitled An act relating to adoptions; amending s. 63.022, F.S.; providing legislative intent; amending s. 63.032, F.S.; providing definitions; amending s. 63.042, F.S.; expanding the class of persons who may adopt; creating s. 63.0421, F.S.; providing prerequisites for approval for adoption; providing screening standards; providing exemptions; amending s. 63.165, F.S.; providing for advising adoptive parents of the existence of the adoption registry; creating s. 63.193, F.S.; establishing preadoption requirements in foreign adoptions; amending s. 63.212, F.S.; providing for adoption petitions in preplanned adoptions; amending s. 409.166, F.S.; providing authority to reimburse adoptive parents for nonrecurring adoption expenses; amending s. 409.175, F.S.; establishing requirements and guidelines for agencies engaging in foreign adoptions; providing for an intercountry adoptions coordinator; providing an effective date.

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

By Senator Davis—

SB 2908—A bill to be entitled An act relating to solicitation of funds; creating the Solicitation of Contributions Act; providing definitions; setting forth the powers and duties of the Department of Agriculture and Consumer Services, Division of Consumer Services, including powers of investigation and issuance of subpoenas; providing for registration of charitable organizations and sponsors and for filing of disclosure statements; providing for reciprocal agreements with other states; exempting certain organizations and persons from the act; providing the requirements for registration of persons soliciting for named individuals; providing the requirements for registration of fundraising consultants, professional solicitors, and professional solicitor employees, including the posting of a bond by professional solicitors; establishing fees for registration and renewal; permitting the department to refuse to authorize use of a name similar to that of an agency or another organization; providing for identification orally and on written materials by those soliciting for contributions of their relationship to any organization or sponsor; designating the Secretary of State as agent for service of process on nonresident organizations, sponsors, and professional solicitors; providing for regulation of sales promotions by commercial coventurers; providing that all

information filed, unless specifically exempted, becomes public record; requiring accurate records to be kept by organizations, sponsors, and professional solicitors; prohibiting certain acts; providing for filing of contracts between organizations or sponsors and professional solicitors or fundraising consultants; providing penalties for violations of the act and for leaving the state to avoid prosecution for violations; providing for remedies and enforcement by the department, including denial of registration, probation, suspension, and fines; providing venue for civil or criminal actions; prescribing the burden of proof; specifying that more stringent provisions may be adopted by local governments; providing for dispositions of moneys collected; prescribing limitations on solicitation of funds within public transportation facilities; repealing ss. 496.001-496.011, F.S., relating to solicitation of funds; providing an appropriation; providing an effective date.

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

By Senator Peterson—

SB 2910—A bill to be entitled An act relating to public schools; amending s. 231.532, F.S.; limiting the District Quality Instruction Incentives Program to elementary, middle, and junior high schools; providing intent; providing definitions; requiring the Department of Education to administer the program and to assist school districts to plan and evaluate district quality incentives programs; requiring funding to be recommended and allocated to districts and schools; specifying a minimum award to a school designated as meritorious pursuant to the program, based on the number of students at the school; requiring a school superintendent to submit a letter of intent, a proposed program plan ratified pursuant to the provisions of s. 447.309, F.S., and an evaluation plan to qualify for moneys appropriated for the program; requiring the State Board of Education to adopt rules to implement the program; providing procedures and standards for selection of meritorious schools; creating the Quality Instruction Incentives Trust Fund; providing for allocation of moneys from the trust fund; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senators Walker and Weinstock—

SB 2912—A bill to be entitled An act relating to mental health; amending s. 394.4785, F.S.; providing restrictions on admissions of minors to certain facilities; providing responsibilities of the Department of Health and Rehabilitative Services; providing for rules; requiring a report to the Governor and the Legislature on the impact of the act; providing an effective date.

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

By Senator Dudley—

SB 2914—A bill to be entitled An act relating to municipal finances; authorizing municipalities which impose impact fees for certain utility projects to permit property owners to pay the fees in annual installments; limiting the term over which installments may be paid; providing for liens and their foreclosure; providing for interest and penalties; providing for a hearing and adoption of an impact fee assessment roll; providing that the revenues from impact fees paid in installments may be used for capital improvements or for repayment of bonds issued to finance the improvements; providing an effective date.

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

By Senator Stuart—

SB 2916—A bill to be entitled An act relating to subacute recovery centers; providing for licensure and regulation of such centers; providing definitions; providing for medical staff and a medical director; providing for nursing services, pharmaceutical services, and dietetic services in centers; prescribing duties with respect to medication, cleaning, recordkeeping, and facilities; providing requirements for admission and discharge of patients; providing for administration of centers and for governing bodies and administrators; providing for infection control and quality assurance; providing for equipment and supply standards; providing for personnel policies; requiring adoption of disaster plans; requiring reporting of communicable diseases and unusual occurrences; providing for fees for licensure; providing for monitoring and compliance; providing for suspension

or withdrawal of license; providing for hearings; providing an effective date.

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

By Senator Stuart—

SB 2918—A bill to be entitled An act relating to sentencing; authorizing courts to sentence certain offenders to a term of house arrest under electronic monitoring; requiring reports to the court on the status of offenders sentenced to house arrest; requiring offenders to pay the costs of such monitoring; providing that violation of house arrest is an escape; providing an effective date.

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

By Senator D. Childers—

SB 2920—A bill to be entitled An act relating to corporations; amending s. 214.23, F.S.; correcting a cross-reference; amending s. 253.03, F.S.; correcting a cross-reference; amending s. 607.0120, F.S.; permitting additional copies of documents to be filed; amending s. 607.0122, F.S.; correcting spelling; amending s. 607.0125, F.S.; permitting delivery of acknowledgments; amending s. 607.0126, F.S.; prescribing time within which appeal may be taken; renumbering and amending s. 607.0140, F.S.; correcting a cross-reference; amending s. 607.0202, F.S.; requiring articles of incorporation to contain certain addresses; requiring an acceptance; amending s. 607.0501, F.S.; authorizing certain corporations to be registered agents; providing certain free corporate information; correcting a cross-reference; amending s. 607.0504, F.S.; providing for certain notice; amending s. 607.0505, F.S.; correcting a cross-reference; adding definitions; amending s. 607.0603, F.S.; correcting a cross-reference; amending s. 607.0624, F.S.; prescribing conditions of stock rights and options; renumbering s. 607.0640, F.S.; amending s. 607.0727, F.S.; providing voting requirements in shareholder voting; amending s. 607.0731, F.S.; providing validity of shareholder agreements; renumbering ss. 607.0740, 607.0810, 607.0840, F.S.; amending s. 607.0834, F.S.; correcting a cross-reference; amending s. 607.1105, F.S.; prescribing requirements for execution of articles of merger or share exchange; amending s. 607.1202, F.S.; correcting a cross-reference; amending s. 607.1405, F.S.; permitting certain assumptions of corporate name; permitting appointment of a trustee; amending s. 607.1406, F.S.; correcting an obsolete term; amending s. 607.1420, F.S.; correcting an obsolete term; amending s. 607.1422, F.S.; requiring an additional signature on annual report; permitting immediate use of corporate name under certain conditions; amending s. 607.1433, F.S.; correcting cross-references; prescribing method for notice; renumbering s. 607.1440, F.S.; amending s. 607.1504, F.S.; prescribing additional requirements for application; amending s. 607.1506, F.S.; prescribing method of executing document; amending s. 607.1507, F.S.; prescribing limitations on registered agents of foreign corporations; amending s. 607.1508, F.S.; prescribing additional requirement for statement of change; amending s. 607.1509, F.S.; requiring submission of additional addresses; renumbering s. 607.1510, F.S.; amending s. 607.1531, F.S.; correcting cross-references; providing procedure for reinstatement; amending s. 607.1622, F.S.; requiring additional address; permitting updated annual report to be part of official record; amending s. 607.1801, F.S.; correcting cross-references; deleting reference to an acknowledgment; amending s. 608.451, F.S.; correcting a cross-reference; amending s. 617.003, F.S.; correcting a cross-reference; amending s. 617.013, F.S.; correcting a cross-reference; amending s. 617.018, F.S.; correcting a cross-reference; amending s. 617.023, F.S.; correcting cross-references; amending s. 617.028, F.S.; correcting cross-references; amending s. 617.041, F.S.; correcting a cross-reference; amending s. 620.192, F.S.; correcting cross-references; amending s. 628.530, F.S.; correcting a cross-reference; amending s. 631.0515; correcting a cross-reference; amending s. 658.23, F.S.; correcting a cross-reference; amending s. 658.48, F.S.; correcting a cross-reference; amending s. 665.0201, F.S.; correcting a cross-reference; deleting a cross-reference; repealing ss. 607.001, 607.004, 607.007, 607.011, 607.014, 607.017, 607.021, 607.024, 607.027, 607.031, 607.034, 607.037, 607.041, 607.044, 607.047, 607.051, 607.054, 607.057, 607.058, 607.061, 607.064, 607.067, 607.071, 607.074, 607.077, 607.081, 607.084, 607.087, 607.091, 607.094, 607.097, 607.101, 607.104, 607.107, 607.108, 607.109, 607.110, 607.111, 607.114, 607.117, 607.121, 607.124, 607.127, 607.131, 607.134, 607.137, 607.141, 607.144, 607.147, 607.151, 607.154, 607.157, 607.161, 607.164, 607.1645, 607.165, 607.167, 607.171, 607.174, 607.177, 607.181, 607.184, 607.187, 607.191, 607.194, 607.197, 607.201, 607.204, 607.207, 607.211, 607.214, 607.217, 607.219, 607.221, 607.224, 607.227,

607.231, 607.234, 607.237, 607.241, 607.244, 607.247, 607.251, 607.254, 607.257, 607.261, 607.264, 607.267, 607.271, 607.274, 607.277, 607.281, 607.284, 607.287, 607.291, 607.294, 607.297, 607.301, 607.304, 607.307, 607.311, 607.317, 607.321, 607.324, 607.325, 607.327, 607.337, 607.341, 607.344, 607.347, 607.351, 607.354, 607.355, 607.357, 607.361, 607.371, 607.372, 607.374, 607.377, 607.381, 607.384, 607.387, 607.391, 607.394, 607.397, 607.401, 607.404, 607.407, 607.411, and 607.414, F.S.; reenacting sections of Florida Business Corporation Act not amended; providing an effective date.

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

By Senator Meek—

SB 2922—A bill to be entitled An act relating to crime control and community improvement; creating s. 163.5055, F.S.; requiring neighborhood improvement districts to register with the Department of Community Affairs; requiring notification of dissolution of a district; amending ss. 163.501, 163.502, 163.503, 163.504, 163.506, 163.508, 163.511, 163.5151, 163.516, F.S., to conform and correct references; revising the membership of advisory councils for local government neighborhood improvement districts; creating s. 163.512, F.S.; authorizing the creation of community redevelopment neighborhood improvement districts; authorizing use of community redevelopment trust funds to implement safe neighborhood improvement plans; providing for dissolution of such districts; amending s. 163.513, F.S.; providing that neighborhood improvement districts may not restrict access to or lawful use of public facilities; amending s. 163.514, F.S.; authorizing districts to make and collect special assessments; amending s. 163.517, F.S.; revising provisions relating to planning grants and technical assistance provided under the Safe Neighborhoods Trust Fund; requiring audits; creating s. 163.5175, F.S.; providing for recognition awards for certain safe neighborhood improvement plans; amending s. 163.518, F.S.; revising provisions relating to creation of a crime prevention through environmental design program by the Department of Legal Affairs; amending s. 163.519, F.S., to conform; amending s. 163.521, F.S.; revising provisions relating to funding of capital improvements in districts located in enterprise zones; providing additional requirements; providing duties of the Department of Community Affairs; providing for funding of capital improvements necessary to implement safe neighborhood improvement plans; providing requirements; creating s. 163.5215, F.S.; specifying the effect of the Safe Neighborhoods Act on existing laws; amending s. 163.522, F.S.; directing local governments to consider the creation of neighborhood improvement districts within community redevelopment areas; establishing the Public Housing Community Improvement Demonstration Program; providing legislative findings; providing for notice; providing for designation of demonstration housing projects; providing application procedure with specified criteria; providing for review process; establishing powers of public housing authorities selected to participate in the demonstration program; providing for needs assessment and crime prevention through environmental design, environmental security, and defensible space functions; providing for development of public housing community improvement plans; providing for notice and public hearings; providing for conformity with local government comprehensive plans; providing methods for allocations; prescribing duties of the Department of Community Affairs; amending s. 421.10, F.S.; providing for tenant participation in the process of selecting tenants for public housing; amending s. 893.13, F.S.; prohibiting sales of controlled substances within 1,000 feet of a public housing project; providing penalties; requiring the Department of Community Affairs to examine solutions and programs in order to improve the quality of life in public housing; providing appropriations; providing an effective date.

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

By Senator Dudley—

SB 2924—A bill to be entitled An act relating to insurance; amending s. 624.307, F.S.; authorizing the Department of Insurance to employ consulting actuaries; amending s. 624.411, F.S.; specifying deposit requirements; amending s. 624.610, F.S.; requiring certain notice in connection with credit for reinsurance; providing circumstances in which such credit must be denied; amending s. 625.091, F.S.; providing for loss reserves for workers' compensation claims; amending s. 627.021, F.S.; specifying applicability of the Rating Law; amending s. 627.356, F.S.; specifying applicability of provisions relating to professional liability self-insurance; creating s. 627.4123, F.S.; requiring claims-made policies to include a tail coverage endorsement; amending s. 627.413, F.S.; requiring certain num-

bers and codes to appear on the declarations page; amending s. 627.425, F.S.; specifying when an insurer must provide forms for proof of loss; amending s. 628.451, F.S.; providing for the merger of domestic stock insurers with foreign stock insurers in certain circumstances; amending s. 624.404, F.S.; prohibiting the department from granting or continuing the authority of an insurer under certain circumstances; amending s. 624.413, F.S.; requiring additional information in the application for a certificate of authority; amending s. 628.061, F.S.; limiting the investigative power of the department; amending s. 627.826, F.S.; providing for the application of certain sections relating to rebates and premium-financed insurance contract cancellation to certain financial institutions; amending s. 627.828, F.S.; clarifying premium finance company net worth requirements; providing that premium finance company application fees are nonrefundable; requiring certain notice to the Department of Insurance of changes in office location, officers, or directors of premium finance companies; providing for investigation of certain management changes; amending s. 627.829, F.S.; revising requirements for the issuance or renewal of a premium finance company license; specifying that application fees are not refundable; creating s. 627.8295, F.S.; applying provisions relating to certain acquisitions to premium finance companies; amending s. 627.832, F.S.; specifying the grounds which may result in the denial, suspension, revocation, or nonrenewal of a premium finance company license; providing for termination of a premium finance company business; amending s. 627.833, F.S.; providing a penalty and administrative fine for late annual reports of a premium finance company; amending s. 627.834, F.S.; authorizing the Department of Insurance to conduct certain examinations of premium finance companies; amending s. 627.836, F.S.; specifying conditions for filing certain reports by premium finance companies; amending s. 627.837, F.S.; applying existing restrictions on certain rebates to certain financial institutions when premium financing; prohibiting compelling an agent to favor certain premium finance companies; amending s. 627.838, F.S.; revising conditions for form filing by premium finance companies; creating s. 627.8383, F.S.; providing grounds for disapproval of forms, service charges, and interest rates of premium finance companies; amending s. 627.839, F.S.; revising restrictions on the execution of premium finance agreements; amending s. 627.841, F.S.; restricting the cancellation of premium-financed insurance; amending s. 627.842, F.S.; prohibiting a clause in premium finance agreements relating to acceleration of maturity; amending s. 627.848, F.S.; revising provisions relating to cancellation of premium-financed insurance; specifying certain type size; providing for refund of unearned premium on cancellation; creating s. 627.8495, F.S.; prohibiting unfair trade practices by insurers or agents with respect to premium financing; amending s. 628.4615, F.S., relating to certain acquisitions of allied lines insurers; changing triggering purchases and applying the section to premium finance companies; amending s. 634.011, F.S.; prescribing definition for part I of ch. 634, F.S., relating to motor vehicle service agreement companies; revising definitions of "motor vehicle service agreement" and "salesman"; deleting the definition of "insolvent"; defining "gross written premium" and "affiliate"; providing clarifying language; amending s. 634.031, F.S.; revising license requirements for motor vehicle service agreements; amending s. 634.041, F.S.; requiring motor vehicle service agreement companies to be organized under the laws of this state; revising the motor vehicle service agreement company net asset requirements; providing a compliance schedule; providing for certain trust fund deposits; providing for duties of trustees; specifying conditions for contractual liability insurance; creating s. 634.0415, F.S., relating to guarantee agreements involving motor vehicle service agreement companies; specifying conditions; amending s. 634.081, F.S., relating to the suspension or revocation of a motor vehicle service agreement company license, including impairment or insolvency and failure to document certain claims as grounds; providing for nonrenewal of license if certain requirements are not met; creating s. 634.0815, F.S.; prohibiting certain acts by motor vehicle service agreement companies or salesmen; amending s. 634.101, F.S.; providing for wrap-up of the affairs of motor vehicle service agreement companies; amending s. 634.121, F.S., relating to filing motor vehicle service agreement company forms; providing an assignment fee; restricting cancellation fees; providing for refund of unearned premiums upon cancellation; restricting certain advertisements and motor vehicle rental provisions; requiring the mailing of agreements within a certain time; requiring that certain provisions be printed in bold type; providing for the responsibility of contractual liability insurers; amending s. 634.1213, F.S.; authorizing disapproval of certain advertisements by motor vehicle service agreement companies; listing additional grounds for disapproval of forms or advertisements; amending s. 634.1216, F.S.; deleting an exemption from the operation of the section regarding insurer and motor vehicle service agreement company rates for service agreements; amending s. 634.131,

F.S.; revising the administrative fine for failure of motor vehicle service agreement company or insurer to file the annual statement; amending s. 634.141, F.S.; authorizing the acceptance of Form 10-K as filed with the United States Securities and Exchange Commission in lieu of examination of a motor vehicle service agreement company; amending s. 634.181, F.S.; applying the grounds for revocation to include any license issued by the Department of Insurance to a salesman or employee of a salesman; amending s. 634.252, F.S.; deleting language relating to health maintenance organizations; creating s. 634.281, F.S.; applying certain provisions relating to unfair insurance trade practices to motor vehicle service agreement companies and salesmen; amending s. 634.401, F.S., relating to service warranty associations; deleting definitions of "insolvent" and "impaired"; adding definition of "affiliate"; revising definitions of "gross written premiums," "net assets," and "sales representative"; creating s. 634.4031, F.S.; establishing exemptions from certain statutory requirements for service warranty associations meeting certain criteria; amending s. 634.404, F.S.; revising the qualifications for license to issue service warranties; increasing net asset requirements; providing a compliance schedule; amending s. 634.405, F.S.; deleting the substitution of trust account to meet deposit or bond requirements of service warranty associations or warrantors; amending s. 634.406, F.S.; revising service warranty association financial requirements; requiring additional deposits under certain conditions; allowing trust accounts in lieu of additional deposits; providing trust account conditions and restrictions; providing for release of securities; establishing a compliance schedule; providing restrictions and conditions for contractual liability insurance in lieu of unearned premium reserve account; clarifying restrictions on the ratio of gross written premium to net assets; creating s. 634.4065, F.S.; authorizing a written guarantee from a guaranteeing organization in order to include receivables from affiliated companies of a service warranty company as assets; establishing conditions; amending s. 634.407, F.S.; requiring disclosure of background information on certain stock holders with respect to a service warranty association license application; amending s. 634.409, F.S.; revising grounds for suspension or revocation of service warranty licenses; creating s. 634.411, F.S.; establishing jurisdiction of the Department of Insurance over activities of certain service warranty associations; amending s. 634.414, F.S.; revising requirements for service warranty contract cancellation provisions; providing for the refund of unearned premium in insolvency; providing for the refund of unearned commissions; providing for the delivery of service warranty contracts; providing a compliance schedule; amending s. 634.4145, F.S.; providing grounds for disapproval of service warranty forms; amending s. 634.415, F.S.; authorizing the suspension, nonrenewal, or revocation of a service warranty license for the failure to timely file reports; amending s. 624.02, F.S.; modifying the definition of "insurance"; amending s. 641.17, F.S.; redesignating part II, ch. 641, F.S., as the Health Maintenance Organization Insurance Act; amending s. 641.19, F.S.; providing that a health maintenance organization is an insurer; amending ss. 641.201, 641.2017, F.S.; providing conforming provisions; creating s. 641.215, F.S.; providing conditions for issuance, maintenance, and renewal of certificates of authority of such insurers; specifying effect of bankruptcy; amending s. 641.27, F.S.; deleting provisions relating to insolvency; creating s. 641.284, F.S.; providing for liquidation, rehabilitation, reorganization, and conservation; amending s. 641.33, F.S.; authorizing such insurers to use terms descriptive of certain insurance; repealing s. 627.973(7), F.S., relating to exemptions from specified licensure provisions for certain insurers writing financial guaranty insurance; providing for review and repeal; providing an effective date.

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

By Senator Myers—

SB 2926—A bill to be entitled An act relating to state travel expenses; requiring the Comptroller to establish a voucher system for direct billing of certain travel expenses; providing an effective date.

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

By Senator Souto—

SB 2928—A bill to be entitled An act relating to physician assistants; amending s. 458.347, F.S.; specifying certain alternative requirements for certification; providing an effective date.

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

By Senator Souto—

SB 2930—A bill to be entitled An act relating to expressway authorities; creating the Constitutional Charter County Expressway Authority Law; providing definitions; providing for the creation of an expressway authority by a county operating under any of specified home rule charters; limiting applicability; providing for the purposes and powers of the authority; providing for the issuance of bonds; providing for a lease-purchase agreement between an authority and the Department of Transportation; providing that the department may be appointed by the Division of Bond Finance of the Department of General Services as the division's agent for certain purposes; providing for the acquisition of land and property, including through the exercise of eminent domain; providing for cooperation by the authority with other units, boards, agencies, and individuals; providing for the covenant of the state to bondholders; providing an exemption from taxation; providing for eligibility of bonds as legal investments and as security for public deposits; providing that pledges may be enforced by bondholders; providing that the powers conferred are complete and additional authority; providing an effective date.

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

By Senator Souto—

SR 2932—A resolution declaring a Safe Driving Awareness Month, a Safe Driving Awareness Week, and a Safe Driving Awareness Day.

—was referred to the Committee on Rules and Calendar.

By Senator Stuart—

SB 2934—A bill to be entitled An act relating to rivers; creating the "Wild and Scenic River Protection Act"; providing legislative declarations; providing definitions; providing for the Governor and Cabinet to designate wild and scenic rivers; requiring the Department of Natural Resources to develop a plan for a wild and scenic river management system; providing for appointing local coordinating councils for designated rivers; providing for membership; providing duties; requiring coordinating councils to develop river management plans; providing requirements for such plans; prohibiting mining and certain construction in wild and scenic rivers; requiring coordinating councils to establish protection zones on lands adjacent to wild and scenic rivers; requiring water management districts to adopt rules regulating such protection zones; requiring coordinating councils to establish protection areas adjacent to protection zones; authorizing the Department of Community Affairs to adopt rules for monitoring activities within protection areas; requiring local governments to adopt or amend certain ordinances and land development regulations to conform to a wild and scenic river management plan; requiring certain state, regional, and local agencies to provide notice to a coordinating council of activities likely to have an adverse impact on a wild and scenic river; providing for enforcement; providing an appropriation; providing an effective date.

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

By Senator Deratany—

SB 2936—A bill to be entitled An act relating to the tax on cigarettes; creating s. 210.051, F.S.; creating the Cigarette Excise Tax Protection Trust Fund; providing requirements for annual contributions to the trust fund by certain tax agents authorized by the Division of Alcoholic Beverages and Tobacco of the Department of Business Regulation; providing for agents contributing to the trust fund, or having contributed for a specified period of time, to be exempt from certain bond requirements; requiring the division to follow certain procedures prior to withdrawing moneys from the trust fund; amending s. 210.05, F.S.; providing requirements for an agent to be exempt from bond requirements; amending s. 210.15, F.S.; providing a cigarette permit fee for agents; providing for deposit of a portion of the fee in the trust fund; amending s. 210.40, F.S.; authorizing distributors to substitute certain securities for the bond required as surety for the payment of taxes; requiring written notice prior to the withdrawal of any required security; reviving and readopting ss. 210.15, 210.16, 210.161, F.S., notwithstanding repeals scheduled under the Regulatory Sunset Act; providing an effective date.

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

By Senator Weinstein—

SB 2938—A bill to be entitled An act relating to telecommunications; amending s. 501.059, F.S.; providing definitions; expanding the scope of restrictions on consumer telephone calls to include other telephonic sales calls; including mobile telephones and telephonic paging devices within such restrictions; repealing a provision that requires telephone solicitors to inquire if the person solicited wishes to hear a sales presentation; requiring the Division of Consumer Services of the Department of Agriculture and Consumer Services to maintain a listing of persons who do not wish to receive unsolicited telephonic sales calls; requiring the division to charge a fee for such listing and renewal of such listing; repealing a provision permitting a person to require the local exchange company to print "no sales solicitation" after his listing in the telephone directory; providing circumstances under which a contract made pursuant to a telephonic sales call is invalid; exempting certain businesses from requirements relating to such contracts; restricting charges to consumer credit card accounts pursuant to such calls; providing exceptions; restricting use of automated systems for selection or dialing of telephone numbers; providing for recovery of civil penalties imposed for violations of provisions relating to telephone solicitations in civil law suits; providing for settlement and waiver of such penalties; providing for recovery of attorney's fees and court costs incurred in such actions; repealing ss. 365.165, 365.1655, F.S., relating to automated telephone solicitation and the Florida Telephone Solicitation Act; providing an effective date.

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

By Senator Woodson-Howard—

SB 2940—A bill to be entitled An act relating to county and municipal financial affairs; creating s. 125.01051, F.S.; prescribing methods of paying money to county officials and agencies; creating s. 166.254, F.S.; prescribing methods of paying money to municipal officials and agencies; repealing ss. 125.0105, 166.251, F.S., relating to service fees for certain dishonored checks; providing an effective date.

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

By Senator Bruner—

SB 2942—A bill to be entitled An act relating to the Apalachicola Bay Protection Trust Fund; providing an appropriation from the fund to the Department of Environmental Regulation to fund operation of the East-point Water and Sewer District; providing an effective date.

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

By Senator Bruner—

SB 2944—A bill to be entitled An act relating to water management districts; creating s. 373.1395, F.S.; requiring the Northwest Florida Water Management District to adopt management practices with respect to certain real property acquired by the district; providing for payment of revenues from the management practices to the county in which the property is located; providing an effective date.

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

By Senator Girardeau—

SB 2946—A bill to be entitled An act relating to a state public ombudsman; requiring the Attorney General to appoint a public ombudsman to represent the public before state agencies and the Legislature; providing requirements for the public ombudsman; providing an effective date.

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

By Senator Bankhead—

SB 2948—A bill to be entitled An act relating to weapons and firearms; amending s. 775.087, F.S.; providing mandatory minimum sentences for specified offenses committed while in possession of certain firearms or destructive devices; revising definitions; reenacting ss. 944.277(1)(b), 944.598(3), F.S., relating to the provisional and emergency release of inmates, to incorporate the amendment to s. 775.087, F.S., in

references thereto; requiring the Department of Health and Rehabilitative Services to establish a data base to be used by the Department of Law Enforcement in identifying mentally incompetent or mentally ill persons when issuing concealed weapons and firearms licenses; requiring law enforcement agencies to report to the Department of Law Enforcement the firearms confiscated by the agency or used in crimes investigated by the agency; requiring the department to include such information in its annual report; exempting an owner of a firearm who reports its loss or theft to a law enforcement agency from liability for injury or damages caused by the subsequent use of such firearm; providing an effective date.

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

By Senator Weinstock—

SB 2950—A bill to be entitled An act relating to juvenile proceedings; amending s. 39.01, F.S.; providing definitions; amending s. 39.02, F.S.; expanding jurisdiction of circuit court in delinquency proceedings; providing an effective date.

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

By Senator Casas—

SB 2952—A bill to be entitled An act relating to the towing of motor vehicles; amending s. 713.78, F.S.; defining the term “wrecker”; revising notice and other requirements with respect to liens for recovering, towing, or storing motor vehicles; requiring notice to the Department of Highway Safety and Motor Vehicles under certain circumstances; providing penalties; providing procedures for the sale or disposition of certain vehicles; revising procedures for an owner or lienholder to recover the vehicle; amending s. 715.07, F.S.; revising the time period that the site to which a motor vehicle is towed must be open for the purpose of redemption of the vehicle; revising language with respect to such towing; providing a penalty; authorizing towing of certain vehicles even though a tow away zone sign is not posted; repealing s. 715.05, F.S., relating to the reporting of unclaimed motor vehicles; providing an effective date.

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

By Senator Stuart—

SB 2954—A bill to be entitled An act relating to transportation; requiring the Partners in Productivity Task Force to adopt performance and productivity standards; providing for the Department of Transportation to be evaluated by those standards; requiring verification of the evaluation and of the supporting data; providing for contingent funding; amending s. 20.23, F.S.; providing additional duties of the secretary; deleting a responsibility of the Florida Transportation Commission; revising language with respect to the central office; providing for additional duties for the central office; providing for additional duties of the Assistant Secretary for Finance and Administration; providing for a chief internal auditor; providing additional responsibilities of each district secretary; revising language with respect to certain contracts; amending s. 120.53, F.S.; revising language with respect to agencies providing notice of a decision under the Administrative Procedure Act; creating s. 206.604, F.S.; imposing additional taxes upon the first sale or first removal from storage of motor fuel; providing for distribution of the proceeds and the purposes for which the proceeds must be expended; providing for enforcement; providing legislative intent; amending s. 206.9825, F.S.; increasing the excise tax on aviation fuel and providing for annual adjustment; amending ss. 212.05, 212.62, F.S.; increasing the rate of the tax on the sale of fuels; revising requirements for calculating the annual adjustment thereof; providing for determination of a minimum tax; amending s. 212.0606, F.S.; imposing an additional surcharge upon the lease or rental of certain motor vehicles licensed for hire; providing for the deposit of the proceeds of such additional surtax into the State Transportation Trust Fund and for the distribution of those proceeds; prescribing the uses of such proceeds; amending s. 212.67, F.S.; providing for a credit against the district gas tax to retail dealers for shrinkage; amending s. 320.072, F.S.; imposing an additional fee for certain motor vehicle registrations; providing for the deposit of the proceeds of such additional fees into the State Transportation Trust Fund and for the distribution of those proceeds; prescribing the uses of those proceeds; amending s. 320.08, F.S.; levying and imposing an additional license tax upon motor vehicles, mopeds, mobile homes, and motorized bicycles; providing for

the deposit of the proceeds of such additional license tax into the State Transportation Trust Fund and for the distribution of those proceeds; prescribing the uses of those proceeds; amending s. 320.14, F.S.; providing that fractional license taxes are not applicable to automobiles for private use and certain trucks, trailers, and semitrailers; providing alternative fractional license taxes for certain truck tractors; creating s. 334.048, F.S.; providing legislative intent with respect to department management accountability, productivity measurement, and monitoring systems; amending s. 336.025, F.S.; providing for the imposition of a flat-rate local option gas tax; restricting the uses of the tax proceeds; allowing local governments to issue bonds secured by the tax revenues; providing for the collection and enforcement of the tax; providing for deductions to cover services and expenses in complying with the law; providing procedures for imposing the tax and for the distribution of the tax proceeds; defining the term “transportation expenditures”; creating s. 337.162, F.S.; providing requirements with respect to substandard professional services; amending s. 337.221, F.S.; providing for a claims settlement process; amending s. 339.149, F.S.; providing for periodic audits by the Auditor General; requiring an annual report to the Legislature; providing for the repeal of funding if revenues are diverted to other than transportation purposes; providing for prior legislative review and recommendations; providing for retroactivity; providing an effective date.

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

By Senator Deratany—

SB 2956—A bill to be entitled An act relating to taxation; creating s. 213.015, F.S.; providing requirements with respect to the rights, safeguards, and protections afforded taxpayers during tax assessment, collection, and enforcement processes; creating s. 213.018, F.S.; providing for a taxpayer problem resolution program; providing for a taxpayers’ rights advocate with authority to issue taxpayer assistance orders in extraordinary circumstances; amending s. 213.21, F.S.; providing a taxpayer’s rights to have representation and to record informal conferences; creating s. 213.025, F.S.; requiring the Department of Revenue to conduct its audits, inspections, and interviews at reasonable times and places, with exceptions; amending s. 213.34, F.S.; allowing the department to offset overpayments against deficiencies; creating s. 213.731, F.S.; requiring notice before collection action is taken; providing taxpayer’s rights to protest and to seek a review; creating s. 213.732, F.S.; providing procedural requirements, taxpayers’ rights, and venue for certain legal actions, relating to jeopardy findings and assessments; creating s. 213.733, F.S.; providing for the cancellation, amendment, or modification of a warrant; amending ss. 199.262, 206.075, 211.125, 211.33, 212.14, 212.15, 214.12, 214.45, F.S.; providing procedures applicable if jeopardy to the revenue exists and is asserted in or with an assessment; amending s. 20.21, F.S.; creating within the Department of Revenue the position of Taxpayer’s Rights Advocate and providing the responsibilities of the advocate; amending s. 72.011, F.S.; prohibiting certain legal actions when an action has been initiated under s. 120.575, F.S.; amending s. 95.091, F.S.; requiring the department to commence an audit within a specified period of time after it issues a notice of intent to conduct an audit; amending s. 120.575, F.S.; providing procedures that must be followed when a taxpayer contests a tax, interest, or penalty; providing venue; providing for filing a petition and providing prerequisites thereto; providing powers of hearing officers and panels; providing for liens; providing for the prevailing party to recover legal costs including attorney’s fees; amending s. 120.65, F.S.; providing for hearing officers to be administrative law judges; providing for a uniform rate of pay for administrative law judges; providing an exception; providing an appropriation; providing severability; providing an effective date.

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

By Senator Kiser—

SB 2958—A bill to be entitled An act relating to crawfish; amending s. 370.14, F.S.; designating crawfish a restricted species for a certain purpose; providing an effective date.

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

By the Committee on Economic, Professional and Utility Regulation—

SB 2960—A bill to be entitled An act relating to the Florida Public Service Commission; amending s. 20.055, F.S.; deleting references to the

commission and to its chairman with respect to agency chief internal auditors; amending s. 110.205, F.S.; exempting the members, officers, and employees of the commission from the provisions of the Career Service System; deleting an exemption relating to certain employees of the commission; redefining "department" to exclude the commission; amending s. 350.001, F.S.; clarifying that the commission is and has been an agency of the legislative branch of government and that it is not an agency of government as expressed in ch. 216, F.S.; amending s. 350.01, F.S.; deleting obsolete language; providing that commissioners currently in office may qualify for reappointment; establishing a limitation on the number of terms that a commissioner may serve; providing for the commission to conduct its proceedings in an independent and nonpartisan manner and in accordance with chs. 119, 120, F.S.; amending s. 350.03, F.S.; authorizing the Governor to suspend a commissioner in specified circumstances; providing for review by the Senate; amending s. 350.031, F.S.; revising the membership of the Florida Public Service Commission Nominating Council; prohibiting certain conduct by council members; providing for meetings and proceedings of the council to be staffed by the Joint Legislative Management Committee; providing for council meetings and proceedings to be subject to ss. 119.07, 286.011, F.S.; providing for per diem and travel reimbursement for commission applicants; requiring background investigations to be conducted by the Florida Department of Law Enforcement; amending s. 350.04, F.S.; revising the qualifications for commissioners; proscribing certain business dealings by commissioners; amending s. 350.05, F.S.; revising the oath of office; creating s. 350.055, F.S.; establishing standards of conduct for commissioners; providing for alleged violations to be investigated by the Commission on Ethics; providing for enforcement by the Governor; amending s. 350.06, F.S.; providing for the commission to employ qualified personnel and organize itself; deleting a limitation on the compensation of official reporters; revising references; creating s. 350.0604, F.S.; establishing reporting requirements; amending s. 350.0605, F.S.; prohibiting certain conduct by former commissioners; establishing a 2-year time limit; providing for present employees to be retained; amending s. 350.111, F.S.; redefining the term "regulated company"; amending s. 350.113, F.S.; revising references; deleting obsolete language; amending s. 350.115, F.S.; deleting obsolete language; amending s. 350.117, F.S.; deleting obsolete language; amending s. 350.121, F.S.; providing for inquiries to be initiated by the chairman; establishing a reporting requirement; providing that exemptions from ch. 119, F.S., are not subject to open government review; amending s. 350.127, F.S.; providing for injunctive relief; amending s. 350.128, F.S.; revising references; repealing s. 350.80, F.S., relating to coal slurry pipelines; providing an effective date.

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

By the Committee on Economic, Professional and Utility Regulation—

SB 2962—A bill to be entitled An act relating to the regulation of private investigators and private security service officers; creating s. 493.60, F.S.; providing a short title; providing purpose; creating s. 493.601, F.S.; providing for exemptions to the act; creating s. 493.602, F.S.; providing definitions; creating s. 493.603, F.S.; providing for rulemaking authority; providing for the establishment of fees; providing for enforcement; providing for a trust fund; providing for a newsletter; creating s. 493.604, F.S.; requiring the Department of State to file an annual report; creating s. 493.605, F.S.; establishing qualifications for licensure as a private investigator and private security service officer; establishing qualifications for certification of authorization for private investigative agencies and private security service agencies; creating s. 493.606, F.S.; establishing qualifications for the issuance of a gun permit; establishing reporting requirements; creating s. 493.6061, F.S.; establishing basic training and examination requirements; creating s. 493.6065, F.S.; establishing application content requirements; requiring the department to conduct background investigations and fingerprint arrest record checks; creating s. 493.607, F.S.; establishing licensure and certification requirements; authorizing the department to enter into reciprocal licensing agreements; creating s. 493.608, F.S.; establishing license content requirements; establishing display requirements for a certificate of authorization; providing for doing business under a fictitious name; requiring that certificate-holders issue employees an identification card; requiring that employees carry their I.D. card whenever providing services pursuant to ch. 493, F.S.; creating s. 493.609, F.S.; establishing continuing education requirements; creating s. 493.6095, F.S.; providing renewal procedures for licenses, gun permits, and certificates of authorization; requiring the department to update background investigations and fingerprint arrest record checks; creating s. 493.61, F.S.; establishing procedures under

which instructors, schools, or training facilities may apply for approval as a basic training and continuing education provider; establishing application content requirements; requiring the department to adopt rules; creating s. 493.611, F.S.; providing disciplinary procedures; establishing penalties; creating s. 493.62, F.S.; prohibiting the release of certain information; establishing penalties; creating s. 493.621, F.S.; establishing penalties for violation of ch. 493, F.S.; creating s. 493.623, F.S.; providing for departmental access to criminal justice information; creating s. 493.6284, F.S.; prohibiting use of state seal on any uniform or motor vehicle used in connection with licenses issued pursuant to ch. 493, F.S.; creating s. 493.629, F.S.; providing for cancellation or inactivation of licenses and certificates; creating s. 493.630, F.S.; prohibiting imposition of additional license, registration, or permit requirements; providing an exception; creating s. 493.631, F.S.; providing saving clauses; repealing s. 493.30, F.S., relating to definitions; repealing s. 493.301, F.S., relating to exemptions; repealing s. 493.302, F.S., relating to rulemaking authority; repealing s. 493.303, F.S., relating to the advisory council; repealing s. 493.304, relating to classes of licenses; repealing s. 493.305, F.S., relating to applications; repealing s. 493.306, F.S., relating to license requirements; repealing s. 493.3061, F.S., relating to the approval of schools; repealing s. 493.3065, F.S., relating to the period that a license is valid; repealing s. 493.307, F.S., relating to notification to the department when an agency partner or officer changes; repealing s. 493.308, F.S., relating to fees; repealing s. 493.309, F.S., relating to background investigations; repealing s. 493.3095, F.S., relating to reciprocity; repealing s. 493.31, F.S., relating to insurance requirements; repealing s. 493.311, F.S., relating to license, contents, posting, and identification cards; repealing s. 493.312, F.S., relating to change or location of licensee; repealing s. 493.313, F.S., relating to renewal of license; repealing s. 493.314, F.S., relating to cancellation of inactivation of license; repealing s. 493.315, F.S., relating to weapons and firearms; repealing s. 493.316, F.S., relating to the Division of Licensing Trust Fund; repealing s. 493.317, F.S., relating to prohibited acts by repossessors and reposessor interns; repealing s. 493.3175, F.S., relating to sale of property by a licensee; repealing s. 493.3176, F.S., relating to identification of vehicles for repossession; repealing s. 493.318, F.S., relating to inventories maintained by repossessors; repealing s. 493.319, F.S., relating to disciplinary action; repealing s. 493.32, F.S., relating to the release of certain information; repealing s. 493.321, F.S., relating to penalties for violation of ch. 493; repealing s. 493.322, F.S., relating to enforcement powers; repealing s. 493.323, F.S., relating to access to criminal justice information; repealing s. 493.324, F.S., relating to the Department of Legal Affairs; repealing s. 493.325, F.S., relating to exclusion of tax; repealing s. 493.327, F.S., relating to information about licensees; repealing s. 493.328, F.S., relating to newsletters; repealing s. 493.3284, F.S., relating to use of the state seal; repealing s. 493.329, F.S., relating to saving clauses; repealing s. 493.561, F.S., relating to definitions; repealing s. 493.562, F.S., relating to exemption from regulation; repealing s. 493.563, F.S., relating to rules of the department; repealing s. 493.564, F.S., relating to advisory council; repealing s. 493.565, F.S., relating to application for license; repealing s. 493.566, F.S., relating to license requirements; repealing s. 493.5665, F.S., relating to the period a license is valid; repealing s. 493.567, F.S., relating to reciprocity; repealing s. 493.568, F.S., relating to licensee insurance; repealing s. 493.569, F.S., relating to intern licenses; repealing s. 493.57, F.S., relating to fees; repealing s. 493.571, F.S., relating to school licenses; repealing s. 493.572, F.S., relating to investigation of applicants; repealing s. 493.573, F.S., relating to the contents and display of licenses and retention of records; repealing s. 493.574, F.S., relating to renewal of licenses; repealing s. 493.575, F.S., relating to disciplinary proceedings; repealing s. 493.576, F.S., relating to penalties; repealing s. 493.577, F.S., relating to admissibility of evidence; repealing s. 493.578, F.S., relating to newsletters; repealing s. 493.579, F.S., relating to cancellation or inactivation of licenses; repealing ss. 4-11, ch. 89-280, Laws of Florida, relating to repossessors; repealing ss. 493.60-493.631, F.S., October 1, 2000, and providing for review of such sections in advance of that date; requiring the Department of Law Enforcement to enter into agreements; providing for the renewal of licenses, certificates of authorization, and gun permits currently in force; requiring the department to provide a report; providing an effective date.

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

SR 2964 was introduced out of order and adopted April 17.

By Senator Johnson—

SR 2966—A resolution honoring Betty and Alex Schoenbaum for their philanthropy and civic leadership.

—was referred to the Committee on Rules and Calendar.

By Senator Kiser—

SB 2968—A bill to be entitled An act relating to education; requiring the Department of Education to develop and implement a program of instructional activities and courses for the elderly; providing for the award of program grants to school boards and the Board of Trustees for the Florida School for the Deaf and the Blind; providing requirements for course content; providing an appropriation; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committee on Governmental Operations—

SB 2970—A bill to be entitled An act relating to historic preservation boards of trustees; creating s. 266.001, F.S.; providing that the boards of trustees are placed within the Department of State; directing the Department of State to adopt certain rules; amending s. 266.03, F.S.; expanding the membership of the Historic St. Augustine Preservation Board of Trustees and providing certain criteria for membership; providing that members may be removed for cause; amending s. 266.04, F.S.; removing obsolete language; amending s. 266.05, F.S.; providing that certain funds are to be held in trust by the board and appropriated annually by the Legislature for the board's programs; specifying funds which may be held by the direct-support organization; amending s. 266.08, F.S.; providing that the direct-support organization must operate under a contract and specifying the terms of the contract; amending s. 266.103, F.S.; extending the terms of certain members of the Historic Pensacola Preservation Board of Trustees; providing that members may be removed for cause; amending s. 266.104, F.S.; removing certain obsolete language; amending s. 266.105, F.S.; providing that certain funds are to be held in trust by the board and appropriated annually by the Legislature; specifying funds which may be held by the direct-support organization; amending s. 266.109, F.S.; providing that the direct-support organization must operate under a contract and specifying the terms of the contract; amending s. 266.112, F.S.; expanding the membership of the Historic Tallahassee Preservation Board of Trustees; providing that members may be removed for cause; amending s. 266.113, F.S.; removing certain obsolete language; amending s. 266.114, F.S.; providing that certain funds are to be held in trust by the board and appropriated annually by the Legislature; specifying funds which may be held by the direct-support organization; amending s. 266.118, F.S.; providing for the disclosure of certain information; amending s. 266.203, F.S.; providing that members of the Historic Florida Keys Preservation Board of Trustees may be removed for cause; amending s. 266.204, F.S.; removing certain obsolete language; amending s. 266.205, F.S.; providing that certain funds are to be held in trust by the board and appropriated annually by the Legislature; specifying funds which may be held by the direct-support organization; amending s. 266.2095, F.S.; providing for the disclosure of certain information; amending s. 266.303, F.S.; providing that members of the Historic Palm Beach County Preservation Board of Trustees may be removed for cause; providing for Senate confirmation; removing certain obsolete language; amending s. 266.304, F.S., removing certain obsolete language; amending s. 266.305, F.S.; providing that certain funds are to be held in trust by the board and appropriated annually by the Legislature; specifying which funds may be held by the direct-support organization; amending s. 266.309, F.S.; providing for the disclosure of certain information; amending s. 266.403, F.S.; providing that members of the Historic Tampa Hillsborough County Board of Trustees may be removed for cause; providing for Senate confirmation; amending s. 266.404, F.S.; removing certain obsolete language; amending s. 266.405, F.S.; providing that certain funds are to be held in trust by the board and appropriated annually by the Legislature; specifying which funds may be held by the direct-support organization; amending s. 266.411, F.S.; providing for the disclosure of certain information; assigning the Department of State to make certain recommendations to the Legislature; reviving and readopting ss. 266.01, 266.02, 266.03, 266.04, 266.05, 266.06, 266.07, 266.08, 266.101, 266.102, 266.103, 266.104, 266.105, 266.106, 266.110, 266.111, 266.112, 266.113, 266.114, 266.115, 266.118, 266.201, 266.202, 266.203, 266.204, 266.205, 266.206, 266.2095, 266.301, 266.302, 266.303, 266.304, 266.305, 266.309, 266.401, 266.402, 266.403, 266.404, 266.405, 266.406, 266.408, 266.409, 266.411, F.S., relating to certain historic preservation boards of trustees, notwithstanding its repeal scheduled for October 1, 1990; providing that ss. 266.001, 266.01, 266.02, 266.03, 266.04, 266.05, 266.06, 266.07, 266.08, 266.101, 266.103, 266.104, 266.105, 266.106, 266.108, 266.109, 266.110, 266.111, 266.112, 266.113, 266.114, 266.115, 266.118, 266.201, 266.202, 266.203, 266.204, 266.205, 266.206, 266.208, 266.2095, 266.301, 266.302, 266.303, 266.304, 266.305, 266.306, 266.309, 266.401, 266.402, 266.403, 266.404, 266.405, 266.406, 266.409, 266.411,

F.S., are repealed October 1, 2000, and must be reviewed by the Legislature prior to that date pursuant to s. 11.611, F.S., October 1, 2000, and providing for the legislative review in advance of that date, pursuant to s. 11.611, F.S., the Sundown Act; providing an effective date.

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

By the Committee on Governmental Operations—

SB 2972—A bill to be entitled An act relating to public printing; amending s. 283.30, F.S.; revising definitions relating thereto; amending s. 283.31, F.S.; requiring agency internal printing committee review of publications costing in excess of the threshold amount specified for Category Two printing; amending s. 283.315, F.S.; requiring a statement of cost and purpose within publications costing in excess of that amount; amending s. 283.32, F.S.; requiring recycled paper to be procured in accordance with specified provisions of law; amending s. 283.33, F.S.; requiring external agency printing in excess of the threshold amount specified for Category Two printing to be let upon competitive bid; allowing agencies to provide contractors with printing materials; amending s. 283.34, F.S.; prohibiting state officers from having interests in printing contracts; amending s. 283.35, F.S.; requiring executive agencies to give preference to in-state bidders in the awarding of printing contracts; repealing that requirement with respect to legislative and judicial agencies; amending s. 283.36, F.S.; eliminating the class A classification of printing; redesignating class B and class C printing as class I and class II printing, respectively; repealing ss. 283.37, 283.38, 283.39, 283.40, 283.41, F.S., relating to notice requirements when calling for bids on class A printing, contracts for class A printing, printing of legislative rule books, terms of class A printing contracts, required statements under oath on class A printing, and penalties for false statements on such printing; amending s. 283.42, F.S., requiring bids on class I printing; repealing s. 283.43, F.S., relating to public information printing services; transferring, renumbering, and amending s. 283.422, F.S., as s. 626.222, F.S., relating to printing of tests for licensing of insurance agents, solicitors, and adjusters; referencing inclusion in the Florida Insurance Code; amending s. 283.425, F.S.; requiring agencies to notify contractors of nonacceptance of printing within 10 working days after receipt of the materials; transferring, renumbering, and amending s. 283.44, F.S., as s. 15.071, F.S.; deleting provisions relating to the duties of the Joint Legislative Management Committee with respect to the printing and sale of session laws; transferring and renumbering s. 283.50, F.S., relating to designation of college law libraries as state legal depositories, as s. 257.091, F.S.; amending s. 283.51, F.S., relating to furnishing the U.S. Library of Congress with copies of state publications; deleting references to legislative journals and an obsolete reference to volumes of the Supreme Court Reports; transferring, renumbering, and amending s. 283.52, F.S., as s. 11.1487, F.S., relating to the distribution of session laws; deleting obsolete provisions; transferring, renumbering, and amending s. 283.53, F.S., as s. 240.518, F.S., relating to authority of specified law school publications to engage in certain activities with respect thereto; updating references to publications; authorizing certain activities of the University of Florida Journal of Law and Public Policy; amending s. 283.55, F.S.; requiring agencies to purge publications mailing lists by April 1 of each odd-numbered year; amending s. 11.147, F.S., relating to the Joint Legislative Management Committee, conforming cross-references to changes by the act; amending s. 11.148, F.S., relating to functions of the committee; conforming a cross-reference to changes by the act; creating s. 11.1483, F.S.; providing duties of the committee with respect to legislative printing; creating s. 11.1486, F.S.; providing duties of the committee with respect to printing legislative journals and session laws; amending s. 287.102, F.S.; redesignating class B printing as class I printing; amending s. 287.012, F.S.; designating class I printing and class II printing as commodities for the purposes of part I of ch. 287, F.S.; authorizing agencies to contract with private vendors to produce certain publications at no cost in exchange for the right to sell advertisements; providing required statement; repealing s. 6 of ch. 83-252, Laws of Florida, as amended by s. 4 of ch. 88-32, Laws of Florida, relating to the scheduled repeal of specified sections of chs. 283 and 287, F.S., effective October 1, 1990; providing an effective date.

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

By Senators Peterson and Stuart—

SB 2974—A bill to be entitled An act relating to ad valorem taxation; providing for the classification and assessment of certain lands in the counties of Citrus, Hernando, Highlands, Lake, Marion, Orange, Osceola,

Pasco, Polk, Seminole, and Sumter as high-water-recharge lands for a period of 5 years; providing definitions; providing a procedure for annual application for classification of land as high-water-recharge land; providing for the maximum rate of assessment of such lands; providing for review of the act during the 1995 regular session; providing an effective date.

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

By the Committee on Governmental Operations—

SB 2976—A bill to be entitled An act relating to periodic legislative review of regulatory functions and advisory bodies, commissions, and boards of trustees adjunct to executive agencies; repealing the following regulatory laws and providing for review of such laws pursuant to s. 11.61, F.S., the Regulatory Sunset Act, in advance of their respective repeal dates: s. 240.4075(6), F.S., relating to the additional annual fee for a nursing license for the Nursing Student Loan Forgiveness Trust Fund; s. 367.0816, F.S., relating to recovery of expenses of water or wastewater utility rate cases; s. 393.17, F.S., relating to certification of behavioral analysts; ss. 394.4787(4), 394.4788(2), (3), F.S., relating to duties of the Health Care Cost Containment Board related to hospital reimbursement rates for mental health services provided to indigent patients; ss. 395.01465, 395.0175, 395.037, 395.038, 395.103, F.S., relating to emergency care hospitals, investigation of complaints against hospitals, rule-making authority of the Department of Health and Rehabilitative Services pertaining to hospital regulation, regional poison control centers, and rural hospital impact statements; s. 400.442, F.S., relating to pharmacy and dietary services in adult congregate living facilities; ss. 401.425, 401.445, F.S., relating to emergency medical services quality assurance and emergency examination and treatment of incapacitated persons by emergency medical technicians, paramedics, or physicians; s. 402.28, F.S., relating to regulation of child care facilities and family day care homes providing care to high-risk and handicapped preschool children; s. 402.48, F.S., relating to regulation of health care services pools; ch. 419, F.S., relating to regulation of community residential homes; ss. 489.114, 489.510, F.S., relating to evidence of workers' compensation coverage by persons and entities engaged in construction contracting or electrical and alarm system contracting; s. 494.036, F.S., relating to issuance of certification to mortgage brokerage businesses; ch. 538, F.S., relating to the regulation of secondhand dealers and secondhand metals recyclers; ss. 627.0645, 627.4143, 627.482, 627.6746, F.S., relating to annual filings of insurance rating organizations, private passenger or basic homeowner's policy coverages, interest payable on cash surrender of insurance policies, and compliance of Medicare Supplement policies with the Omnibus Budget Reconciliation Act of 1987; ss. 631.154, 631.155, F.S., relating to property or funds in possession of third persons and unearned commissions and premiums in insurer insolvency cases; s. 655.51, F.S., relating to provision of employment information to financial institutions; s. 663.319, F.S., relating to the exemption of rules regulating regional development banks from economic-impact-statement requirements; s. 3, ch. 89-541, Laws of Florida, relating to the Physician Training Trust Fund; repealing the following laws relating to bodies adjunct to executive agencies and providing for review of such laws pursuant to s. 11.611, F.S., the Sundown Act, in advance of their dates of repeal: s. 20.23(2)(h), (i), F.S., relating to the Florida Transportation Commission; s. 230.2309(3), F.S., relating to the advisory committee for the District School Site Restructuring Incentives Program; ss. 233.0663(2), (4), (5), (6), (7), 233.0664, F.S., relating to the Drug Abuse Resistance Education Program and its board of directors; ss. 233.642, 233.643, F.S., relating to the K through 12 Mathematics, Science, and Computer Education Quality Improvement Advisory Council; s. 233.65(2), (3), (4), (6), F.S., relating to the Council on Residential Mathematics and Science Honors High Schools; s. 320.08065, F.S., relating to communities trust license plates; part III, ch. 380, F.S., relating to the Florida Communities Trust; ss. 380.31, 380.32, 380.33, F.S., relating to the Coastal Resources Interagency Management Committee; s. 402.45(6), F.S., relating to the jurisdiction of the State Coordinating Council for Early Childhood Services over the community resource mother or father program; s. 420.5087(6)(c), (f), F.S., relating to the review committee of the State Apartment Incentive Loan Program; s. 633.445(5), (6), (7), (9), (10), (11), F.S., relating to the State Fire Marshal Scholarship Grant Fund Council; amending s. 215.475, F.S., relating to the Florida Retirement System Total Fund Investment Plan; subdividing the section into subsections; repealing new subsection (2), relating to the duties assigned to the Investment Advisory Council with respect to the plan, and providing for review of said subsection pursuant to the Sundown Act, s. 11.611, F.S., in advance of repeal; amending s. 288.063, F.S.,

relating to contracts for transportation projects; reorganizing the section; repealing new subsection (5), relating to the duties assigned to a committee to consider factors in selecting transportation projects for funding; providing for review of said subsection pursuant to the Sundown Act, s. 11.611, F.S., in advance of repeal; providing for review of pt. II, ch. 331, F.S., the Spaceport Florida Authority Act, by the Legislature; repealing s. 61, ch. 89-300, Laws of Florida, a provision that provides for repeal of the Spaceport Florida Authority Act and for review of that act under s. 11.61, F.S., the Regulatory Sunset Act; repealing s. 943.0572, F.S., relating to the advisory group to develop a youth gang data base; amending s. 13, ch. 89-70, Laws of Florida; advancing the repeal date for ch. 490, F.S.; amending s. 39, ch. 89-175, Laws of Florida, relating to the review of the Advisory Council on Environmental Education and the Interagency Coordinating Committee for Environmental Education under s. 11.611, F.S., the Sundown Act, to eliminate review under that act and to provide for repeal and review of such provisions outside the provisions of that act; providing an effective date.

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

By Senator Grant—

SB 2978—A bill to be entitled An act relating to irrigation contracting; providing definitions; requiring the Department of Environmental Regulation to adopt rules regulating irrigation contracting; authorizing the department to delegate its authority to administer the regulation of irrigation contracting to water management districts, the Department of Health and Rehabilitative Services, and local governmental bodies; requiring the department to delegate to such entities the administration of a provision relating to the issuance of permits for irrigation systems within areas that are contaminated; providing for assessment of fees for such permits; requiring irrigation contractors to obtain the permission of the department prior to conducting irrigation contracting within certain geographical areas; requiring an irrigation contractor to notify the department of any irrigation contracting to be conducted in the state; authorizing the department to inspect irrigation systems; prohibiting the use of an irrigation system that is not in compliance with the rules of the department; requiring a person to obtain a license from the department in order to conduct business as an irrigation contractor; specifying qualifications for a license; requiring licensure examinations; requiring an irrigation contractor to display his license number on equipment he uses; providing for biennial renewal of licenses; providing for inactive status of licenses; authorizing the department to exempt an irrigation contractor from the requirements of the act, under certain circumstances; specifying licensing fees; specifying disciplinary guidelines for the department to regulate irrigation contracting; providing procedures for enforcing rules regulating irrigation contracting; specifying criminal penalties for certain unlawful acts relating to irrigation contracting; providing an effective date.

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

By Senator Peterson—

SB 2980—A bill to be entitled An act relating to the gross receipts tax; amending s. 203.01, F.S.; imposing the gross receipts tax on utility services; providing certain exclusions; providing penalties with respect to gross receipts taxes; amending s. 203.012, F.S.; deleting an exclusion for cable service; creating s. 203.64, F.S.; providing a credit for gross receipts taxes imposed by other states; providing an effective date.

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

By Senator Weinstein—

SB 2982—A bill to be entitled An act relating to Medicare supplement insurance coverage; amending s. 627.673, F.S.; providing clarifying language; amending s. 627.6736, F.S.; providing clarifying language; creating s. 627.6737, F.S.; requiring reporting of multiple policies or certificates; amending s. 627.674, F.S.; revising minimum standards applicable to Medicare supplement policies; creating s. 627.6741, F.S.; providing requirements for the cancellation, nonrenewal, and replacement of Medicare supplement policies and certificates; creating s. 627.6742, F.S.; specifying requirements for compensation provided for the sale or renewal of policies or certificates; creating s. 627.6743, F.S.; providing standards for the marketing of Medicare supplement insurance coverage; creating s.

627.6744, F.S.; specifying an agent's responsibility in recommending purchase or replacement of a policy; prohibiting the sale of certain Medicare supplement coverage; providing an effective date.

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

By Senators Deratany and Langley—

SB 2984—A bill to be entitled An act relating to fuel taxes; creating ss. 206.101, 206.102, F.S.; consolidating state taxes on motor fuel and local option taxes on motor fuel; providing for collection, enforcement, and administration of such taxes; providing collection allowances; renumbering and amending ss. 206.23, 206.02, 206.021, 206.404, 206.055, 206.026, 206.027, 206.028, 206.03, 206.04, 206.05, 206.065, 206.43, 206.09, 206.095, 206.10, 206.48, 206.485, 206.62, 206.42, 206.41, 206.425, 212.67, 206.11, 206.44, 206.426, 206.56, 206.14, 206.18, 206.06, 206.07, 206.075, 206.19, 206.21, 206.215, 206.24, 206.27, 206.59, 206.406, 206.45, 206.47, 206.60, 206.605, 212.69, 206.89, 206.90, 206.91, 206.87, 206.877, 206.875, 206.879, 206.97, F.S.; creating s. 206.703, F.S.; amending ss. 206.01, 206.9915, 206.9825, 206.9845, 206.9931, 206.9942, 207.003, 207.005, 212.05, 212.08, 336.021, 336.025, 336.026, F.S.; consolidating and reorganizing provisions of chapters 206, 212, 336, F.S., relating to the taxation of motor fuel; providing for the return of certain taxes paid by a school district to such school district; providing for a tax on special fuel; providing for the deposit of such tax into the Local Government Special Fuel Tax Trust Fund for distribution to counties and municipalities; revising certain tax exemptions relating to special fuels; providing for retroactivity of such exemption; revising certain cross-references; revising certain definitions; creating s. 206.178, F.S.; authorizing certain importers and jobbers to self-accrue and remit taxes under certain circumstances; providing an exemption from paying certain taxes; renumbering ss. 206.022, 206.025, 206.12, 206.15, 206.16, 206.17, 206.175, 206.20, 206.204, 206.205, 206.22, 206.28, 206.405, 206.445, 206.46, 206.61, 206.85, 206.86, 206.88, 206.92, 206.96, F.S.; amending ss. 163.3184, 207.023, 207.026, 212.235, 215.22, 218.21, 336.024, 376.301, 849.092, F.S.; correcting cross-references; including the Local Government Special Fuel Tax Trust Fund in a list of funds assessed a service charge for deposit in the General Revenue Fund; repealing ss. 206.08, 206.25, 206.435, 206.49, 206.625, 206.63, 206.64, 206.93, 206.94, 206.945, 212.60, 212.61, 212.62, 212.6201, 212.63, 212.635, 212.64, 212.65, 212.655, 212.66, F.S., relating to the motor fuel tax and the sales tax on motor fuel and special fuel; providing for a tax on certain special fuel inventory; providing an effective date.

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

By Senator Brown—

SB 2986—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.0121, F.S.; providing additional performances of greyhound operation in Volusia County; directing the Florida Pari-mutuel Commission to annually award such additional operating days; providing an effective date.

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

By Senator Girardeau—

SB 2988—A bill to be entitled An act for the relief of Charles Vaughn; providing an appropriation to compensate for expenses for total parenteral nutrition incurred as a result of Crohn's disease; providing an effective date.

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

By Senator Stuart—

SB 2990—A bill to be entitled An act relating to the cleanup of hazardous wastes; creating the "Hazardous Wastes Cleanup Act"; providing legislative intent; providing a purpose; providing definitions; imposing an excise tax on hazardous materials; creating the Florida Hazardous Wastes Cleanup Trust Fund; providing for administration of the trust fund and for deposits to the fund; providing uses of the trust fund; providing for application procedures and eligibility to receive moneys from the trust fund; requiring local matching funds; limiting the amount an applicant may receive; providing for site selection and cleanup criteria; providing for cost monitoring; providing a duty to seek recovery and reimbursement; providing for investing moneys from the trust fund; providing an exemption from penalties in certain circumstances; providing an effective date.

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

By Senator Gordon—

SB 2992—A bill to be entitled An act relating to housing; creating the Home Ownership Savings Trust Fund to be administered by the Division of Bond Finance of the Department of General Services; providing that a person who does not own a home may make monthly payments to the division for deposit into the trust fund as a means of saving for making a downpayment on a first home; requiring the division to reserve a portion of bonds pledging the full faith and credit of the state to be purchased with moneys from the trust fund; specifying the terms of such bonds; providing that the rate of interest of such bonds must be variable and equal to the rate of statewide average housing inflation or the rate of interest specified for state bonds by law, whichever is greater; authorizing investors to withdraw moneys from the trust fund prior to the maturity of bonds purchased with such moneys; specifying the rate of interest payable on moneys that are withdrawn early; providing an effective date.

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

By Senator Woodson-Howard—

SB 2994—A bill to be entitled An act relating to the storage and transport of potentially hazardous mineral acids; providing applicability; providing definitions; providing standards for storing such acids in aboveground tanks; allowing a local government to adopt more stringent standards; providing powers and duties of the Department of Environmental Regulation; providing for annual registration of tanks; providing for fees; providing for rules; requiring a containment and integrity plan for each facility; providing for an inspection and maintenance program; providing procedures and requirements to minimize risk of spills, releases, and discharges; providing for biennial review of plans; providing further requirements; providing for department audit; providing timeframes; providing alternative requirements; providing requirements for transporting such acids within this state; providing penalties; providing an effective date.

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

By Senators Davis and Weinstein—

SB 2996—A bill to be entitled An act relating to child care; amending s. 212.08, F.S.; providing for deposit of the proceeds from the sales tax on certain residential long distance telephone calls in the Child Care Trust Fund; amending s. 216.136, F.S.; providing additional duty of the Social Services Estimating Conference; creating s. 402.26, F.S.; providing legislative intent; creating s. 402.3015, F.S.; providing purpose of the subsidized child care program; providing for fees; providing for transitional child care; amending s. 402.302, F.S.; modifying definition of "family day care home"; amending s. 402.305, F.S.; revising and increasing minimum staff training requirements for child care personnel; providing for certain training for owner-operators of child care facilities; providing additional exemptions; providing for evaluation of requirements and procedures; providing firesafety standards for facilities operated in public schools and for certain before and after school child care programs; amending s. 402.310, F.S.; providing an additional administrative fine for violations that cause or could cause death or serious harm to a child in care; amending s. 402.313, F.S.; requiring licensure of certain family day care homes; authorizing certain voluntary licensure; creating s. 402.3135, F.S.; providing for a subsidized child care case management program for certain children and their families; providing duties and responsibilities; providing for program evaluation; creating s. 402.3145, F.S.; providing for a subsidized child care transportation program for certain children; providing requirements; providing for rules; creating s. 409.146, F.S.; directing the Department of Health and Rehabilitative Services to establish a children, youth, and families client and management information system; providing system requirements; providing duties of the department; requiring quarterly and annual reports; providing for staff training; providing timeframes; amending s. 409.178, F.S.; modifying limitations on grants to employers participating in the Child Care Partnership Act; providing priority considerations; providing for biennial reports; amending s. 427.011, F.S.; including certain children in the definition of "transportation disadvantaged"; reenacting ss. 402.3055(5)(a), 402.311, 402.312(3), 402.3125(5)(b), F.S., to incorporate the amendment to s. 402.310, F.S., in references thereto; providing for review and repeal; providing an effective date.

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

SR 2998 was introduced out of order and adopted April 17.

By Senator Stuart—

SB 3000—A bill to be entitled An act relating to hate crimes; amending s. 775.085, F.S.; revising elements of the offense to provide for enhanced penalties when the commission of a criminal offense manifests prejudice, bigotry, or bias against any definable and identifiable segment of the population; amending s. 877.19, F.S., the "Hate Crimes Reporting Act," to conform; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Stuart—

SB 3002—A bill to be entitled An act relating to durable power of attorney; creating the Florida Durable Power of Attorney Act; creating s. 709.20, F.S.; providing a short title; creating s. 709.21, F.S.; providing legislative intent; creating s. 709.22, F.S.; providing definitions; creating s. 709.23, F.S.; providing scope of a durable power of attorney; creating s. 709.24, F.S.; providing form; providing for recordation; creating s. 709.25, F.S.; providing for revocation of a durable power of attorney; creating s. 709.26, F.S.; providing for designation of health care surrogates; creating s. 709.27, F.S.; providing for alternate attorneys in fact and health care surrogates; creating s. 709.28, F.S.; providing for petitions for determination in equity; creating s. 709.29, F.S.; providing relationship of attorney in fact to a guardian; creating s. 709.30, F.S.; prescribing effect of act on previously executed durable powers of attorney; creating s. 709.31, F.S.; prohibiting a health care provider from requiring the execution of a durable power of attorney as a condition of treatment of a principal; amending s. 744.345, F.S.; requiring that letter of guardianship state whether the guardian is authorized to grant a durable power of attorney; creating s. 744.3115, F.S.; prescribing responsibilities of the court; repealing s. 709.08, F.S., relating to durable family power of attorney; providing an effective date.

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

By Senator Bruner—

SB 3004—A bill to be entitled An act relating to oyster harvesting; amending s. 370.06, F.S.; requiring a person to obtain a St. Andrews Bay oyster harvesting license from the Department of Natural Resources in order to harvest oysters from St. Andrews Bay; providing exceptions; providing prerequisites to receiving a license; prescribing license fees; creating a trust fund for deposit of such fees; providing for use of moneys in the trust fund for specified purposes; providing penalties; providing an effective date.

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

By Senator Johnson—

SB 3006—A bill to be entitled An act relating to education; creating the Florida instructional technology challenge grant program to grant moneys to the school districts to purchase instructional devices; providing that the school districts must match such moneys; providing for the training of teachers to use such technology; providing a procedure for applying for a grant; creating a grant application review panel to recommend applications for approval; providing for a clearinghouse to review the development of such technology; requiring the Commissioner of Education to file an annual report to the Legislature relating to the effectiveness of the program; amending s. 230.2312, F.S.; providing that a student may not be retained in a grade he completed until after third grade; amending s. 229.57, F.S.; requiring the commissioner to create a plan to test student progress in fourth, eighth, and twelfth grades in English, math, science, history, and geography; providing for the future implementation of the plan and the future repeal of the current testing plan; amending s. 229.575, F.S.; revising provisions relating to the commissioner's annual report on the status of the state system of education; providing that such report must be filed with the Governor and the State Board of Education by a specified date each year; requiring the State Board of Education and the Department of Health and Rehabilitative Services to jointly establish full-service schools to serve students from schools that have a high population of students in need of medical and social services; requiring each local private industry council created pursuant to the Job Training Partnership Act to provide awards to participants in the program upon maintaining unsubsidized employment for a specified period of time and to children of participants upon each successful completion of a semester of school; creating the Small School Task Force consisting

of members appointed by the Governor to conduct research to determine the optimum public school size; requiring the task force to report its finding to the Governor, the Legislature, and the State Board of Education; providing for the abolition of the task force; providing an effective date.

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

SCR 3008 was introduced out of order and adopted April 17.

By Senator Malchon—

SB 3010—A bill to be entitled An act relating to the Medicaid program, repealing ss. 409.266, 409.2662, 409.2663, 409.2664, 409.267, 409.2671, 409.268, F.S.; revising provisions relating to the state Medicaid program; designating the Department of Health and Rehabilitative Services as the single state agency for administration of the Medicaid program; specifying those persons who may be eligible for the Medicaid program; enumerating those federally mandated and optional services covered by the Medicaid program; establishing the requirements for contracts for those persons qualifying to provide Medicaid services and specifying civil and criminal penalties for filing false or incorrect information; establishing reimbursement standards for payment under the Medicaid program; authorizing cost-effective purchasing of care, including contracts with prepaid group practices and establishment of waiver programs; setting forth criteria for oversight of goods and services to protect the integrity of the Medicaid program and providing authority to take appropriate action; authorizing agreements between the department and other entities to further health insurance coverage for citizens of this state; requiring county contributions on behalf of certain persons covered by the Medicaid program, including the establishment of limits thereon and methods for collection; requiring Medicaid payment to be considered payment of last resort and establishing criteria for recovery of payments or avoidance of liability; authorizing the Auditor General to conduct a statewide program of Medicaid fraud control and establishing standards and criminal penalties; providing for the Public Medical Assistance Trust Fund; amending s. 110.123, F.S., relating to the state group insurance program; s. 154.011, F.S., relating to primary care services; s. 394.4787, F.S., relating to definitions applicable to provision of acute care mental health services; s. 395.01465, F.S., relating to emergency care hospitals; s. 400.126, F.S., relating to receivership of nursing home facilities; s. 400.18, F.S., relating to closing of nursing facilities; s. 400.332, F.S., relating to certain funds received by a nursing home for participation in the geriatric outpatient nurse clinic program; s. 407.51, F.S., relating to hospital budgets; s. 409.2673, F.S., relating to the shared county and state health care program for low-income persons; s. 409.345, F.S., relating to public assistance payments as debt of the recipient; s. 409.701, F.S., the Florida Small Business Health Access Corporation Act; s. 410.036, F.S., relating to eligibility for home care for disabled adults and the elderly; s. 624.424, F.S., relating to statements and records of insurers; s. 627.736, F.S., relating to personal injury protection benefits; s. 631.813, F.S., relating to application of the Florida Health Maintenance Organization Consumer Assistance Plan; s. 641.261, F.S., relating to reporting requirements of health maintenance organizations; s. 641.31, F.S., relating to health maintenance contracts; s. 641.411, F.S., relating to reporting requirements of prepaid health clinics; s. 768.73, F.S., relating to punitive damages; s. 895.02, F.S., relating to definitions under the Florida RICO (Racketeer Influenced and Corrupt Organization) Act; conforming cross-references in said sections to changes by this act or deleting from said sections cross-references made obsolete by this act; providing an effective date.

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

By Senator Bankhead—

SB 3012—A bill to be entitled An act relating to the juvenile justice system; revising, reorganizing, and combining chapters 39, 959, F.S.; amending s. 39.002, F.S.; providing legislative purpose for the juvenile justice system; amending s. 39.01, F.S.; revising definitions; amending s. 39.012, F.S.; revising standards for rules for implementation; revising pt. II of ch. 39, F.S.; creating ss. 39.021-39.079, F.S.; providing for administering the delinquency system; providing for jurisdiction; providing for juvenile justice training academies; creating the Juvenile Justice Standards and Training Council; providing responsibilities of the council; creating the Juvenile Justice Training Trust Fund; providing a community arbitration program; providing requirements for community arbitrators; providing procedures for initiating cases for arbitration; providing for arbitration hearings; providing for disposition of cases following community arbitration; providing for review of community arbitration; providing

for funding community arbitration; providing criteria for taking a child into custody; providing for release or delivery of a child from custody; providing for fingerprinting and photographing a child taken into custody; providing for a child's right to counsel; providing authorized and prohibited uses of detention; providing detention criteria; providing for oaths, records, and confidential information; providing for medical, psychiatric, psychological, substance abuse, and educational examination and treatment; providing intake procedures; providing requirements for reports and recommendations; providing for delinquency petitions and procedure, including process and service; providing that an answer is not required to a petition alleging delinquency; providing for adjudicatory, waiver, and disposition hearings; providing for placement determinations for serious or habitual juvenile offenders; providing for adjudication; providing powers of disposition; providing for early delinquency intervention programs; providing early delinquency intervention program criteria; providing for a boot camp educational and work program for children; creating the serious or habitual juvenile offender program and providing criteria and procedure; providing for assessment, treatment, and records thereof; providing for treatment facilities; providing for community control or commitment of children prosecuted as adults and providing criteria and procedure; providing penalties for escapes from secure detention or residential commitment facilities; providing for transfer of children from the Department of Corrections to the Department of Health and Rehabilitative Services; providing for transfer of children to other treatment services; providing for detention of furloughed child or escapees on authority of the department; providing for contracts for the transfer of Florida children under federal custody; providing for an exceptional child educational program; providing for furlough of a child and for furlough revocation; providing for appeal; providing additional grounds for appeal by the state and the time for taking such appeal; providing for orders or decisions when state appeals; providing for court and witness fees; authorizing consultants for the department; authorizing departmental contracting powers; providing standards for department personnel and providing department personnel screening standards; providing the form of commitment with a certified copy of the charge attached; providing for sheriffs to maintain information on juvenile offenders; amending ss. 27.02, 39.402, 39.411, 39.412, 39.444, 230.335, 282.502, 318.21, 402.22, 415.107, 415.51, 943.058, 953.21, F.S.; conforming cross-references; reenacting s. 958.04(1)(a), F.S., relating to disposition of youthful offenders to incorporate amendments to ch. 39, F.S., in references thereto; repealing ss. 39.02, 39.03, 39.031, 39.032, 39.0321, 39.04, 39.05, 39.06, 39.07, 39.071, 39.08, 39.09, 39.10, 39.11, 39.1105, 39.111, 39.112, 39.113, 39.115, 39.117, 39.12, 39.13, 39.14, 39.145, 39.146, 39.19, 39.33, 39.331, 39.332, 39.333, 39.334, 39.335, 39.336, 39.337, 416.01, 416.02, 416.03, 416.04, 416.05, 416.06, 416.07, 416.08, 959.001, 959.011, 959.021, 959.022, 959.05, 959.06, 959.10, 959.116, 959.12, 959.13, 959.15, 959.156, 959.185, 959.19, 959.20, 959.21, 959.22, 959.225, 959.23, 959.24, 959.25, 959.28, 959.29, 959.31, F.S., relating to jurisdiction, taking a child into custody, detention, fingerprinting and photographing, use of secure detention, intake, petition, process and service, no answer required, right to counsel, medical, psychiatric, psychological, and educational examination and treatment, hearings, adjudication, powers of disposition, legislative intent, community control or commitment of children prosecuted as adults, escapes from a juvenile facility, juvenile boot camp, serious habitual juvenile offender program, information systems, oaths, records, and confidential information, contempt, appeal, additional grounds for appeal by the state, order or decision when state appeals, court and witness fees, purpose, community arbitration program, community juvenile arbitrators, procedure for initiating cases for arbitration, arbitration hearings, disposition of cases, review, funding, detention homes, counties maintaining no detention homes, circuit judge may parole, literary and industrial training, certain counties maintaining homes, board of trustees, county commissioners authorized to acquire land for home, appointment of employees, county board of visitors, definitions, administration, authority of department, regulations, annual report, state-operated detention, consultants, departmental contracting powers, discipline at department facilities, security units, transfer of minors from the Department of Corrections to the Department of Health and Rehabilitative Services, term of commitment, transfer to mental health and retardation services, detention of furloughed person or escapee on authority of the department, furlough revocation hearing, service of process, contracts for the transfer of Florida juveniles under federal custody, form of commitment, certified copy of charge to be attached to the commitment, case history of each child committed, records and privileged information, duty of juvenile detention inspectors, county and state detention facilities, exceptional child educational program, field services, juvenile justice training academies, Juvenile Justice Standards and Training Council, Juvenile Justice Training

Trust Fund, and delinquency prevention; providing for a juvenile civil citation process for children who commit nonserious delinquent acts; providing an appropriation; providing an effective date.

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

By Senator W.D. Childers—

SB 3014—A bill to be entitled An act relating to utility companies; prescribing restrictions on advertising by certain public utilities which have been convicted of felonies; providing a penalty; providing an effective date.

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

By Senator W.D. Childers—

SB 3016—A bill to be entitled An act relating to utility companies; prohibiting certain utility companies which have been convicted of felonies from engaging in a nonutility business or enterprise for a specified period; providing a penalty; providing an effective date.

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

By Senator W.D. Childers—

SB 3018—A bill to be entitled An act relating to utility companies; prohibiting certain utility companies which have been convicted of felonies from engaging in a nonutility business or enterprise which competes with a private business engaged in the same nonutility business or enterprise for a specified period; providing a penalty; providing an effective date.

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

By Senator Stuart—

SB 3020—A bill to be entitled An act relating to medical expenses of persons in custody; amending s. 944.17, F.S.; providing for medical expenses of state prisoners; amending s. 948.06, F.S.; providing for medical expenses of probation violators; amending s. 947.22, F.S.; providing for medical expenses of parole violators; providing an effective date.

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

By Senator W.D. Childers—

SB 3022—A bill to be entitled An act relating to veterinary medicine; amending s. 474.207, F.S.; revising examination qualification requirements for certain licensure applicants from foreign countries; providing an effective date.

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

By Senator Grizzle—

SB 3024—A bill to be entitled An act relating to hospitals; amending s. 395.003, F.S.; requiring licensure of any specialty hospital that treats substance abuse patients as a specialty psychiatric hospital; providing an effective date.

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

By Senator Kiser—

SB 3026—A bill to be entitled An act relating to codification of the Laws of Florida; directing the Joint Legislative Management Committee to contract for a codification of the special and local laws and general laws of local application of the state which relate to special districts; providing for publication and distribution of the codification; providing an effective date.

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

By Senator Thomas—

SB 3028—A bill to be entitled An act relating to park designations; designating the park where Interstate Highway 10 crosses the Apalachicola River in Chattahoochee the "Edgar Warren Scarborough Park"; providing for erection of markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator W.D. Childers—

SB 3030—A bill to be entitled An act relating to utility companies; prohibiting certain public utilities which have been convicted of a felony from including any out-of-state electric generating plant in their regulated investment base for a specified period; providing an effective date.

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

By Senator Kirkpatrick—

SB 3032—A bill to be entitled An act relating to drug testing; providing that persons administering drug tests to certain offenders released from the state prison system are exempt from pt. I of ch. 483, F.S., relating to the regulation of clinical laboratories; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Thurman—

SB 3034—A bill to be entitled An act relating to citrus; amending ss. 581.192, 581.193, 601.282, F.S.; revising the excise taxes imposed on the sale and distribution of citrus nursery stock; revising the excise tax imposed on the sale of boxes of citrus fruit; revising the percentage of proceeds from excise taxes transferred to the Citrus Canker Eradication Trust Fund and the Citrus Canker Compensation Trust Fund; providing an effective date.

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

By Senator Thurman—

SB 3036—A bill to be entitled An act relating to the Parole Commission; amending ss. 947.04, 947.06, F.S.; requiring the commission to conduct its meetings in various locations in the state; providing an effective date.

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

By Senator Casas—

SB 3038—A bill to be entitled An act relating to sewage disposal sites; amending s. 381.273, F.S.; increasing evaluation, permitting, and inspection fees; providing an effective date.

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

By Senator Langley—

SB 3040—A bill to be entitled An act relating to pornography; amending s. 847.0125, F.S.; prohibiting certain retail establishments which rent or sell video cassettes or videotapes of certain motion pictures which are harmful to minors to knowingly exhibit such video cassettes or videotapes to minors; providing a penalty; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

By Senator Langley—

SB 3042—A bill to be entitled An act relating to damages; repealing s. 768.73, F.S., relating to a limitation on awards of punitive damages; providing an effective date.

—was referred to the Committee on Judiciary-Civil.

By Senator Girardeau—

SB 3044—A bill to be entitled An act relating to corporate income tax; amending s. 220.13, F.S.; including as additions to be added to taxable income to determine adjusted federal income certain deductions relating to advertising or promotional activities for alcoholic beverages, cigarettes, tobacco, or other tobacco products; creating s. 220.55, F.S.; providing for the deposit of a percentage of an apportioned amount based on such additions in the Alcohol Abuse Treatment, Intervention, and Prevention Trust Fund and the Florida Cancer Research and Treatment Trust Fund under certain conditions; creating the trust funds and providing for the uses thereof; providing duties of certain universities; providing an effective date.

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

By Senator Bankhead—

SB 3046—A bill to be entitled An act relating to biohazardous waste; amending s. 381.80, F.S.; providing legislative intent with respect to rules of the Department of Environmental Regulation and the Department of Health and Rehabilitative Services regulating packaging, handling, transportation, treatment, storage, and disposal of biohazardous waste; providing an effective date.

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

By Senator Diaz-Balart—

SB 3048—A bill to be entitled An act relating to license plates; creating s. 320.08067, F.S.; providing for the issuance of Jose Marti license plates for a specified period; requiring an annual use fee and specifying use thereof; providing for registration period and fees; providing for deposit of the fees in the Jose Marti Foundation Scholarship Fund; providing an effective date.

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

By Senator Diaz-Balart—

SB 3050—A bill to be entitled An act relating to tax credits; creating ss. 212.098 and 220.187, F.S.; providing for credits against the sales tax or corporate income tax for companies that establish a drug-free workplace program; providing limitations; providing for carryover of the credits; amending s. 220.02, F.S.; providing order of credits against the corporate income tax; providing responsibilities of the Department of Revenue; providing an effective date.

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

By Senator Bruner—

SB 3052—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091, F.S.; providing the administrator with standards of proof for disability retirement; amending s. 121.23, F.S.; limiting the review powers of the State Retirement Commission, requiring submission of medical evidence, providing a 21-day period for requesting a hearing; amending s. 121.35, F.S.; eliminating position eligibility appeals to the State Retirement Commission; providing an effective date.

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

By Senator Bruner—

SB 3054—A bill to be entitled An act relating to public retirement systems; amending s. 112.66, F.S.; providing that each retirement system or plan's written summary plan description shall be published biennially rather than annually; providing a timetable for printing; listing information which should be contained in each plan description; eliminating sex as a method for actuarially adjusting benefits; providing legislative intent; providing an effective date.

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

By Senator Bruner—

SB 3056—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.052, F.S.; revising contribution rates applicable to members of the Elected State Officers Class; amending s. 121.055, F.S.; revising contribution rates applicable to members of the Senior Management Class; amending s. 121.071, F.S.; revising contribution rates applicable to members of the Regular Class, Special Risk Class, and Special Risk Administrative Support Class; specifying legislative intent with respect to the contribution rates specified in the act; providing an effective date.

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

By Senator Bruner—

SB 3058—A bill to be entitled An act relating to the Florida Retirement System; creating s. 121.136, F.S.; providing that the Department of

Administration shall provide members an annual statement of benefits; providing an effective date.

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

By Senators Jennings and Brown—

SB 3060—A bill to be entitled An act relating to insurance; amending s. 627.215, F.S.; extending the period for calculation of excess profits for commercial property and casualty insurance; including the cost of reinsurance within expenses in certain circumstances; providing retroactivity; providing an effective date.

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

By Senator Forman—

SB 3062—A bill to be entitled An act relating to local occupational licenses; creating s. 205.045, F.S.; authorizing counties and municipalities to impose conditions upon issuance of such licenses; providing that such conditions may include a requirement that the applicant provide certain information regarding disposal of solid, special, and biohazardous wastes; providing an effective date.

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

By Senator Davis—

SB 3064—A bill to be entitled An act relating to the right of eminent domain to counties; amending s. 127.01, F.S.; providing that in eminent domain proceedings a county's burden of showing reasonable necessity for parks, playgrounds, recreational centers, or other types of recreational purposes shall be the same as the burden in other types of eminent domain proceedings; providing an effective date.

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

By Senator Forman—

SB 3066—A bill to be entitled An act relating to weapons and firearms; creating s. 790.222, F.S.; providing legislative findings and intent to prohibit unlawful possession of assault weapons; providing definitions; providing criminal penalties; providing an effective date.

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

By Senator Stuart—

SB 3068—A bill to be entitled An act relating to taxation; amending ss. 403.718 and 403.7185, F.S.; providing that the fees on the retail sale of motor vehicle tires and lead-acid batteries are not subject to taxes imposed under part I of chapter 212; providing that such fees shall be stated separately on the invoice or other sales document; providing an effective date.

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

By Senator Diaz-Balart—

SB 3070—A bill to be entitled An act relating to weapons and firearms; amending s. 790.161, F.S.; adding the offense of making, possessing, throwing, placing, projecting, or discharging any destructive device, or the attempted offense, without intent to do harm or damage, and providing felony penalties; providing an effective date.

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

By Senator Kiser—

SB 3072—A bill to be entitled An act relating to Pinellas County; providing for the relief of Paul Mitchell, surviving husband of Wilhelmina Mitchell, and for the relief of Mrs. Mitchell's surviving children, Gerry Cave and Belinda Sue Cave; directing the Board of County Commissioners of Pinellas County to pay the balance of a judgment rendered in favor of Paul Mitchell, as personal representative of Mrs. Mitchell's estate, out of funds of the office of the sheriff; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Brown—

SB 3074—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.0121, F.S.; providing additional performances of greyhound operation in Volusia County; directing the Florida Pari-mutuel Commission to annually award such additional operating days; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Thomas and Walker—

SB 3076—A bill to be entitled An act relating to the City of Tallahassee; amending chapter 8374, Laws of Florida, 1919, as amended; repealing s. 2 of chapter 24910, Laws of Florida, 1947; repealing the exclusive right of the city to provide electric service within its corporate limits and a zone three miles wide; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Johnson—

SB 3078—A bill to be entitled An act relating to the Sarasota-Manatee Airport Authority; supplementing the authority of the airport authority granted under chapter 77-651, Laws of Florida, as amended; providing definitions; providing for the regulation of traffic, parking, and security on the airport grounds; making certain county and municipal ordinances applicable thereto and making provisions of chapters 316 and 318, F.S., applicable thereto; authorizing the airport authority to employ police and parking enforcement specialists; providing for their qualifications; defining the authority of airport authority police and parking enforcement specialists and authorizing the authority to adopt rules regarding the appointment, employment, and removal of airport police and parking enforcement specialists; providing an effective date.

Proof of publication of the required notice was attached.

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

SR 3080 was introduced out of order and adopted April 19.

By Senator Weinstock—

SR 3082—A resolution commending the efforts of the Jewish citizens of the State of Florida in rescuing Soviet brothers and sisters and in aiding in the resettlement of Soviet Jews.

—was referred to the Committee on Rules and Calendar.

By Senator Deratany—

SB 3084—A bill to be entitled An act relating to the City of Indian Harbour Beach, Brevard County; authorizing the city to levy and collect special assessments upon property in a limited and determinable area for special benefits conferred upon such property by navigational maintenance of canals abutting such property; providing for payment of all or any part of the costs of such navigational maintenance of canals out of the proceeds of such special assessments; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Grizzle and Margolis—

SR 3086—A resolution proclaiming May 18, 1990, as "Women in Military Service for America Day" in Florida.

—was referred to the Committee on Rules and Calendar.

By Senator Walker—

SR 3088—A resolution honoring B. Calvin Jones for his discoveries and excavations of early Spanish period historical sites, particularly his discovery and identification of the 1539-1540 winter campsite of Hernando de Soto.

—was referred to the Committee on Rules and Calendar.

SR 3090 was introduced out of order and adopted April 24.

By Senator Kirkpatrick—

SB 3092—A bill to be entitled An act relating to Alachua County; creating the Alachua County Criminal Justice Assessment Center at Santa Fe Community College; setting forth the purpose, powers, duties, structure, and organization of the center; providing that the center shall establish and undertake standardized screening, testing, examination, and investigation of applicants for law enforcement and corrections positions within criminal justice agencies in Alachua County; providing for funding of the center through the assessment of an additional court cost against every person convicted of a violation of a criminal statute, ordinance, or traffic offense in Alachua County; providing for additional funding of the center through user fees, donations, and grants; providing that activities of the center shall not generate state funding; providing for budgeting requirements; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Walker—

SB 3094—A bill to be entitled An act relating to Hillsborough County; providing for the relief of Irma Payne, to compensate her for injuries sustained during an operation at Tampa General Hospital; providing for payment by the Hillsborough County Hospital and Welfare Board; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Diaz-Balart, Souto and Casas—

SR 3096—A resolution designating May 1, 1990, as Horacio Aguirre Day in the State of Florida.

—was referred to the Committee on Rules and Calendar.

By Senator Dudley—

SB 3098—A bill to be entitled An act relating to Marco Island and Isles of Capri, Collier County; prohibiting the taking of saltwater fish, except by hook and line, handheld cast net, or use of five or fewer blue crab traps, from residential manmade saltwater canals located in specified areas of the county; providing a penalty; providing for a referendum; providing an effective date.

—was referred to the Committee on Rules and Calendar.

Numbers **3100** and **3102** have been reserved for appropriations bills.

By Senator Johnson—

SB 3104—A bill to be entitled An act relating to Englewood Water District in Charlotte and Sarasota counties; amending section 1 of chapter 59-931, Laws of Florida, as amended; enlarging the area of the Englewood Water District; providing for a referendum; amending section 35 of chapter 59-931, Laws of Florida, as created by section 3 of chapter 86-420, Laws of Florida; providing for the board of supervisors of the district to be subject to recall as provided in general law; deleting provisions authorizing removal of district supervisors pursuant to a petition and recall election; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Thomas and W.D. Childers—

SB 3106—A bill to be entitled An act relating to Santa Rosa Island; amending ss. 7.17, 7.55, F.S.; redefining the boundaries of Escambia and Santa Rosa Counties; providing that Navarre Beach shall be included in the boundary of Santa Rosa County; providing for Santa Rosa County to assume a portion of the liabilities of Escambia County; providing for the Santa Rosa County School District to educate certain children living in that portion of Santa Rosa Island in Escambia County; prohibiting the construction of a navigable waterway or channel on certain parts of Santa Rosa Island without approval of the county commissioners of both Escambia County and Santa Rosa County; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Walker—

SB 3108—A bill to be entitled An act relating to the Lake Shore Hospital Authority in Columbia County; amending section 9 of chapter 63-1247, Laws of Florida; deleting the limitation of 6 percent per annum on the interest rate for bonds issued by the authority; providing that such bonds shall bear interest at a rate not exceeding the maximum rate authorized by general law; amending section 1 of chapter 65-1414, Laws of Florida; providing for taxes levied by the authority to be for the purpose of providing health care for indigent residents of Columbia County; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

SR 3110 was introduced out of order and adopted April 24.

By Senator Brown—

SB 3112—A bill to be entitled An act relating to Volusia County; creating the "City of Deltona Charter"; providing legislative intent; establishing the City of Deltona; providing municipal powers; providing for election of a City Commission, and providing for membership, qualifications, terms, and powers and duties of its members, including the Mayor; providing for a Vice Mayor; providing for compensation and expenses; providing general powers; providing circumstances resulting in vacancy in office; providing grounds for forfeiture and suspension; providing for filling of vacancies; providing for meetings; providing for keeping of records; providing for adoption, recording, and distribution of technical codes; providing a limitation upon employment of Commissioners; prohibiting certain interference with City employees, which shall constitute malfeasance in office; establishing the fiscal year, providing for adoption of annual budget, and providing for increase, reduction, and transfer of appropriations; providing for appointment of City Manager and City Attorney; providing for removal, compensation, and filling of vacancies; providing qualifications and powers and duties; providing for nonpartisan elections and for matters relative thereto; providing for recall; providing a transitional schedule and procedures for first election; providing for creation and establishment of City; providing for first-year expenses; providing for adoption of transitional ordinances, resolutions, comprehensive plan, and land use regulations; providing for accelerated entitlement to state-shared revenues; providing for dissolution of the Deltona Fire District and for transfer of its assets and liabilities; providing for continuation of personnel and services; providing for continuation and dissolution of the Deltona Municipal Services District and for transfer of its assets and liabilities; providing for continuation and dissolution of Municipal Services and Taxing Unit; providing land descriptions of the City and its districts; providing for future amendment of the Charter; providing for standards of conduct in office; providing for severability; repealing chapter 69-1707, Laws of Florida, as amended, relating to the Deltona Fire District; providing for referendum approval; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Gardner—

SB 3114—A bill to be entitled An act relating to Brevard County; creating the Spaceport Research and Development Authority; establishing the purposes of the authority; providing for a board of directors to govern the authority; prescribing the duties and responsibilities of the board; providing a procedure for the appointment of the board; providing for liberal construction; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Margolis—

SR 3116—A resolution commending Harriet J. Horwitz for her accomplishments.

—was referred to the Committee on Rules and Calendar.

By Senator Johnson—

SB 3118—A bill to be entitled An act relating to the Sarasota County Public Hospital Board, Sarasota County; amending s. 1, ch. 26468, Laws of Florida, 1949, as amended; providing a minimum meeting attendance requirement for members of the board; providing that failure to fulfill

such requirement is neglect of duty; allowing the board to remove a member for neglect of duty and specifying procedures for such removal from office and for filling the resultant vacancy; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Bruner—

SB 3120—A bill to be entitled An act relating to Okaloosa County; creating the Fort Walton Beach Area Bridge Authority; authorizing the authority to plan, construct, operate, and maintain a bridge or bridges across the Choctawhatchee Bay or Santa Rosa Sound, or both, together with additions, improvements, connections, extensions, approaches, streets, roads, avenues of access, and transportation facilities appurtenant thereto; providing definitions; providing for membership of the authority and their qualifications and terms of office; providing for filling of vacancies in membership and for removal of members; prohibiting certain transactions as conflicts of interest; providing for officers of the authority; providing for meetings and specifying a quorum for action by the authority; prescribing powers of the authority, including the power of eminent domain; providing for travel expenses of authority members; providing for annual budgets of the authority; providing for notice of meetings of the authority; providing for issuance of revenue bonds and refunding bonds by the authority; providing for the negotiability of such bonds; providing covenants of the state to the bondholders and the Federal Government; providing for eligibility of bonds as legal investments and as security for public deposits; authorizing the authority to enter into a lease-purchase agreement with the Department of Transportation with respect to the bridge system or a portion thereof, under which agreement the department may covenant to pay for all or part of the operation and maintenance of the system from sources other than revenues derived from the system, under certain circumstances; directing the department to cooperate with the authority; providing for annual audits of the authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Higher Education and Senator Souto—

CS for SB 188—A bill to be entitled An act relating to science scholarship loans; creating a science scholarship loan program; providing for eligibility; establishing the Science Scholarship Loan Trust Fund; providing for loan repayment; providing procedures for private contributions; providing an effective date.

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

CS for SB 284—A bill to be entitled An act relating to electrical contracting; creating s. 489.539, F.S.; providing for certification as journeyman electricians of electricians who perform electrical work while employed and under the supervision of certified or registered electrical contractors; providing for application for certification to the Department of Professional Regulation; specifying certification criteria; authorizing the department to charge such electricians application and examination fees, certification fees, and renewal fees; exempting certified journeyman electricians from local licensing requirements except the payment of local license registration fees; providing for the denial, suspension, or revocation of such local registrations; requiring the Electrical Contractors' Licensing Board of the department to adopt rules regulating such electricians; providing an effective date.

By the Committee on Finance, Taxation and Claims; and Senators Dudley, Myers, Deratany and D. Childers—

CS for SJR 474—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution, relating to assessment of homestead property.

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

CS for SB 482—A bill to be entitled An act relating to real estate; amending s. 475.01, F.S.; defining the term "broker"; designating professional services; amending s. 475.04, F.S.; including certified appraisers

within a group which the Florida Real Estate Commission is required to educate; amending s. 475.045, F.S.; revising language with respect to removal from the Foundation Advisory Committee; amending s. 475.17, F.S.; revising language with respect to qualifications for practice as a real estate broker; amending s. 475.175, F.S.; requiring persons who wish to take the real estate examination to submit certain information; amending s. 475.25, F.S.; revising language regarding commission disputes; authorizing mediation for escrow disputes; amending s. 475.42, F.S.; revising language with respect to violations and penalties; authorizing liens where permitted by contractual agreement; amending s. 475.451, F.S.; including reference to certification as a real estate appraiser in the provision of law governing schools teaching real estate practice; amending s. 475.501, F.S.; revising language with respect to state-certified appraisers; creating s. 475.5015, F.S.; providing requirements with respect to brokerage business records; providing penalties; creating s. 475.5017, F.S.; providing injunctive relief; providing an effective date.

By the Committee on Agriculture and Senator Dudley—

CS for SB 530—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for sales to certain garden clubs; providing an effective date.

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

CS for SB 666—A bill to be entitled An act relating to chiropractic; amending s. 460.403, F.S.; redefining "peer review committee"; amending s. 460.407, F.S.; providing that an active license which is not renewed at the end of the biennium shall automatically expire; providing a grace period; creating s. 460.417, F.S.; providing treatment programs for impaired practitioners; providing penalties; providing limits on civil liability for disclosure of certain information; amending s. 455.26, F.S.; adding a licensed chiropractor to the Impaired Practitioners Committee; repealing s. 460.402(6), F.S., relating to an exception to the provisions relating to chiropractic for a student or recent unlicensed graduate practicing under a licensed chiropractic physician under certain circumstances; repealing s. 460.409, F.S., relating to inactive status licenses; providing for review and repeal; providing an effective date.

By the Committee on Commerce and Senator Johnson—

CS for SB 916—A bill to be entitled An act relating to financial institutions; amending s. 655.037, F.S.; authorizing the Department of Banking and Finance to serve a complaint for removal for violation of provisions relating to currency transaction reporting or money laundering; providing for emergency orders for suspension; amending s. 655.411, F.S.; providing a requirement for conversion of a charter relating to currency transaction reporting and money laundering violations; amending s. 657.021, F.S.; providing a restriction on serving as an officer, director, or committee member of a credit union for violation of provisions relating to currency transaction reporting or money laundering; amending s. 658.21, F.S.; authorizing the department to disallow illegally obtained financial resources from capitalization requirements for banks and trust companies; providing requirements for officers and directors; amending s. 658.235, F.S.; requiring investigation relating to violation of provisions relating to currency transaction reporting or money laundering by major shareholders of banks and trust companies; amending s. 658.28, F.S.; providing for denial of a certificate of approval for acquisition of a bank or trust company for violations; amending ss. 658.43, 663.05, 663.306, 665.0201, F.S.; authorizing the department to disallow illegally obtained assets from capitalization requirements of banks and trust companies, international banking corporations, international development banks, and associations; providing a requirement for licensure of an international banking corporation; providing a requirement for proposed officers and directors for approval of an application to organize an international development bank or an association; amending ss. 665.025, 665.033, 665.034, F.S.; providing restrictions on associations relating to violation of provisions relating to currency transaction reporting and money laundering; providing an effective date.

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

CS for CS for SB 954 and CS for SB 956—A bill to be entitled An act relating to the Beverage Law; amending s. 561.331, F.S.; revising language with respect to temporary licenses to provide for the extension of a temporary license by the Division of Alcoholic Beverages and Tobacco; amending s. 561.17, F.S.; including the Division of Hotels and Restaurants of the Department of Business Regulation as an organization

the certificate of which satisfies the requirement that a certificate of compliance with sanitary requirements accompany application for a license for consumption on the premises; amending s. 562.452, F.S.; prescribing exceptions to the prohibition against selling or serving intoxicating liquor by the drink other than within the building and licensed premises which is the address of the person holding a license; creating s. 561.026, F.S.; creating the Alcoholic Beverage and Tobacco Forfeiture and Investigative Trust Fund; amending s. 561.12, F.S.; providing for a cross-reference to provide an exception to the deposit of funds under the Beverage Law; amending s. 932.704, F.S.; revising language with respect to forfeiture proceedings to make reference to the Alcoholic Beverage and Tobacco Forfeiture and Investigative Trust Fund; repealing s. 562.39, F.S., relating to the disposition and appraisal of property seized under the Beverage Law; repealing s. 562.40, F.S., relating to forfeiture proceedings; repealing s. 562.401, F.S., relating to the delivery of property to the claimant; repealing s. 562.402, F.S., relating to the proceeding when no claim is filed; repealing s. 562.403, F.S., relating to proceedings when a claim is filed; repealing s. 562.404, F.S., relating to the provision allowing the attorney for the board of county commissioners to represent the state in certain proceedings; creating the Wildlife Law Enforcement Trust Fund and specifying the purposes of the fund; repealing s. 561.506, F.S., relating to payment of taxes by the wholesaler; repealing s. 562.37, F.S., which prescribes prima facie evidence that federal taxes have not been paid; repealing s. 562.405, F.S., relating to the judgment of forfeiture; repealing s. 562.406, F.S., relating to fees for services; repealing s. 562.407, F.S., relating to the disposition of proceeds of forfeiture; repealing s. 565.15, F.S., relating to price affirmation; providing an effective date.

By the Committee on Higher Education and Senator Brown—

CS for SB 1030—A bill to be entitled An act relating to higher education; authorizing use of student financial assistance for approved programs of study in another state or foreign country; precluding use of financial aid for certain institutions; providing an effective date.

By the Committee on Agriculture and Senator Thurman—

CS for SB 1042—A bill to be entitled An act relating to agricultural advertising; creating part II of ch. 571, F.S.; amending ss. 571.01-571.10, F.S.; correcting references; creating ss. 571.21-571.29, F.S., the Florida Agricultural Promotional Campaign Act; providing legislative intent; providing definitions; providing purpose; providing duties of the Division of Marketing of the Department of Agriculture and Consumer Services; requiring participants in the campaign to register with the department; providing for fees; creating the Florida Agricultural Promotional Campaign Trust Fund; providing rulemaking authority; creating the Florida Agricultural Promotional Campaign Advisory Council; providing for appointment, organization, and responsibilities; providing for review and future repeal; specifying unlawful acts; providing an administrative fine; providing penalties; providing a directive to statute editors; providing an effective date.

By the Committee on Insurance and Senators Dudley, Bruner and D. Childers—

CS for SB's 1054 and 2308—A bill to be entitled An act relating to the regulation of insurance rates; amending s. 627.062, F.S., and repealing s. 627.331(4), F.S. (1987); transferring language with respect to rating standards from a provision in the code dealing with recording and reporting of loss, expense, and claims experience; amending s. 627.0651, F.S.; providing procedures for filing rates for private passenger automobile insurance; allowing for full consideration by the Department of Insurance of investment income in reviewing rates; providing an effective date.

By the Committee on Economic, Professional and Utility Regulation; and Senators Diaz-Balart and Margolis—

CS for SB 1082—A bill to be entitled An act relating to medical practice; amending s. 458.3145, F.S.; providing registration requirements for certain physicians; providing an effective date.

By the Committee on Education and Senator Johnson—

CS for SB 1130—A bill to be entitled An act relating to education; creating s. 236.1224, F.S.; providing for categorical funds for science laboratory facilities; providing eligibility criteria for schools; providing for distribution of funds; providing an effective date.

By the Committee on Governmental Operations and Senator Kiser—

CS for SB 1206—A bill to be entitled An act relating to procurement; revising part I of ch. 287, F.S., relating to commodities, insurance, and contractual services; amending s. 287.001, F.S.; providing legislative intent; amending s. 287.012, F.S.; providing definitions; amending s. 287.022, F.S.; providing for the purchase of insurance by state agencies in specified circumstances; amending s. 287.042, F.S.; specifying powers, duties, and functions of the Division of Purchasing of the Department of General Services; providing for acceptance of a cashier's check or money order in lieu of certain bonds; providing circumstances for waiver of certain notice requirements; authorizing the division to delegate specified powers and duties to other agencies; removing a limitation on the authority of the Comptroller; providing for award of contracts on a statewide or regional basis; amending s. 287.045, F.S.; providing for procurement of products or materials with a recycled content below the minimum in certain circumstances; amending s. 287.057, F.S.; revising procedures for the procurement of commodities and contractual services; providing circumstances and procedures for the procurement of commodities and contractual services without competitive bids; revising provisions on renewal of contracts; amending s. 287.058, F.S.; authorizing use of a purchase order for certain classes of contractual services; providing for certification of noncompliance with emergency procurement requirements; correcting a cross-reference; amending s. 287.059, F.S.; excluding certain services from provisions relating to procurement of private legal services; amending s. 287.064, F.S.; specifying functions of the Division of Bond Finance of the Department of General Services; amending s. 287.073, F.S.; correcting cross-references; amending s. 287.0943, F.S.; revising provisions relating to a minority vendors list; amending ss. 265.26, 321.02, 337.02, 381.715, F.S.; correcting cross-references; reenacting ss. 112.3185(1)(a), 216.031(8), 240.225, 240.551(5)(i) and (8), 283.422, 287.055(3)(d), 287.0735, 287.0945(3)(a), 287.0947(2), 403.7065(1), 410.402(2) and (3), 550.012(4), 944.105(6), 945.091(1)(c), F.S., relating to various aspects of the procurement process by various agencies, to incorporate the amendments to part I of ch. 287, F.S., in references thereto; saving s. 287.073, F.S., from Sun-dowen repeal; saving s. 287.102, F.S., from scheduled repeal; repealing ss. 287.052, 287.062, 287.072, 287.115, F.S., relating to procurement of commodities, competitive bidding, and delegation of authority to purchase; amending s. 282.1095, F.S.; providing for exemption from permitting requirements and proceedings; providing an effective date.

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

CS for SB 1520—A bill to be entitled An act relating to optometry; creating s. 463.0057, F.S.; establishing requirements for obtaining an optometric faculty certificate; providing an application fee; providing conditions for practice; providing for certificate renewal; providing for review and repeal; providing an effective date.

By the Committee on Transportation and Senator Forman—

CS for SB 1528—A bill to be entitled An act relating to the Sawgrass Expressway; amending s. 338.227, F.S.; authorizing the Department of Transportation to enter into an agreement to acquire the Sawgrass Expressway as a candidate project from the Broward County Expressway Authority; amending s. 338.231, F.S.; conforming to the act; amending s. 348.243, F.S.; authorizing the Broward County Expressway Authority to enter into an agreement to sell, transfer, or dispose of the Sawgrass Expressway to the Department of Transportation; providing an effective date.

By the Committee on Education and Senators Peterson, Johnson, Crenshaw and Walker—

CS for SB 1594—A bill to be entitled An act relating to education; requiring a comprehensive revision of Florida's system of school improvement and education responsibility; providing legislative intent; providing responsibilities of the system; requiring the State Board of Education to develop goals for certain educational achievements; requiring the Commissioner of Education to develop and implement certain plans; requiring the Department of Education to develop a training program; creating the Commission to Improve Schools and Simplify Education Reports within the Department of Education; providing membership and authorization for the commission to employ staff; allowing reimbursement of travel and per diem expenses; providing duties and responsibilities; providing for future abolition and legislative review of the commission; providing an effective date.

By the Committee on Agriculture and Senator Gardner—

CS for SB 1644—A bill to be entitled An act relating to dangerous dogs; providing legislative findings; providing definitions; authorizing animal control authorities to classify dogs 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 another 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; permitting local government to make certain restrictions; providing an effective date.

By the Committee on Judiciary-Civil and Senator Johnson—

CS for SB 1770—A bill to be entitled An act relating to motor vehicle safety requirements; amending s. 316.613, F.S.; providing that failure to provide and use a child restraint may not be considered in mitigation of damages in civil actions with regard to negligence; amending s. 316.614, F.S.; providing that failure to use safety belts is not negligence per se and prohibiting such failure from being used as prima facie evidence of negligence or being considered in mitigation of damages in any civil actions; providing an effective date.

By the Committee on Corrections, Probation and Parole; and Senators Girardeau, Woodson-Howard, Grizzle, Walker, Thurman, Kiser, Johnson, McPherson, Beard, Malchon, Kirkpatrick, Stuart, Brown, Thomas, Myers, Gardner, Forman and Davis—

CS for SB's 1884 and 764—A bill to be entitled An act relating to the correctional system; creating ch. 957, F.S., the "Florida Drug Punishment Act"; providing definitions; declaring legislative intent and purpose; specifying duties of the Department of Corrections, including administration and rulemaking authority; establishing offender eligibility criteria for community-based drug punishment treatment programs and authorizing courts to place eligible offenders to such programs on conditions of probation who would have otherwise been incarcerated in a state correctional institution; authorizing revocation of drug treatment placements; establishing a drug punishment advisory board and providing duties thereof; authorizing use of drug punishment funds for specified community-based options and services and providing limitations on use; providing for accounting and auditing; delineating criteria for initial and continued grant funding; requiring that participating in the community drug punishment program be part of a comprehensive drug program requiring substantial compliance and providing for compliance review by the Secretary of Corrections; providing an effective date.

By the Committee on Commerce and Senators Forman, Casas, D. Childers, McPherson, Stuart, Thomas, Gardner and Woodson-Howard—

CS for SB 2012—A bill to be entitled An act relating to persons who have disabilities; creating s. 413.70, F.S.; creating the Limiting Disabilities Program; providing a purpose; creating s. 413.71, F.S.; providing definitions; creating s. 413.72, F.S.; providing for eligibility; creating s. 413.73, F.S.; providing duties and responsibilities of the Division of Vocational Rehabilitation of the Department of Labor and Employment Security; creating s. 413.731, F.S.; providing that only services that are funded are required; providing authority for the division to contract with others for the provision of services; creating s. 413.74, F.S.; providing for referral and cooperation by other public agencies; creating s. 413.75, F.S.; providing for confidentiality of certain records; providing a penalty; providing an effective date.

By the Committee on Higher Education and Senator Johnson—

CS for SB 2160—A bill to be entitled An act relating to state universities; amending s. 240.2601, F.S.; providing for the use of moneys from the Capital Facilities Matching Trust Fund and private donations to construct common areas connecting facilities the construction of which is paid from the fund and from private donations; requiring the return of interest income accruing to private donations to the university foundation; requiring universities to return private donations plus interest earned thereon to donors, if the construction project is canceled; amending s. 240.295, F.S.; providing for the payment of the entire construction costs of a facility at a state university by a private donor; amending s. 240.2605, F.S.; repealing a provision that limits contributions to the New College Foundation Trust Fund account for new donors; providing an effective date.

By the Committee on Health Care and Senators Myers, Weinstock, Meek and Plummer—

CS for SB 2196—A bill to be entitled An act relating to access for children to preventive health services; creating the Florida Healthy Kids Corporation Act; providing legislative intent; providing for duties and powers of the corporation; providing for a board of directors; providing that certain licensure is not required; providing for fiscal operations; providing that coverage under this act is secondary to other coverage; establishing the Florida Healthy Kids Trust Fund; providing appropriations; providing access to records; exempting from public inspection certain information obtained by the corporation; providing for future legislative review of such exemption pursuant to the Open Government Sunset Review Act; providing an effective date.

By the Committee on Health Care and Senator Malchon—

CS for SB 2262—A bill to be entitled An act relating to nursing home care; amending s. 407.31, F.S.; requiring nursing homes assessing separate laundry charges to residents to include data on such charges in their financial reports to the Health Care Cost Containment Board or otherwise provide such data to the board; providing an effective date.

By the Committee on Health Care and Senator Malchon—

CS for SB 2266—A bill to be entitled An act relating to the safety and health of children; requiring the Department of Health and Rehabilitative Services to develop a comprehensive program for improving the health and safety of children; specifying matters that the program must include; providing for implementation of the program; providing an effective date.

By the Committee on Commerce and Senator Langley—

CS for SB 2320—A bill to be entitled An act relating to trademarks and service marks; amending s. 495.011, F.S.; defining "use"; amending s. 495.021, F.S.; providing criteria for registrability; creating s. 495.027, F.S.; providing for reservation of the right to register a trademark or service mark; providing for applications and fees; amending s. 495.031, F.S.; specifying content of application for registration; amending s. 495.061, F.S.; providing that a reservation confers a right of priority of ownership of a trademark or service mark; amending s. 495.101, F.S.; providing criteria for abandonment; creating s. 495.181, F.S.; providing a rule of construction; providing an effective date.

By the Committee on Economic, Professional and Utility Regulation—

CS for SB 2398—A bill to be entitled An act relating to telecommunications; amending s. 364.01, F.S.; providing legislative intent; amending s. 364.02, F.S.; defining the terms "telecommunications company" and "telecommunications facility"; deleting definitions of the terms "telephone company" and "telephone line"; adding a definition of "monopoly service"; amending s. 364.03, F.S.; conforming terminology; amending s. 364.035, F.S.; requiring telecommunications companies to periodically file certain information with the Florida Public Service Commission; creating s. 364.036, F.S.; providing for alternative regulation of certain local exchange telecommunications companies; amending s. 364.037, F.S.; conforming terminology; amending s. 364.04, F.S.; revising provisions requiring telecommunications companies to file rates and charges with the commission and keep schedules of such rates and charges for public inspection; amending s. 364.05, F.S.; providing the opportunity for a hearing for a change in rates; providing an exception; amending s. 364.055, F.S.; conforming terminology; amending s. 364.057, F.S.; revising procedures for approval of experimental rates; creating s. 364.058, F.S.; authorizing the commission to conduct limited proceedings; amending s. 364.063, F.S.; revising provisions relating to the issuance of rate adjustment orders by the commission; amending ss. 364.06, 364.07, 364.08, 364.09, 364.10, 364.14, 364.15, 364.16, 364.17, F.S.; deleting obsolete provisions; conforming terminology; amending s. 364.18, F.S.; authorizing the commission to require telecommunications companies to file reports relating to transactions with affiliated companies; amending s. 364.183, F.S.; providing for the commission to have access to certain records; exempting certain confidential business information from public disclosure laws; providing for protection from such disclosure for a specified period of time; authorizing the commission to extend the period of time such information is confidential; providing that such exemptions from public disclosure laws are not subject to review under the Open Government Sunset Review Act; amending ss. 364.185, 364.19, 364.24, 364.27, F.S.; conforming terminology; amending s. 364.285, F.S.; providing for injunctive relief; amending s. 364.30, F.S.; deleting certain penalties;

amending ss. 364.32, 364.33, 364.335, F.S.; conforming terminology; clarifying requirements for obtaining a certification of necessity to construct or operate telecommunications facilities; providing a maximum application fee for such certificate; revising provisions authorizing proceedings under ch. 120, F.S., relating to the granting of such certificates; deleting provisions authorizing the commission to grant certificates for certain radio telephone services; creating s. 364.336, F.S.; providing for regulatory assessment fees; amending s. 364.337, F.S.; authorizing the commission to regulate intrastate alternative operator services and alternative access vendor services; creating s. 364.338, F.S.; authorizing the commission to exempt certain local exchange telecommunications companies from certain requirements; amending s. 364.339, F.S.; revising provisions relating to the regulation of shared tenant services; amending ss. 364.345, 364.37, 364.381, F.S.; conforming terminology; providing that, for purposes of review by the Supreme Court of actions by the commission, a telecommunications company is a telephone company within the meaning of the State Constitution; amending s. 364.385, F.S.; providing that rates and certificates in effect on the effective date of the act are not invalidated by the act; repealing s. 364.11, F.S., relating to the transmission of long distance messages; repealing s. 364.31, F.S., relating to the reporting of violations of bookmaking or other gambling laws; repealing s. 7, ch. 89-163, Laws of Florida; abrogating the repeal of provisions of ch. 364, F.S., scheduled pursuant to the Regulatory Sunset Act; providing for future legislative review and repeal of such provisions; providing an effective date.

By the Committee on Agriculture and Senator Thurman—

CS for SB 2652—A bill to be entitled An act relating to pesticides; amending ss. 487.101, 487.158, 487.159, F.S.; conforming cross-references to changes in penalty provisions made by the act; amending s. 487.165, F.S.; increasing the maximum administrative fine for violation of ch. 487, F.S., relating to pesticides; repealing ss. 487.091(2), (3), 487.173, F.S., relating to penalties for violation of ch. 487, F.S.; providing an effective date.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Thurman, by two-thirds vote SB 170 was withdrawn from the committees of reference and further consideration.

On motion by Senator Langley, by two-thirds vote SB 796 was removed from the calendar and further consideration.

On motions by Senator Margolis, by two-thirds vote SB 168, CS for SB 426, and SB 3106 were withdrawn from the Committee on Appropriations.

On motions by Senator Scott, by two-thirds vote Senate Bills 2140 and 1920 were withdrawn from the Committees on Economic, Professional and Utility Regulation; and Judiciary-Civil and referred to the Committees on Community Affairs and Judiciary-Civil; SB 1628 was withdrawn from the Committee on Governmental Operations; SB 3106 was withdrawn from the Committees on Community Affairs; and Rules and Calendar; and SB 3098 was withdrawn from the Committee on Rules and Calendar and by two-thirds vote placed at the end of the local calendar.

On motions by Senator Stuart, by two-thirds vote Senate Bills 2420 and 3114 were removed from the local calendar and recommitted to the Committee on Rules and Calendar.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

Appointments Subject to Confirmation by the Senate:

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

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Affordable Housing Study Commission	
Appointee: Bowers, Richard L., Jacksonville	Pleasure of Governor
Florida Black Business Investment Board	
Appointee: Craney, Jo Ann S., Pensacola	09/30/91
Education Standards Commission	

Office and Appointment

	<i>For Term Ending</i>
Appointee: Mann, Marcia, Tampa	09/30/90
Board of Professional Geologists	
Appointee: Edwards, George J., Winter Haven	09/30/93
Board of Regents	
Appointee: Hantman, Perla, Miami Lakes	01/01/96
Treasure Coast Regional Planning Council, Region 10	
Appointees: Foley, Kevin J., Palm Beach Gardens	10/01/92
Gonzalez, Ed, Lake Clarke Shores	10/01/92
Alafia River Basin Board of the Southwest Florida Water Management District	
Appointee: Yates, E. Clayton, Riverview	03/01/91

Referred to the Committee on Executive Business.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

First Reading

The Honorable Bob Crawford, President

I am directed to inform the Senate that the House of Representatives has passed HB 2271, HB 3661, has passed as amended CS for HB 2515; has adopted HCR 3427 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Governmental Operations and Representative Martin—

HB 2271—A bill to be entitled An act relating to certain records contained in inspection reports of birth centers; amending s. 383.325, F.S.; saving the exemption from public records requirements for certain records held confidential by state or federal law or regulation from repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Health Care.

By Representative Lippman and others—

HB 3661—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; authorizing and directing the department to name a building the Gerold L. Schiebler Children's Medical Services Center; providing an effective date.

—was referred to the Committee on Health Care.

By the Committees on Finance and Taxation; Highway Safety and Construction; and Representative Figg and others—

CS for HB 2515—A bill to be entitled An act relating to the transportation needs of Florida; creating s. 338.001, F.S.; creating the Florida Intrastate Highway System Plan; amending s. 334.03, F.S.; redefining the term "controlled access facility," "limited access facility," and "State Highway System"; defining the term "Florida Intrastate Highway System"; amending s. 334.046, F.S.; including the development and implementation of the Florida Intrastate Highway System within the program objectives of the Department of Transportation; amending ss. 288.063, 479.01, F.S.; correcting cross references; amending s. 338.221, F.S.; redefining the terms "turnpike system," "turnpike improvement," "economically feasible," and "turnpike project"; defining the term "statement of environmental feasibility"; amending s. 338.222, F.S.; prohibiting governmental entities, other than the department, from operating turnpike projects; providing for contracts between local governmental entities and the department; amending s. 338.223, F.S.; revising language with respect to proposed turnpike projects; providing for legislative approval at a certain point; amending s. 338.227, F.S.; providing reference to legislative approval with respect to turnpike revenue bonds; providing a limitation on the use of revenues and bond proceeds by the Department of Transportation with respect to the Florida Turnpike Law; encouraging minority business participation; amending s. 287.042, F.S.; revising language with respect to the powers and duties of the Division of Purchasing of the Department of General Services; defining the term "minority business enterprises"; creating s. 338.2275, F.S.; providing for Legislative intent with respect to the Western Beltway turnpike project; providing for approved turnpike projects; providing a list of approved projects; providing for economic feasibility; amending s. 348.243, F.S.; providing an

additional power of the Broward County Expressway Authority; amending s. 338.228, F.S.; revising language with respect to certain bonds not being considered debts or pledges of credit by the state; amending s. 338.231, F.S.; revising language with respect to turnpike tolls; amending s. 215.82, F.S.; including a cross reference with respect to bond validation; amending s. 338.251, F.S.; revising language with respect to the fund; prohibiting advancements under certain circumstances; providing for the deposit of certain funds into the Toll Facilities Revolving Trust Fund; creating s. 338.25, F.S.; providing for Central Florida Beltway mitigation; renaming chapter 338, F.S., as Florida Intrastate Highway System and Toll Facilities; creating the Florida Expressway Authority Act; providing definitions; providing for formation and membership of the authority; providing purposes and powers; providing for bonds; providing for lease-purchase agreement; providing that the Department of Transportation may be appointed as an agent 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; creating s. 337.276, F.S.; providing requirements with respect to the Department of Transportation in regard to advanced acquisition of right-of-way; amending s. 339.135, F.S.; providing for the allocation of funds for bridge fender system construction or repair; providing for allocation of funds for public transit block grants; providing for identification of advanced right-of-way acquisition projects and right-of-way phases in the tentative work program; requiring additional information in the report submitted by the department with the tentative work program; providing that certain projects identified in the General Appropriations Act shall also be identified as a debit against described funds; revising language with respect to the amendment of the adopted work program; amending s. 339.155, F.S.; providing for the identification and acquisition of right-of-way in the development of the statewide transportation plan; requiring the consideration of a seaport or airport master plan; providing criteria for certain projects; amending s. 339.12, F.S.; revising language with respect to aid and contributions by governmental entities for rights-of-way, construction, or maintenance of roads and bridges in the State Highway System; amending s. 335.20, F.S.; revising the Local Government Transportation Assistance Act with respect to project funding by the Department of Transportation; creating s. 334.048, F.S.; providing legislative intent with respect to department management accountability and monitoring systems; amending s. 20.23, F.S.; providing additional duties of the secretary; revising language with respect to the central office; providing for an Assistant Secretary for Transportation Policy and prescribing his duties; providing for additional duties for the central office; providing for the Office of Information Systems; providing for additional duties of the Assistant Secretary for Finance and Administration; providing for a chief internal auditor; revising the requirements of the Comptroller; providing additional responsibilities of each district secretary; providing for the appointment of a State Public Transportation Administrator and prescribing his responsibilities; revising language with respect to certain contracts; amending s. 337.221, F.S.; providing for a claims settlement process; creating s. 337.162, F.S.; providing requirements with respect to substandard services; amending s. 339.149, F.S.; providing for periodic audits by the Auditor General; requiring an annual report to the Legislature; amending s. 120.53, F.S.; revising language with respect to agencies providing notice of decision under the Administrative Procedure Act; requiring encouraging the participation of disadvantaged business enterprises; amending s. 337.11, F.S.; requiring the department to take certain steps prior to advertisement of work for bid; revising language with respect to the contracting authority of the Department of Transportation; amending s. 337.16, F.S.; revising language with respect to bid disqualification; amending s. 337.175, F.S.; revising language with respect to retainage; amending s. 337.18, F.S.; revising language with respect to liquidated damages; requiring a schedule of liquidated damages in construction contracts; specifying categories; providing penalties for delinquent contractors; amending s. 337.106, F.S.; providing for waiver of professional liability insurance under certain circumstances; requiring approval by the department comptroller; amending s. 73.091, F.S.; conforming a cross reference to other changes made by the act; creating s. 73.032, F.S.; providing for offer of judgment in eminent domain actions; providing for acceptance, rejection, and withdrawal of the offer of judgment; requiring the person making the offer to make certain construction plans available; amending s. 73.092, F.S.; revising procedures for award of attorney's fees in eminent domain proceedings; requiring that the greatest weight be given to benefits resulting to the client; providing for reduction of attorney's fees to be paid pursuant to a fee agreement in specified circumstances; providing circumstances for limiting attorney's fees after rejection of an offer of judgment; amending s. 74.011, F.S.; deleting obsolete

language; amending s. 337.271, F.S.; specifying contents of the invoice for costs in Department of Transportation negotiations for land acquisition; providing for nonbinding mediation of compensation and business damage claims; providing that certain statements used in mediation are not admissible in subsequent proceedings; specifying applicability; providing for a review of duties of M.P.O.'s; providing for a determination of major allocations of public roads between state and local government; amending s. 334.065, F.S.; providing procedures for the submission of an annual budget by the Center for Urban Transportation Research; amending s. 320.20, F.S.; increasing the amount deposited in the State Transportation Trust Fund; amending s. 119.07, F.S.; correcting a reference; amending s. 206.46, F.S.; allocating funds from the State Transportation Trust Fund for public transportation projects; creating s. 311.07, F.S.; creating the Florida Seaport Transportation and Economic Development Trust Fund; creating s. 311.09, F.S.; creating the Florida Seaport Transportation and Economic Development Council; providing powers and duties; providing for review and repeal; amending s. 332.004, F.S.; providing definitions; amending s. 332.006, F.S.; providing for separate identification of development projects and discretionary capacity improvement projects in the statewide aviation system plan; permitting expenditure of state aviation funds on road and rail transportation systems which are on airport property; requiring the department to establish aviation reporting requirements jointly with airport sponsors; amending s. 332.007, F.S.; requiring compliance with established aviation reporting requirements as a condition for state funding eligibility; requiring that projects be included in a metropolitan planning organization transportation improvement program prior to receipt of funds; providing funding priority for specified airport development projects; authorizing expenditure of funds for projects which provide for construction of an automatic weather observation station; limiting the amount of development project funds an airport may receive if it is also receiving discretionary capacity improvement funds; requiring consistency of aviation projects with airport master plans as a condition for state funding eligibility; authorizing retroactive reimbursement for the nonfederal share of certain land acquisition projects; authorizing participation by the Department of Transportation in the capital cost of eligible public airport and aviation discretionary capacity improvement projects; authorizing expenditure of funds for projects which provide improved airport access subject to approval by the sponsor; limiting the amount of discretionary capacity improvement project funds that a single airport may receive; allowing the department to transfer funds for discretionary capacity improvement projects within the discretionary capacity improvements program; setting the rate of participation by the department in the costs of eligible discretionary capacity improvement projects, including land acquisition projects; amending s. 332.01, F.S.; revising the definition of "airport" to include access to airport facilities; amending s. 333.01, F.S.; providing definitions; amending s. 333.02, F.S.; providing for regulation of land uses in the vicinity of airports; amending s. 333.03, F.S.; providing for adoption of zoning regulations for runway clear zones and airport land use compatibility; creating s. 333.031, F.S.; creating the Airport Safety and Land Use Compatibility Study Commission; providing for a report; amending s. 333.05, F.S.; providing procedures for the adoption of zoning regulations; amending s. 333.06, F.S.; providing reasonableness and independent justification as airport zoning requirements; amending s. 333.07, F.S.; providing for variance requirements; amending s. 337.242, F.S.; providing that movement of people and goods to and from seaports and airports is a transportation use; amending s. 337.25, F.S.; providing for lease of rail corridors to ports; amending s. 339.175, F.S.; revising language with respect to transportation planning organizations; revising membership 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 and implement a capital investment policy; 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 funds; establishing auditing requirements; allocating 15 percent of the public transit block grant funds to the Transportation Disadvantaged Trust Fund; providing for certain recipients of such allocations; providing limitations on use of funds; creating s. 341.053, F.S.; creating an intermodal development program; requiring the department to administer the program; providing for the distribution of intermodal development funds; providing priorities for funding; creating s. 341.071, F.S.; requiring the establishment of transit development plans consistent with approved

local comprehensive plans; requiring eligible public transit providers to establish productivity and performance measures; requiring certain reports and publication with respect thereto; creating part III of chapter 343, F.S.; creating the "Tampa Bay Commuter Rail Authority Act"; providing definitions; creating the Tampa Bay Commuter Rail Authority; providing for membership; establishing terms of members; providing for filling vacancies; providing powers and duties of the authority; providing for interagency cooperation and contracts; providing for compliance with certain reporting requirements; requiring authority to comply with equal opportunity hiring practices; providing for public and private funding; authorizing issuance of revenue bonds; directing that bonds are not debts or pledges of credit of the state; requiring the authority to develop an annual operating plan; providing for annual review of plan; providing for pledge to bondholders; amending s. 341.325, F.S.; providing for feasibility and planning studies for high-speed rail facilities and for most promising corridors; amending ss. 212.05 and 212.62, F.S.; increasing the rate of the tax on the sale of fuels; revising requirements for calculating the annual adjustment thereof; providing for determination of a minimum tax; amending s. 336.026, F.S.; deleting authorization for a local option tax on motor and special fuel for metropolitan transportation systems; providing for an additional transportation district tax on motor and special fuel; providing for rates thereof and for annual adjustment; specifying use of the tax; providing for collection, administration, distribution, and enforcement; providing for application of refunds; amending ss. 207.003, 207.005, and 207.026, F.S.; including said additional tax in the rate of the tax on the privilege of operating a commercial motor vehicle; amending s. 72.011, F.S., relating to jurisdiction of the circuit courts, s. 72.041, F.S., relating to enforcement of other states' tax warrants, s. 213.05, F.S., relating to duties of the Department of Revenue, s. 213.21, F.S., relating to exceptions from compromise provisions, and s. 213.29, F.S., relating to penalty for failure to pay tax, to include said additional tax; repealing part VII of chapter 163, F.S., the Metropolitan Transportation Authority Act; amending s. 189.404, F.S., to conform; amending s. 206.9825, F.S.; increasing the excise tax on aviation fuel and providing for annual adjustment; amending s. 212.67, F.S.; providing for a credit against the district gas tax to retail dealers for shrinkage; amending s. 212.0606, F.S.; increasing the surcharge on rental of motor vehicles; specifying that the surcharge is subject to all applicable taxes under chapter 212; revising the distribution of the proceeds thereof; amending s. 319.32, F.S.; increasing certain motor vehicle title certificate fees and providing for disposition thereof; providing for an exception; amending ss. 206.877 and 206.879, F.S.; revising provisions relating to annual decal fees for vehicles fueled by alternative fuels and the disposition thereof; amending s. 320.03, F.S.; increasing the fee charged on motor vehicle license registrations and used for purposes of air pollution control and revising the distribution thereof; amending s. 320.072, F.S.; increasing the additional fee on certain initial vehicle registrations and revising the distribution thereof; amending s. 320.14, F.S.; revising provisions which authorize fractional license taxes under certain conditions; amending s. 320.15, F.S.; deleting the requirement to refund certain motor vehicle license taxes; amending s. 320.0609, F.S.; deleting the requirement to refund certain motor vehicle license taxes; providing for the retroactive application of s. 206.87(3)(g), F.S., in certain circumstances; requiring the Florida Transportation Commission to adopt goals by which to measure the performance and productivity of the department; providing procedures; requiring the commission to measure the department's performance on a quarterly basis and to report its findings; providing a penalty for the failure of the department to meet or exceed performance goals; providing for an improved tentative work program; providing exceptions; providing for automatic review and repeal; providing effective dates.

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

By Representative Valdes—

HCR 3427—A concurrent resolution designating April 1-7, 1990, as "Green Ribbon Week" in recognition of the need to help abused children and to end the abuse of children.

(Substituted for SCR 648 this day.)

The Honorable Bob Crawford, President

I am directed to inform the Senate that the House of Representatives has passed SB 372.

John B. Phelps, Clerk

The bill contained in the foregoing message was ordered enrolled.

Motion to Introduce Bills

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

A bill to be entitled An act relating to controlled substances

A bill to be entitled An act relating to excise tax on documents

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

Motions

On motion by Senator Forman, the rules were waived and **SB 1200** was ordered immediately certified to the House.

Rules and Calendar Committee Report

Senator Scott reported that the Committee on Rules and Calendar had determined that an emergency exists compelling the introduction of **SB 3122**, notwithstanding the fact that the final day had passed for introduction of bills.

On motion by Senator Scott, the rules were waived by unanimous consent and the Senate reverted to introduction for the purpose of introducing the following bill out of order:

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator Meek—

SB 3122—A bill to be entitled An act relating to fair housing; repealing subsection (3) of s. 760.25, F.S., which provides that no cause of action exists against certain persons engaged in residential real estate transactions for certain representations about property; amending s. 760.29, F.S.; establishing criteria for an exemption for housing for older persons from provision of law prohibiting discrimination in the sale, rental, or financing of housing; creating s. 760.36, F.S., specifying requirements for conciliation agreements arising out of efforts of the Florida Commission on Human Relations; providing an effective date.

—which was read by title and referred to the Committee on Community Affairs.

SPECIAL ORDER

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

—was read the second time by title.

Senator Grant moved the following amendment which was adopted:

Amendment 1—On page 3, lines 18-31, and on page 4, lines 1-17, strike all of said lines and insert:

However, he may not establish programs for which academic credit is awarded and which terminate with the award of a degree without the prior approval of the Board of Regents.

(b) The center director shall have control over the budget and the dollars appropriated or donated to the center from private, state, and federal sources, as well as technical and professional income generated or derived from practice activities of the center.

(c) The center director shall appoint members of the center and determine compensation, benefits, and terms of service.

(d) The center director shall have control over the use and assignment of space and equipment within the facility.

(e) The center director shall have the power to create the administrative structure necessary to carry out the mission of the center and to hire professional staff to carry out research, patient care, and educational activities. Staff members of the cancer center shall be eligible to hold joint appointments in the cancer center and affiliated academic institutions.

(f) *The center director shall have a reporting relationship to the Chancellor of the State University System.*

(g) *The center director shall provide a copy of the center's annual report to the Governor and Cabinet, President of the Senate, Speaker of the House of Representatives, and chairman of the Board of Regents.*

(6) *The board of directors of the corporation shall create a council of scientific advisors to the center director comprised of leading researchers and scientists. This council shall review programs and recommend research*

On motion by Senator Grant, by two-thirds vote CS for SB 1498 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	Diaz-Balart	Kiser	Stuart
Bankhead	Dudley	Langley	Thomas
Beard	Forman	Malchon	Thurman
Brown	Gardner	Margolis	Walker
Bruner	Girardeau	McPherson	Weinstein
Casas	Grant	Meek	Weinstock
Childers, W. D.	Grizzle	Myers	Woodson-Howard
Crenshaw	Jennings	Plummer	
Davis	Johnson	Scott	
Deratany	Kirkpatrick	Souto	

Nays—None

Vote after roll call:

Yea—Peterson

On motion by Senator Grant, the rules were waived and CS for SB 1498 was ordered immediately certified to the House.

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

—was read the second time by title. On motion by Senator Bruner, by two-thirds vote CS for SB 1488 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Woodson-Howard

The Senate resumed consideration of—

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.

—which had been considered April 24.

On motion by Senator Langley, SB 1230 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—25

Mr. President	Diaz-Balart	Kiser	Thomas
Bankhead	Dudley	Langley	Thurman
Beard	Gardner	McPherson	Walker
Casas	Grant	Myers	Woodson-Howard
Childers, W. D.	Jennings	Peterson	
Crenshaw	Johnson	Plummer	
Deratany	Kirkpatrick	Souto	

Nays—11

Brown	Girardeau	Margolis	Weinstein
Davis	Grizzle	Meek	Weinstock
Forman	Malchon	Stuart	

Vote after roll call:

Yea—Bruner

On motions by Senator Beard, by unanimous consent—

CS for HB 2515—A bill to be entitled An act relating to the transportation needs of Florida; creating s. 338.001, F.S.; creating the Florida Intrastate Highway System Plan; amending s. 334.03, F.S.; redefining the term “controlled access facility,” “limited access facility,” and “State Highway System”; defining the term “Florida Intrastate Highway System”; amending s. 334.046, F.S.; including the development and implementation of the Florida Intrastate Highway System within the program objectives of the Department of Transportation; amending ss. 288.063, 479.01, F.S.; correcting cross references; amending s. 338.221, F.S.; redefining the terms “turnpike system,” “turnpike improvement,” “economically feasible,” and “turnpike project”; defining the term “statement of environmental feasibility”; amending s. 338.222, F.S.; prohibiting governmental entities, other than the department, from operating turnpike projects; providing for contracts between local governmental entities and the department; amending s. 338.223, F.S.; revising language with respect to proposed turnpike projects; providing for legislative approval at a certain point; amending s. 338.227, F.S.; providing reference to legislative approval with respect to turnpike revenue bonds; providing a limitation on the use of revenues and bond proceeds by the Department of Transportation with respect to the Florida Turnpike Law; encouraging minority business participation; amending s. 287.042, F.S.; revising language with respect to the powers and duties of the Division of Purchasing of the Department of General Services; defining the term “minority business enterprises”; creating s. 338.2275, F.S.; providing for Legislative intent with respect to the Western Beltway turnpike project; providing for approved turnpike projects; providing a list of approved projects; providing for economic feasibility; amending s. 348.243, F.S.; providing an additional power of the Broward County Expressway Authority; amending s. 338.228, F.S.; revising language with respect to certain bonds not being considered debts or pledges of credit by the state; amending s. 338.231, F.S.; revising language with respect to turnpike tolls; amending s. 215.82, F.S.; including a cross reference with respect to bond validation; amending s. 338.251, F.S.; revising language with respect to the fund; prohibiting advancements under certain circumstances; providing for the deposit of certain funds into the Toll Facilities Revolving Trust Fund; creating s. 338.25, F.S.; providing for Central Florida Beltway mitigation; renaming chapter 338, F.S., as Florida Intrastate Highway System and Toll Facilities; creating the Florida Expressway Authority Act; providing definitions; providing for formation and membership of the authority; providing purposes and powers; providing for bonds; providing for lease-purchase agreement; providing that the Department of Transportation may be appointed as an agent 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; creating s. 337.276, F.S.; providing requirements with respect to the Department of Transportation in regard to advanced acquisition of right-of-way; amending s. 339.135, F.S.; providing for the allocation of funds for bridge fender system construction or repair; providing for allocation of funds for public transit block grants; providing for identification of advanced right-of-way acquisition projects and right-of-way phases in the tentative work program; requiring additional information in the report submitted by the department with the tentative work program; providing that certain projects identified in the General Appropriations Act shall also be identified as a debit against described funds; revising language with respect to the amendment of the adopted work program; amending s. 339.155, F.S.; providing for the identification and acquisition of right-of-way in the devel-

opment of the statewide transportation plan; requiring the consideration of a seaport or airport master plan; providing criteria for certain projects; amending s. 339.12, F.S.; revising language with respect to aid and contributions by governmental entities for rights-of-way, construction, or maintenance of roads and bridges in the State Highway System; amending s. 335.20, F.S.; revising the Local Government Transportation Assistance Act with respect to project funding by the Department of Transportation; creating s. 334.048, F.S.; providing legislative intent with respect to department management accountability and monitoring systems; amending s. 20.23, F.S.; providing additional duties of the secretary; revising language with respect to the central office; providing for an Assistant Secretary for Transportation Policy and prescribing his duties; providing for additional duties for the central office; providing for the Office of Information Systems; providing for additional duties of the Assistant Secretary for Finance and Administration; providing for a chief internal auditor; revising the requirements of the Comptroller; providing additional responsibilities of each district secretary; providing for the appointment of a State Public Transportation Administrator and prescribing his responsibilities; revising language with respect to certain contracts; amending s. 337.221, F.S.; providing for a claims settlement process; creating s. 337.162, F.S.; providing requirements with respect to substandard services; amending s. 339.149, F.S.; providing for periodic audits by the Auditor General; requiring an annual report to the Legislature; amending s. 120.53, F.S.; revising language with respect to agencies providing notice of decision under the Administrative Procedure Act; requiring encouraging the participation of disadvantaged business enterprises; amending s. 337.11, F.S.; requiring the department to take certain steps prior to advertisement of work for bid; revising language with respect to the contracting authority of the Department of Transportation; 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revising membership 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 and implement a capital investment policy; 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 funds; establishing auditing requirements; allocating 15 percent of the public transit block grant funds to the Transportation Disadvantaged Trust Fund; providing for certain recipients of such allocations; providing limitations on use of funds; creating s. 341.053, F.S.; creating an intermodal development program; requiring the department to administer the program; providing for the distribution of intermodal development funds; providing priorities for funding; creating s. 341.071, F.S.; requiring the establishment of transit development plans consistent with approved local comprehensive plans; requiring eligible public transit providers to establish productivity and performance measures; requiring certain reports and publication with respect thereto; creating part III of chapter 343, F.S.; creating the "Tampa Bay Commuter Rail Authority Act"; providing definitions; creating the Tampa Bay Commuter Rail Authority; providing for membership; establishing terms of members; providing for filling vacancies; providing powers and duties of the authority; providing for interagency cooperation and contracts; providing for compliance with certain reporting requirements; requiring authority to comply with equal opportunity hiring practices; providing for public and private funding; authorizing issuance of revenue bonds; directing that bonds are not debts or pledges of credit of the state; requiring the authority to develop an annual operating plan; providing for annual review of plan; providing for pledge to bondholders; amending s. 341.325, F.S.; providing for feasibility and planning studies for high-speed rail facilities and for most promising corridors; amending ss. 212.05 and 212.62, F.S.; increasing the rate of the tax on the sale of fuels; revising requirements for calculating the annual adjustment thereof; providing for determination of a minimum tax; amending s. 336.026, F.S.; deleting authorization for a local option tax on motor and special fuel for metropolitan transportation systems; providing for an additional transportation district tax on motor and special fuel; providing for rates thereof and for annual adjustment; specifying use of the tax; providing for collection, administration, distribution, and enforcement; providing for application of refunds; amending ss. 207.003, 207.005, and 207.026, F.S.; including said additional tax in the rate of the tax on the privilege of operating a commercial motor vehicle; amending s. 72.011, F.S., relating to jurisdiction of the circuit courts, s. 72.041, F.S., relating to enforcement of other states' tax warrants, s. 213.05, F.S., relating to duties of the Department of Revenue, s. 213.21, F.S., relating to exceptions from compromise provisions, and s. 213.29, F.S., relating to

penalty for failure to pay tax, to include said additional tax; repealing part VII of chapter 163, F.S., the Metropolitan Transportation Authority Act; amending s. 189.404, F.S., to conform; amending s. 206.9825, F.S.; increasing the excise tax on aviation fuel and providing for annual adjustment; amending s. 212.67, F.S.; providing for a credit against the district gas tax to retail dealers for shrinkage; amending s. 212.0606, F.S.; increasing the surcharge on rental of motor vehicles; specifying that the surcharge is subject to all applicable taxes under chapter 212; revising the distribution of the proceeds thereof; amending s. 319.32, F.S.; increasing certain motor vehicle title certificate fees and providing for disposition thereof; providing for an exception; amending ss. 206.877 and 206.879, F.S.; revising provisions relating to annual decal fees for vehicles fueled by alternative fuels and the disposition thereof; amending s. 320.03, F.S.; increasing the fee charged on motor vehicle license registrations and used for purposes of air pollution control and revising the distribution thereof; amending s. 320.072, F.S.; increasing the additional fee on certain initial vehicle registrations and revising the distribution thereof; amending s. 320.14, F.S.; revising provisions which authorize fractional license taxes under certain conditions; amending s. 320.15, F.S.; deleting the requirement to refund certain motor vehicle license taxes; amending s. 320.0609, F.S.; deleting the requirement to refund certain motor vehicle license taxes; providing for the retroactive application of s. 206.87(3)(g), F.S., in certain circumstances; requiring the Florida Transportation Commission to adopt goals by which to measure the performance and productivity of the department; providing procedures; requiring the commission to measure the department's performance on a quarterly basis and to report its findings; providing a penalty for the failure of the department to meet or exceed performance goals; providing for an improved tentative work program; providing exceptions; providing for automatic review and repeal; providing effective dates.

—was taken up out of order. On motion by Senator Beard, by two-thirds vote CS for HB 2515 was read the second time by title, and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

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

Nays—7

Bankhead	Dudley	Myers	Souto
Diaz-Balart	Grizzle	Plummer	

Vote after roll call:

Yea—Deratany

On motion by Senator Beard, the rules were waived and CS for HB 2515 was ordered immediately certified to the House.

CS for SB's 790 and 1480—A bill to be entitled An act relating to protection of persons from abuse, neglect, and exploitation; amending s. 415.102, F.S.; redefining the term "indicated reports" as "undetermined reports" as the term is used in provisions relating to the abuse, neglect, and exploitation of aged persons and disabled adults; amending s. 415.103, F.S.; revising a procedure for expunging certain records of the abuse, neglect, or exploitation of aged persons and disabled adults from the central abuse registry and tracking system within the Department of Health and Rehabilitative Services; revising procedures for classifying such reports as confirmed; amending s. 415.104, F.S.; requiring the aging and adult services district staffs of the department to complete investigations of reported abuse, neglect, or exploitation within a specified time period; requiring the department to classify certain such reports pursuant to an order rendered in an administrative hearing; amending s. 415.107, F.S., relating to confidentiality of reports and records; conforming cross-references; amending s. 415.503, F.S.; redefining the term "indicated reports" as "undetermined reports" as the term is used in provisions relating to abused or neglected children; amending s. 415.504, F.S.; revising provisions used by the Department of Health and Rehabilitative Services to classify certain child abuse and neglect reports prior to an administrative hearing or opportunity for such hearing; requiring the department to

provide additional information in notices to certain alleged perpetrators of child abuse or neglect; providing requirements for administrative hearings; requiring confirmed reports of child abuse or neglect to be placed in the central abuse registry and tracking system; conforming terminology; amending s. 415.505, F.S.; requiring the department that conducts a child protective investigation to classify its report of such investigation pursuant to an order rendered in an administrative hearing; requiring the expunction of identifying information within unfounded reports of abuse, neglect, and exploitation from the central abuse registry and tracking system and other computer systems and records of the department; providing an effective date.

—was read the second time by title. On motion by Senator Weinstock, by two-thirds vote CS for SB's 790 and 1480 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—1

Davis

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.

—was read the second time by title. On motion by Senator Weinstock, by two-thirds vote CS for SB 718 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 184—A bill to be entitled An act relating to the operation of commercial motor vehicles; amending s. 316.302, F.S.; exempting certain persons from complying with specified federal regulations prescribing physical qualifications for persons who drive motor vehicles as, for, or on behalf of motor carriers; providing an effective date.

—was read the second time by title.

The Committee on Transportation recommended the following amendment which was moved by Senator Beard:

Amendment 1—On page 1, line 23, after "s. 395.8." insert: *However, such operators are still subject to the requirements of ss. 316.12 and 316.121.*

Senator Beard moved the following substitute amendment which was adopted:

Amendment 2—On page 1, line 12, strike everything after the enacting clause and insert:

Section 1. Paragraph (k) is added to subsection (2) of section 316.302, Florida Statutes, to read:

316.302 Commercial motor vehicles; transportation of hazardous materials; safety regulations; enforcement.—

(2)

(k) A person who was a regularly employed driver of a commercial motor vehicle on July 4, 1987, and whose driving record shows no convictions since July 3, 1984, and who is otherwise qualified as a driver under 49 C.F.R., Subpart E, s. 391.41(b)(10). However, such operators are still subject to the requirements of s. 322.12 and s. 322.121. As proof of eligibility such driver shall have in his possession a physical examination form dated within the past 24 months.

Section 2. This act shall take effect upon becoming a law.

On motion by Senator Beard, by two-thirds vote SB 184 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 228—A bill to be entitled An act relating to landlord and tenant; amending s. 83.51, F.S.; requiring landlords of certain dwelling units to provide smoke-detection devices, as defined; providing an effective date.

—was read the second time by title. On motion by Senator Thomas, by two-thirds vote CS for SB 228 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SB 388—A bill to be entitled An act relating to relating to emergency medical service records; amending s. 395.035, F.S.; continuing and providing for future legislative review pursuant to the Open Government Sunset Review Act of the exemption from public inspection requirements granted trauma registry data; amending s. 401.30, F.S.; exempting from public inspection requirements certain records of emergency medical services licensees; providing for future legislative review of such exemption pursuant to the Open Government Sunset Review Act; amending s. 401.414, F.S.; continuing and providing for future legislative review pursuant to the Open Government Sunset Review Act of the exemption from public inspection requirements for complaints and information obtained pursuant to investigations of emergency medical services providers; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote SB 388 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

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

Nays—None

SB 398—A bill to be entitled An act relating to public lodging and public food service establishments; amending s. 509.215, F.S.; authorizing the State Historic Preservation Officer to exempt hotel structures of historical significance from certain firesafety requirements; providing for a commission to approve a system of fire protection and life safety support for such structures; providing for membership of the commission; reviving and readopting s. 509.215(6), F.S., as amended, notwithstanding repeals scheduled pursuant to the Sundown Act and the Regulatory Sunset Act; providing for future review and repeal of said subsection; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote SB 398 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 576—A bill to be entitled An act relating to home health agency and hospice patient record information; amending ss. 400.494, 400.613, F.S.; providing exemptions from public records requirements for patient record information of home health agency and hospice patients; providing for future repeal and legislative review of the exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

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

Yeas—37

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

Nays—None

SB 864—A bill to be entitled An act relating to handicapped parking; amending s. 320.0848, F.S.; including chiropractors in a list of persons who may certify a person as handicapped to the Department of Highway Safety and Motor Vehicles; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote SB 864 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

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

Nays—None

Nays—None

SB 1522—A bill to be entitled An act relating to judgments in criminal cases; amending s. 921.241, F.S.; requiring the fingerprints of a person found guilty of a felony to be taken; requiring the fingerprints of a person against whom a judgment of guilty of a felony is rendered to be affixed to the written judgment at the time the judgment is rendered; providing an effective date.

SB 1062—A bill to be entitled An act relating to the use of a child in a sexual performance; amending s. 775.15, F.S.; specifying when the limitation period commences for the prosecution of offenses specified in s. 827.071, F.S., relating to the use of children for sexual performances; providing that such provision does not apply to such an offense if the limitation period expired prior to the effective date of the act; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 1522 was read the third time by title, passed and certified to the House. The vote on passage was:

—was read the second time by title. On motion by Senator Stuart, by two-thirds vote SB 1062 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Yeas—37

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

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

Nays—None

Nays—None

Vote after roll call:

Senator W. D. Childers presiding

Yea—Malchon

SB 392—A bill to be entitled An act relating to environmental radiation standards and programs; amending s. 404.056, F.S.; exempting from public inspection certain information and records relating to the results of measurements of radon gas or radon progeny performed by certain persons; providing for future legislative review of such exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

SB 578—A bill to be entitled An act relating to developmental disabilities; amending s. 393.13, F.S.; continuing the exemption from public records requirements for certain records of developmentally disabled persons who are served by residential facilities and comprehensive transitional education programs; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote SB 392 was read the third time by title, passed and certified to the House. The vote on passage was:

—was read the second time by title. On motion by Senator Weinstock, by two-thirds vote SB 578 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Yeas—33

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

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

Nays—None

Nays—None

Consideration of **SB 98** was deferred.

Vote after roll call:

SB 1570—A bill to be entitled An act relating to child care; amending s. 402.302, F.S.; defining “drop-in child care”; amending s. 402.305, F.S.; providing exemptions from, and variations of, certain licensing standards for drop-in child care; providing an effective date.

Yea—Stuart

—was read the second time by title. On motion by Senator Bankhead, by two-thirds vote SB 1570 was read the third time by title, passed and certified to the House. The vote on passage was:

SB 950—A bill to be entitled An act relating to criminal investigations and prosecutions; amending ss. 16.56, 905.34, F.S.; authorizing the statewide prosecutor to investigate and prosecute offenses which are a component of the pattern of racketeering activities for which persons are charged under the Florida RICO (Racketeer Influenced and Corrupt Organization) Act; expanding the jurisdiction of the statewide grand jury to include such offenses; providing an effective date.

Yeas—37

—was read the second time by title.

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

The Committee on Judiciary-Criminal recommended the following amendments which were moved by Senator Diaz-Balart and adopted:

Amendment 1—On page 1, strike all of lines 28-31 and insert: (Racketeer Influenced and Corrupt Organization) Act, including any offense comprising part of a pattern of racketeering activity in any RICO offense as charged; of any

Amendment 2—On page 2, strike all of lines 21-24 and insert: Organization) Act, including any offense comprising part of a pattern of racketeering activity in any RICO offense as charged; any violation of the provisions of the

Amendment 3—In title, on page 1, lines 5 and 6, strike “which are a component of the” and insert: constituting a

On motion by Senator Diaz-Balart, by two-thirds vote SB 950 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

On motion by Senator Diaz-Balart, the rules were waived and **SB 950** was ordered immediately certified to the House.

SB 378—A bill to be entitled An act relating to sexually transmissible diseases; amending ss. 384.26, 384.282, 384.29, 384.30, F.S.; continuing the exemption of certain information and records relating to sexually transmissible diseases from the public records requirements of ch. 119, F.S.; 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 378 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

SB 732—A bill to be entitled An act relating to acquired immune deficiency syndrome; amending ss. 381.609, 381.6105, F.S.; continuing the exception of certain information and records relating to human immunodeficiency virus tests and test results from the public records requirements of ch. 119, F.S.; 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.

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

Amendment 1—On page 1, lines 17, 18, 19 and 20, strike “pertaining to an HIV test” and insert: *identifying an HIV test subject*

On motion by Senator Malchon, by two-thirds vote SB 732 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

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

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

Nays—None

SB 132—A bill to be entitled An act relating to judicial process; amending s. 903.105, F.S.; allowing sheriffs who receive deposits or collateral from a defendant for bail to remit the money or collateral to the clerk of court; requiring the clerk to accept such money or collateral; amending s. 903.16, F.S.; providing conforming language; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 2, strike line 11 and insert: *The sheriff or other officials shall remit money or bonds*

On motion by Senator Davis, by two-thirds vote SB 132 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

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

Nays—None

SB 98—A bill to be entitled An act relating to requirements for high school graduation; amending s. 232.246, F.S.; providing for the exemption of certain high school students from instruction about disease; providing for modification of the minimum high school graduation requirements for a standard diploma to accommodate students whose religious beliefs preclude their study of disease; repealing an obsolete provision authorizing exceptions from certain minimum high school graduation requirements; providing an effective date.

—was read the second time by title. On motion by Senator Gardner, by two-thirds vote SB 98 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

SB 730—A bill to be entitled An act relating to vital statistics; amending ss. 382.008, 382.014, 382.025, F.S.; continuing the exemption of certain information and records relating to vital statistics from the public records requirements of ch. 119, F.S.; 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 730 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

On motion by Senator Weinstock, by two-thirds vote HB 2299 was withdrawn from the Committee on Health and Rehabilitative Services.

On motion by Senator Weinstock—

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.

—a companion measure, was substituted for SB 922 and read the second time by title. On motion by Senator Weinstock, by two-thirds vote HB 2299 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

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

—was read the second time by title. On motion by Senator Grizzle, by two-thirds vote CS for SB 1820 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Beard	Dudley	Langley	Souto
Brown	Forman	Malchon	Stuart
Bruner	Gardner	Margolis	Thomas
Casas	Girardeau	McPherson	Thurman
Crenshaw	Grizzle	Meek	Weinstein
Davis	Jennings	Myers	Weinstock
Deratany	Johnson	Peterson	Woodson-Howard
Diaz-Balart	Kirkpatrick	Plummer	

Nays—None

SB 936—A bill to be entitled An act relating to residents of nursing homes; amending s. 400.022, F.S.; continuing the exemption from the public records requirements of ch. 119, F.S., for personal and medical records of nursing home residents; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motion by Senator Weinstock, by two-thirds vote SB 936 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Motion

On motion by Senator Deratany, by two-thirds vote **CS for SB 114** was removed from the special order calendar and referred to the Committee on Finance, Taxation and Claims.

CS for SB 90—A bill to be entitled An act relating to arson; amending s. 806.01, F.S.; expanding the elements of the crime of arson to include damaging a dwelling or other structure by fire or explosion while committing any felony or trespass; providing penalties; reenacting ss. 110.1127(3)(a)1.q., 242.335(3)(a)1.q., 393.0655(1)(o), 394.457(6)(a)15., 396.0425(1)(o), 397.0715(1)(o), 402.305(1)(a)15., 409.175(4)(a)6.q., 903.133, and 959.06(3)(q), F.S., relating to personnel of the Department of Health and Rehabilitative Services and entities regulated by the department, personnel of the Florida School for the Deaf and the Blind, and bail pending appeal, to incorporate the amendment to s. 806.01, F.S., in references thereto; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote CS for SB 90 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

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

—was read the second time by title. On motion by Senator Langley, by two-thirds vote CS for SB 396 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

SB 974—A bill to be entitled An act relating to confidential records; amending ss. 400.191, 400.435, F.S.; continuing provisions which provide that records, reports, and documents which are confidential under state or federal law may not be distributed or made available for purposes of complying with certain public information requirements applicable to

nursing home facilities and adult congregate living facilities; exempts such records, reports, and documents from public disclosure requirements until such confidential status is removed; providing for periodic legislative review of such exemptions pursuant to s. 119.14, F.S., the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motion by Senator Weinstock, by two-thirds vote SB 974 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 406—A bill to be entitled An act relating to water management districts; repealing s. 2, ch. 89-279, Laws of Florida, which provides for the future review and repeal of ss. 373.0693, 373.0695, 373.073, 373.076, 373.079, 373.083, 373.084, 373.085, 373.086, 373.087, 373.089, 373.093, 373.096, 373.099, and 373.103, F.S., relating to governing boards and basin boards of water management districts, thereby continuing such boards after September 30, 1990; repealing s. 25, ch. 88-242, Laws of Florida, and amending s. 1(15)(a), ch. 82-46, Laws of Florida; deleting provisions that provide for periodic review of such boards pursuant to the Sun-down Act; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 406 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Motion to Reconsider

Senator Langley moved that the Senate reconsider the vote by which **SB 406** passed this day.

The motion was placed on the calendar.

CS for SB 1292—A bill to be entitled An act relating to medical practice; amending s. 455.225, F.S.; providing for exceptions from certain disciplinary proceedings; amending ss. 458.331, 459.015, 460.413, 461.013, F.S., to require that a physician, osteopathic physician, chiropractic physician, or podiatrist be furnished a copy of the complaint against him or the originating document; providing for submission of a written response; providing for review of response; providing an effective date.

—was read the second time by title. On motion by Senator Thomas, by two-thirds vote CS for SB 1292 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Reconsideration

On motion by Senator Malchon, the rules were waived and the Senate reconsidered the vote by which **HB 391** passed April 24.

On motions by Senator Malchon, the rules were waived and the Senate reconsidered the vote by which **HB 391** was read the third time and the vote by which **HB 391** was substituted for **SB 376**.

On motion by Senator Malchon, by two-thirds vote **HB 2271** was withdrawn from the Committee on Health Care.

On motions by Senator Malchon, by unanimous consent—

HB 2271—A bill to be entitled An act relating to certain records contained in inspection reports of birth centers; amending s. 383.325, F.S.; saving the exemption from public records requirements for certain records held confidential by state or federal law or regulation from repeal; providing for future review and repeal; providing an effective date.

—was taken up out of order and by two-thirds vote 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 2271** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

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

Nays—None

Vote after roll call:

Yea—McPherson, Thomas

On motion by Senator Malchon—

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 also substituted for **SB 376**. 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—35

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

Nays—None

The President presiding

LOCAL BILLS

SB 216—A bill to be entitled An act relating to Lake County; providing career service status for certain employees of the Lake County Sheriff; providing an effective date.

—was read the second time by title. On motion by Senator Langley, by two-thirds vote **SB 216** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 710—A bill to be entitled An act relating to Lehigh Acres Fire Control and Rescue District, Lee County; amending chapter 63-1546, Laws of Florida, as amended; authorizing the board of the Lehigh Acres Fire Control and Rescue District to delegate certain powers and duties to the chief of the fire department; increasing the maximum millage that may be levied by the district; providing for a referendum; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 710 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 712—A bill to be entitled An act relating to the Alva Fire Protection and Rescue Service District, Lee County; amending chapter 76-413, Laws of Florida, relating to deposit of proceeds of assessments and checks written on funds of the district; increasing the cap on the debt which the district may incur; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 712 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 852—A bill to be entitled An act relating to the City of Sanibel, Lee County; prohibiting the practice of chumming within the distance of 1/2 mile of the beaches of Sanibel; providing a definition; providing an exception; providing penalties; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 852 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 1102—A bill to be entitled An act relating to Lee County; prohibiting the taking of saltwater fish, except by hook and line, handheld cast net, or use of five or fewer blue crab traps, from any manmade saltwater canal located in a specified area of the county; specifying a criminal penalty; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 1102 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 1104—A bill to be entitled An act relating to Lee County; amending chapter 76-409, Laws of Florida, relating to the Fort Myers Shores Fire Protection and Rescue Service District; increasing from \$1 per \$1,000 of net taxable assessed valuation to \$2 per \$1,000 of net taxable assessed valuation, the authorized limit within which the board of the district may levy millage tax to provide for funds for the district; providing for a referendum.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 1104 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 1568—A bill to be entitled An act relating to the City of Tampa; authorizing and empowering the Board of Trustees of the City Pension Fund for Firefighters and Police Officers in the City of Tampa and the City of Tampa to make the election provided by Title 26 United States Code Section 415(b)(10)(C); authorizing and empowering the City of Tampa to enter into supplemental contracts with firefighters and police officers who are eligible to join the City Pension Fund for Firefighters and Police Officers in the City of Tampa on or after January 1, 1990; confirming an ordinance of the City of Tampa which amends the City of Tampa Firefighters and Police Officers Pension Contract; providing an effective date and providing for retroactive operation.

—was read the second time by title. On motion by Senator Grant, by two-thirds vote SB 1568 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 1582—A bill to be entitled An act relating to the City of Fanning Springs, Gilchrist and Levy Counties; providing the boundaries of said city; providing an effective date.

—was read the second time by title. On motion by Senator Kirkpatrick, by two-thirds vote SB 1582 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 1756—A bill to be entitled An act relating to the East County Water Control District, Lee and Hendry counties; amending s. 1, chapter 87-477, Laws of Florida; providing for the plurality election of members of the district board of supervisors; providing for qualification by candidates for supervisor; providing for campaign depositories; providing for compensation of members of the board of supervisors; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 1756 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 1816—A bill to be entitled An act relating to the City of Gainesville; amending chapter 12760, Laws of Florida, 1927, as amended; revising the charter of the City of Gainesville; providing for continuation of municipal powers; providing territorial limits; providing for liberal construction of municipal powers; providing severability; providing special powers and authority; providing for the exercise of eminent domain within Alachua County and without the county under certain limitations; providing for the levy of ad valorem and other taxes; providing for the election of a city commission; providing for the creation of districts; providing eligibility requirements for city commissioners; providing terms of office; providing powers and duties of the commission; authorizing the commission to appoint certain charter officers; providing powers and duties of such officers; providing for advisory boards and committees; providing powers and duties of such boards and committees; providing for variances to certain land use regulations; providing for amendments to the charter; providing for a retirement and pension plan for municipal employees; prohibiting the disposal of utility facilities by the commission unless pursuant to ordinance approved by the electors; providing for fresh pursuit and arrest by municipal police officers; providing for construction of prior provisions of the charter; providing an effective date.

—was read the second time by title. On motion by Senator Kirkpatrick, by two-thirds vote SB 1816 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

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

Nays—None

SB 1986—A bill to be entitled An act relating to the Pinellas County Sheriff's Civil Service System; amending ss. 5(2) and 8, ch. 89-404, Laws of Florida; decreasing the maximum period of suspension without pay for certain members of the sheriff's executive staff; providing for hearings on appeals; providing for contracting with the Division of Administrative Hearings for the conduct of appeal hearings; renumbering paragraphs and conforming cross-references; providing an effective date.

—was read the second time by title. On motion by Senator Grizzle, by two-thirds vote SB 1986 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 2068—A bill to be entitled An act relating to Pinellas County; amending ss. 5, 9, 10, and 12 of chapter 73-594, Laws of Florida, as amended; authorizing the Pinellas County Planning Council to coordinate issues and procedures relating to countywide growth management; providing for the adoption of amendments to certain plans, rules, standards, policies, objectives, and operating procedures by the planning council; providing that local future land use plans are not exempt from certain requirements of the countywide comprehensive plan; providing for amendments to the adopted countywide future land use plan by the planning council to be transmitted to the board of county commissioners; specifying certain actions the planning council may take in making recommendations to the Pinellas County Board of County Commissioners; requiring recommended orders pursuant to hearings under ch. 120, F.S., regarding proposed amendments to the countywide future land use plan to be considered by the board of county commissioners; providing for permissive rather than mandatory administrative hearings; providing clarifying language regarding compensation to the Department of Administration for hearing costs; specifying the scope of administrative review of proposed amendments to the countywide future land use plan; authorizing the review of certain decisions of the board of county commissioners pursuant to writ of certiorari; providing hearing and notice requirements for ordinances adopting or amending the countywide comprehensive plan or the countywide future land use plan; providing a technical amendment; repealing s. 11 of chapter 73-594, Laws of Florida, as amended, relating to advisory recommendations of the planning council; repealing s. 2 of chapter 88-464, Laws of Florida, relating to a study committee appointed to monitor the impact of chapter 88-464, Laws of Florida; repealing s. 3 of chapter 88-464, Laws of Florida, relating to legislative review and abolishment of the planning council; providing for conditional retroactivity; providing an effective date.

—was read the second time by title. On motion by Senator Grizzle, by two-thirds vote SB 2068 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

SB 2090—A bill to be entitled An act relating to Lee County; providing definitions; creating the Upper Captiva Fire Protection and Rescue Service District; creating the board of commissioners of the district; providing for their election, terms, and compensation; requiring bonds; empowering the board to levy ad valorem taxes to a specified limit; providing a procedure for complaints of assessments; requiring the property appraiser to provide the board with certain information relating to assessments; reimbursing the county property appraiser and tax collector for their assistance; providing that district assessments constitute a lien on property; providing for the deposit of proceeds of assessments; empowering the board to borrow money to a certain limitation, to issue revenue anticipation certificates, and to pledge such liens and certificate revenue to pay the certificates; exempting board members from liability for repayment of loans; restricting the use of funds of the district; authorizing the board to acquire, lease, or maintain a fire department; providing for rules and an annual report; empowering the board to enact a fire prevention code; providing for amendment of the charter and dissolution of the district; providing for a referendum; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 2090 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Table with 4 columns: Mr. President, Deratany, Langley, Souto. Lists names of senators: Bankhead, Beard, Brown, Bruner, Casas, Childers, W. D., Crenshaw, Davis.

Nays—None

SB 2092—A bill to be entitled An act relating to Sarasota County; amending ss. 1-4, ch. 85-499, Laws of Florida; providing restrictions on fishing and the possession of fishing nets and traps between certain hours upon the waters of seawalled creeks within Sarasota County; providing for inspections of boats upon such waters; providing penalties; providing for confiscation of nets, traps, and catches; providing an effective date.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote SB 2092 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Table with 4 columns: Mr. President, Deratany, Langley, Souto. Lists names of senators: Bankhead, Beard, Brown, Bruner, Casas, Childers, W. D., Crenshaw, Davis.

Nays—None

SB 2094—A bill to be entitled An act relating to Gilchrist County; authorizing the District School Board of Gilchrist County to issue bonds to raise moneys to pay for the construction of classrooms at Bell High School; authorizing the school board to issue refunding bonds and bond anticipation notes; requiring the school board to pay the principal of, premium for, and interest on such bonds out of racetrack moneys and jai alai fronton moneys that accrue annually to Gilchrist County and are allocated to the school board and from certain other moneys of the school board; requiring the school board to annually reserve \$100,000 of such moneys to secure the payment of the principal of, premium for, and interest on such bonds; specifying costs of classroom construction for which the school board may issue such bonds; providing for the investment of the proceeds of the sale of bonds; making the bonds legal investments, lawful collateral for public deposits, and negotiable instruments; covenanting with bondholders that the Legislature will not impair their rights or the security of the racetrack moneys or jai alai fronton moneys; providing that a referendum is not required to exercise any powers under the act, unless required by the State Constitution; amending s. 1, ch. 63-942,

Laws of Florida, as amended; revising the distribution of racetrack moneys and jai alai fronton moneys that accrue to Gilchrist County and are allocated to the district school board and the board of county commissioners; deleting a provision that has had its effect; providing an effective date.

—was read the second time by title.

Senator Kirkpatrick moved the following amendment which was adopted:

Amendment 1—On page 6, lines 1-8, strike all of Section 10

On motion by Senator Kirkpatrick, by two-thirds vote SB 2094 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

Table with 4 columns: Mr. President, Deratany, Langley, Souto. Lists names of senators: Bankhead, Beard, Brown, Bruner, Casas, Childers, W. D., Crenshaw, Davis.

Nays—None

SB 2184—A bill to be entitled An act relating to Lee County; amending subsection (1) of section 9 of chapter 76-408, Laws of Florida, relating to the Estero Fire Protection and Rescue Service District; increasing the accumulative debt ceiling of the district; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 2184 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Table with 4 columns: Mr. President, Deratany, Langley, Souto. Lists names of senators: Bankhead, Beard, Brown, Bruner, Casas, Childers, W. D., Crenshaw, Davis.

Nays—None

SB 2186—A bill to be entitled An act relating to the Water Control District of South Brevard, Brevard County; amending ss. 8, 9, and 16 of chapter 86-418, Laws of Florida, authorizing the Board of Directors of the District to levy annual stormwater management user fees; requiring the approval of such fees by the Board of County Commissioners of Brevard County, with specified County Commissioners voting in the affirmative; establishing maximum fees; deleting authorization for the Board to levy ad valorem taxes and uniform user fees; providing for collection of stormwater management user fees; providing an effective date.

—was read the second time by title. On motion by Senator Deratany, by two-thirds vote SB 2186 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Table with 4 columns: Mr. President, Deratany, Langley, Souto. Lists names of senators: Bankhead, Beard, Brown, Bruner, Casas, Childers, W. D., Crenshaw, Davis.

Nays—None

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

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote SB 2378 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

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

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 2416 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

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

—was read the second time by title. On motion by Senator Grizzle, by two-thirds vote SB 2418 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Forman	Langley	Peterson	Thurman
Girardeau	Malchon	Plummer	Walker
Grant	Margolis	Scott	Weinstein
Grizzle	McPherson	Souto	Weinstock
Johnson	Meek	Stuart	Woodson-Howard
Kirkpatrick	Myers	Thomas	

Nays—None

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

—was read the second time by title. On motion by Senator Davis, by two-thirds vote SB 2490 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

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

SB 3076—A bill to be entitled An act relating to the City of Tallahassee; amending chapter 8374, Laws of Florida, 1919, as amended; repealing s. 2 of chapter 24910, Laws of Florida, 1947; repealing the exclusive right of the city to provide electric service within its corporate limits and a zone three miles wide; providing an effective date.

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

Yeas—35

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

Nays—None

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

SB 3084—A bill to be entitled An act relating to the City of Indian Harbour Beach, Brevard County; authorizing the city to levy and collect special assessments upon property in a limited and determinable area for special benefits conferred upon such property by navigational maintenance of canals abutting such property; providing for payment of all or any part of the costs of such navigational maintenance of canals out of the proceeds of such special assessments; providing an effective date.

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

Yeas—35

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

Johnson	McPherson	Scott	Walker
Kirkpatrick	Meek	Souto	Weinstein
Langley	Myers	Stuart	Weinstock
Malchon	Peterson	Thomas	Woodson-Howard
Margolis	Plummer	Thurman	

Nays—None

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

SB 3092—A bill to be entitled An act relating to Alachua County; creating the Alachua County Criminal Justice Assessment Center at Santa Fe Community College; setting forth the purpose, powers, duties, structure, and organization of the center; providing that the center shall establish and undertake standardized screening, testing, examination, and investigation of applicants for law enforcement and corrections positions within criminal justice agencies in Alachua County; providing for funding of the center through the assessment of an additional court cost against every person convicted of a violation of a criminal statute, ordinance, or traffic offense in Alachua County; providing for additional funding of the center through user fees, donations, and grants; providing that activities of the center shall not generate state funding; providing for budgeting requirements; providing an effective date.

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

Yeas—35

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

Nays—None

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

SB 3108—A bill to be entitled An act relating to the Lake Shore Hospital Authority in Columbia County; amending section 9 of chapter 63-1247, Laws of Florida; deleting the limitation of 6 percent per annum on the interest rate for bonds issued by the authority; providing that such bonds shall bear interest at a rate not exceeding the maximum rate authorized by general law; amending section 1 of chapter 65-1414, Laws of Florida; providing for taxes levied by the authority to be for the purpose of providing health care for indigent residents of Columbia County; providing an effective date.

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

Yeas—35

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

Nays—None

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

SB 3112—A bill to be entitled An act relating to Volusia County; creating the "City of Deltona Charter"; providing legislative intent; establishing the City of Deltona; providing municipal powers; providing for election of a City Commission, and providing for membership, qualifications, terms, and powers and duties of its members, including the Mayor; providing for a Vice Mayor; providing for compensation and expenses; providing general powers; providing circumstances resulting in vacancy in office; providing grounds for forfeiture and suspension; providing for fill-

ing of vacancies; providing for meetings; providing for keeping of records; providing for adoption, recording, and distribution of technical codes; providing a limitation upon employment of Commissioners; prohibiting certain interference with City employees, which shall constitute malfeasance in office; establishing the fiscal year, providing for adoption of annual budget, and providing for increase, reduction, and transfer of appropriations; providing for appointment of City Manager and City Attorney; providing for removal, compensation, and filling of vacancies; providing qualifications and powers and duties; providing for nonpartisan elections and for matters relative thereto; providing for recall; providing a transitional schedule and procedures for first election; providing for creation and establishment of City; providing for first-year expenses; providing for adoption of transitional ordinances, resolutions, comprehensive plan, and land use regulations; providing for accelerated entitlement to state-shared revenues; providing for dissolution of the Deltona Fire District and for transfer of its assets and liabilities; providing for continuation of personnel and services; providing for continuation and dissolution of the Deltona Municipal Services District and for transfer of its assets and liabilities; providing for continuation and dissolution of Municipal Services and Taxing Unit; providing land descriptions of the City and its districts; providing for future amendment of the Charter; providing for standards of conduct in office; providing for severability; repealing chapter 69-1707, Laws of Florida, as amended, relating to the Deltona Fire District; providing for referendum approval; providing effective dates.

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

Yeas—35

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

Nays—None

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

SB 3118—A bill to be entitled An act relating to the Sarasota County Public Hospital Board, Sarasota County; amending s. 1, ch. 26468, Laws of Florida, 1949, as amended; providing a minimum meeting attendance requirement for members of the board; providing that failure to fulfill such requirement is neglect of duty; allowing the board to remove a member for neglect of duty and specifying procedures for such removal from office and for filling the resultant vacancy; providing an effective date.

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

Yeas—35

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

Nays—None

On motion by Senator Bruner, by two-thirds vote—

SB 3120—A bill to be entitled An act relating to Okaloosa County; creating the Fort Walton Beach Area Bridge Authority; authorizing the authority to plan, construct, operate, and maintain a bridge or bridges across the Choctawhatchee Bay or Santa Rosa Sound, or both, together with additions, improvements, connections, extensions, approaches, streets, roads, avenues of access, and transportation facilities appurtenant thereto; providing definitions; providing for membership of the

authority and their qualifications and terms of office; providing for filling of vacancies in membership and for removal of members; prohibiting certain transactions as conflicts of interest; providing for officers of the authority; providing for meetings and specifying a quorum for action by the authority; prescribing powers of the authority, including the power of eminent domain; providing for travel expenses of authority members; providing for annual budgets of the authority; providing for notice of meetings of the authority; providing for issuance of revenue bonds and refunding bonds by the authority; providing for the negotiability of such bonds; providing covenants of the state to the bondholders and the Federal Government; providing for eligibility of bonds as legal investments and as security for public deposits; authorizing the authority to enter into a lease-purchase agreement with the Department of Transportation with respect to the bridge system or a portion thereof, under which agreement the department may covenant to pay for all or part of the operation and maintenance of the system from sources other than revenues derived from the system, under certain circumstances; directing the department to cooperate with the authority; providing for annual audits of the authority; providing an effective date.

—was read the second time by title.

Senator Bruner moved the following amendment which was adopted:

Amendment 1—On page 4, strike all of lines 25-30 and insert: 1-year term and two members to 4-year terms, and the board of county commissioners shall appoint two members to 2-year terms and two members to 4-year terms. The initial appointments must be made within 3 months after the effective date of this act. Upon expiration of an initial term of office, the term of office for the successor to that office is 4 years. Each

On motion by Senator Bruner, by two-thirds vote SB 3120 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

On motion by Senator Dudley, by two-thirds vote—

SB 3098—A bill to be entitled An act relating to Marco Island and Isles of Capri, Collier County; prohibiting the taking of saltwater fish, except by hook and line, handheld cast net, or use of five or fewer blue crab traps, from residential manmade saltwater canals located in specified areas of the county; providing a penalty; providing for a referendum; providing an effective date.

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

Yeas—35

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

Nays—None

On motions by Senator Thomas, by unanimous consent—

SB 3106—A bill to be entitled An act relating to Santa Rosa Island; amending ss. 7.17, 7.55, F.S.; redefining the boundaries of Escambia and Santa Rosa Counties; providing that Navarre Beach shall be included in

the boundary of Santa Rosa County; providing for Santa Rosa County to assume a portion of the liabilities of Escambia County; providing for the Santa Rosa County School District to educate certain children living in that portion of Santa Rosa Island in Escambia County; prohibiting the construction of a navigable waterway or channel on certain parts of Santa Rosa Island without approval of the county commissioners of both Escambia County and Santa Rosa County; providing an effective date.

—was taken up out of order and by two-thirds vote read the second time by title.

Senators Thomas and W. D. Childers offered the following amendments which were moved by Senator Thomas and adopted:

Amendment 1—On page 5, between lines 4 and 5, insert:

Section 6. The overall density level on that portion of Santa Rosa Island leased to Santa Rosa County by Escambia County may not exceed the overall density level established on that portion of Santa Rosa Island owned by Escambia County and not leased to Santa Rosa County and must be consistent with the Santa Rosa County local comprehensive plan approved by the Department of Community Affairs.

(Renumber subsequent section.)

Amendment 2—In title, on page 1, line 16, following the semicolon (;) insert: prescribing requirements with respect to the density level on that portion of Santa Rosa Island leased by Escambia County to Santa Rosa County;

On motion by Senator Thomas, by two-thirds vote SB 3106 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Malchon, by two-thirds vote Senate Bills 1416 and 1714 were withdrawn from the committees of reference and further consideration.

On motions by Senator Deratany, by two-thirds vote Senate Bills 978 and 1434 were also referred to the Committee on Finance, Taxation and Claims.

On motion by Senator Margolis, by two-thirds vote CS for SB 108 was withdrawn from the Committee on Appropriations.

Committee Meeting Change

Senator Kirkpatrick announced cancellation of the Appropriations Subcommittee A meetings scheduled for this day and April 27.

On motion by Senator Myers, the rules were waived and Appropriations Subcommittee C was granted permission to meet at 1:30 p.m. in lieu of 1:00 p.m. as scheduled this day.

Special Guests

On motion by Senator Scott, the rules were waived to allow Dr. Gerold Schiebler and his wife, Audrey, to be admitted to the floor of the Senate.

On motions by Senator Kirkpatrick, by two-thirds vote HB 3661 was withdrawn from the Committee on Health Care.

On motions by Senator Kirkpatrick, by unanimous consent—

HB 3661—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; authorizing and directing the depart-

ment to name a building the Gerold L. Schiebler Children's Medical Services Center; providing an effective date.

—was taken up out of order and by two-thirds vote read the second time by title, and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Upon request of the President, Senators Kirkpatrick, Grant and Thomas escorted Dr. and Mrs. Schiebler to the rostrum where they were presented a copy of the bill.

On motion by Senator Weinstein, the following remarks were printed in the Journal:

Senator Kirkpatrick: This really is a special day for me, and I think for a number of the members of the Florida Senate, to have this opportunity to recognize Gerry Schiebler and his lovely wife, Audrey.

I was speaking with Senator Bruner a little earlier and we were talking about this bill and I said, "Senator Bruner, it'll just be a matter of time, until you'll come to me and ask me if I could give Gerry Schiebler a call on behalf of one of your constituents or somebody that is close to you."

Gerry has probably done more as a supporter of this great institution, the University of Florida Health Center and Shands Hospital, than any other one individual that has ever been connected with it. He has a national reputation for his interest in children, children's health care and their programs. The initiatives that he has been responsible for that are now major parts of the Statutes of Florida and the things that we have been able to accomplish through his leadership are just too many to go through at this time. For me, he has been one of these people that we could always count on when somebody was in trouble or in need. Just this weekend a member of the House of Representatives had a problem. He was a long way from any kind of medical care. They got him to Shands and now he's up and around. I think there is any number of us that have had somebody that has been touched by this hospital.

But Gerry Schiebler is more than that. He is a good friend to this process. He's very hard driving and insistent. Sometimes people misinterpret his enthusiasm and aggressiveness for the things that he believes in; but he really has done an outstanding job for the people of the State of Florida. And he truly is one of those unsung heroes—one of those people that has accomplished more in his lifetime than most humans ever seek to attempt.

So it is with great pride that I ask the Senate to recognize Gerry and his wife, Audrey.

Senator Grant: Gerry, Audrey, welcome to the Florida Senate.

I consider it a distinct honor to be able to stand up and say something on behalf of Gerry Schiebler and his lovely wife, Audrey, because they have done so much, not only for those of us personally here in the Senate, but for the process of legislation and particularly for children in this state.

Senator Kirkpatrick is correct that probably there's been no person that has left a greater mark on the University of Florida Medical Complex than Gerry Schiebler. But his mark goes a long way from Gainesville. It stretches to Pensacola, to Jacksonville, to Key West, to Miami. Children of this state are better today because of the pioneering pediatric procedures that Gerry Schiebler has championed in the State of Florida—child screening, better care, early detection, intervention.

It's been said that nobody stands so tall as when they stoop to help a child. Gerry Schiebler is not a man of great physical height, but he's a man that stands twenty feet tall as far as children are concerned in this

state. There are a lot of people who'll be able to say that their lives were made better who never met Gerry Schiebler, but who were the beneficiaries of his benevolence and his commitment to this system. So we thank you, Gerry, for what you've done for children.

A lot of us have had experiences where Gerry has been so helpful to us personally when we've needed advice on legislation. He's the expert of experts we can always call upon.

I remember when my daughter, who is a student and cheerleader at the University of Florida, was injured. It was Gerry Schiebler in the Emergency Room who helped us through that time and saw that we had medical care, and for that, my wife and I will always be grateful.

You may remember, Senators, two or three years ago I was the one who introduced and passed a bill that probably was the most significant bill that I have ever passed in the legislature. That was one that was a giant step forward for the teaching hospitals in this state; not just Shands Teaching Hospital, but Jackson Memorial, Tampa General, all the teaching hospitals in this state. I've got a big plaque or two hanging on my wall saying, "Thank you" for doing that; but I've said to others and I say to you today, that was not my legislative victory. I was the one that was honored to be the first person to sign on the jacket, but that was a single-handed victory of Gerry Schiebler, who walked these halls day and night and worked right on to the final hours of the legislative session to see that it became a reality. So Gerry, on behalf of the Florida Senate, on behalf of the medical community of this state, and particularly, on behalf of the children of this state, thank you for all that you have done.

Senator Thomas: Mr. President, members of the Senate, visitors in the gallery, I'm particularly pleased and delighted that I could have a brief moment to second that which has been said about this great public steward, Gerry Schiebler, and his lovely wife, Audrey. He ushered in a new kind of care and compassion, devotion, dedication and respect from his peers that I think few of us have seen. I served on a committee in which he had a great interest—Health and Rehabilitative Services—and he was there a lot.

Gerry's presence has been felt throughout this state, not just at Shands, but in every hospital, every health care provider throughout this land. We are indeed fortunate to have had his touch. I saw another side of Gerry last year. I went through some rough times of my own at Shands and I'll always be thankful. My wife and I will always have a special place for Gerry and those very fine, gifted people who took such good care and went out of their way to make sure that I had the best care. There are not enough words that we can say about his stewardship, but we are delighted to have him and Audrey here today, and wish them Godspeed in all they do.

Senator Crenshaw: Mr. President, members, I would just like to add a very brief word as someone from Jacksonville, to let Gerry and his wife know just how much we appreciate the part that they have played in making a dream become a reality there. We have the University Medical Center there now affiliated with Shands Teaching Hospital and have an urban teaching campus in Jacksonville. It has had a tremendous impact on the people, and Senator Girardeau, Senator Bankhead and I just want you to know how much we appreciate it. We know you have made an impact statewide but an awful lot of people in our area are glad that you have been prowling the halls and doing what you do so very effectively. So we thank you.

Senator Johnson: Mr. President, Senators, we're a body known for truth and someone ought to stand on this floor today and tell it about Gerry Schiebler, but I won't be the one to do it.

I don't know what this bill does, whether it appropriates \$40 million or names the State of Florida after Gerry Schiebler, because nobody has yet explained it to us. But I'm going to vote for the bill because of Audrey; because she's lovable and sweet and kind and understanding and she gives us all great support for a lot of our interests and issues. Gerry is just lucky to have her.

I don't know what Gerry does, but most of what he does is because of her strength. I'm going to vote for this bill because of Audrey. And Gerry, you rascal, we do love you, but sometime we have to tell the truth.

Senator Weinstein: Thank you, Mr. President. I have to make a confession today. Last year at the very last meeting of the Judiciary-Civil Committee with about one minute to go, due to some technical reasons I had to commit one of the worst offenses I've ever committed in the Flor-

ida Senate. I had to vote against Audrey Schiebler's good bill because of technical reasons. But she forgave me and we brought it back at the very first interim committee meeting and repaired the bill and passed it.

That shows you the kind of people the Schieblers are. They are willing to work. I just want you to know that for several years I introduced legislation to prohibit paddling of children in the schools and the bill went nowhere and it went nowhere with your help, as a matter of fact. But when Audrey and Gerry Schiebler became involved with the bill, it suddenly took on a magical life of its own and sailed through the House and Senate. I was very pleased that I had such powerful allies helping me pass the bill. They have been a joy to work with and certainly bring great credit, not only to the University of Florida, but to all the citizens of our state.

Senator Davis: I didn't know that this bill was coming up and as most of you know, I usually vote against the naming of any building for any living person, but I think these people are living monuments to the concern and the compassion and the love that they have for all the people that can't speak for themselves in our state. And so I will be glad to vote for this bill with much joy. I've known Audrey much better than I've known Dr. Schiebler. She certainly has been an advocate for children. She was on the Child Care Training Task Force. She has really been responsible for much of the training requirements that we have now in our statutes. She has certainly been the greatest advocate for child care in the state and I'm sorry that we didn't have that bill on the floor today. We hope that we will next week, Mrs. Schiebler, so that we can applaud your efforts that much more. Congratulations to both of you.

Senator Myers: Mr. President, I did not know this was going to happen today so what I have to say is kind of what I feel in my heart.

Dr. Schiebler, I must admit has been a long, long-time friend of mine. It starts way back when he was the chief pediatrician resident at Shands and I was delivering babies in Martin County. When we had congenital anomaly babies we had to transfer them up there in an airplane with an oxygen tent. That is when I first met him. Then when I became a county commissioner I had to always call on him in order to get some patient in Shands. And even now I rely on him very much. I'm talking about my medical life—for admittance for patients into Shands for special problems.

From a legislative standpoint, he has also been right here to handle the information you need, and has been such an advocate for children, such an advocate for people.

I just think he is a great fellow and this does proper honor to him. I also want to thank him for his personal concern, not only for Senator Thomas, but for myself and some of my problems. Thank you.

Senator Beard: I would like to join all the other senators in paying tribute to Gerry. I didn't know him but had seen him around a lot because I hadn't been serving on the Health and Rehabilitative Services Committee. But I went to see Florida State University beat up on the Gators this last session, and I was having breakfast the morning before the game and this gentleman came over and said, "May I sit down and share the table with you?" We got acquainted and I was just amazed, not knowing him any better than I did, how much he knew about all of us and what we had done and what we had not done, and what contributions we had made. He knew a lot about me that I didn't realize he knew and it was really an experience that I greatly appreciated. I can understand why

those of you who know him much better can feel as strongly as you do about the good work he has done. I join you in your expression.

Senator Brown: Senators, as you know, there are a lot of different kinds of lobbyists in Tallahassee. Some of them have a rather strong style. They come on very hard; some of them are rather boisterous and loud. Some of them are rather jovial in their approach. But I can tell you the strongest lobbyist that I've ever had lobby me is Dr. Schiebler. And he does it in that quiet, slow, soft voice. He turns his head down and he looks at you with those sad eyes and you know, you would just feel like an absolute rat if you told him "no." If all that doesn't work, he sends in his secret weapon, Audrey. And if he didn't get you, her approach certainly will.

It's a wonderful thing to see such a husband and wife combination who are willing to dedicate their lives as these two have to the good of others. There is no amount of pay that could possibly compensate them for what they've done for all of us in this state.

Mr. President: While we are escorting the Schieblers to the rostrum for a presentation, I just want to make one or two comments myself. Audrey and Gerry are very close friends of mine and Nancy's.

One of the things that you probably don't know that Gerry Schiebler has accomplished, because you probably think he does all of his work here in Tallahassee and Gainesville, is the outstanding work he does in Washington, D.C.

In times gone by, there used to be an exemption in every one of your health insurance policies that said if you had a child born with a congenital birth defect, no matter how much you had been paying for health insurance, that child would not be covered under insurance. Gerry Schiebler led the charge in Washington several years that had that repealed. Now every child that is born, birth defect notwithstanding, will be covered under the insurance you carry. I happened to have a child in that category. I was pleased with the work of Gerry Schiebler because it would have cost me about \$300,000 in medical bills. I am personally indebted to him for his foresight. The service that Gerry and Audrey have done for this state is unsurpassed by any other Floridian I know. The accolades that have been given him today in the House very eloquently by Fred Lippman and those that you have stated on this floor today, I can tell you, are very well deserved.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 24 was corrected and approved.

CO-INTRODUCERS

Senator Dudley—SB 40, SB 608, SJR 1212, SB 1500; Senator Grant—SB 402, SB 1500; Senator D. Childers—SB 474; Senator Casas—CS for SB 574, SB 938, SB 1500; Senator Gardner—SB 608, SB 938; Senator W. D. Childers—SB 608; Senator Forman—SB 938; Senators Malchon, Peterson and Weinstock—SB 1500; Senator Meek—SB 1500, SB 1764, SB 2196; Senator Stuart—SB 1764; Senator Weinstock—SB 1994; Senator Plummer—SB 2196

RECESS

Senator Scott moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Tuesday, May 1, at 10:00 a.m. The motion was adopted.

Pursuant to the motion by Senator Scott, the Senate recessed at 11:50 a.m. to reconvene at 10:00 a.m., Tuesday, May 1.