



Journal of the Senate

Number 7

Tuesday, May 1, 1990

CALL TO ORDER

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

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

PRAYER

The following prayer was offered by Dr. J. S. "Sid" Lock, Pastor, First United Methodist Church, Fort Walton Beach:

Almighty God, who created your people to live in community with one another, we pause at the beginning of this day to acknowledge your presence and power in all that we do. You have created us, given us life, as well as minds to reason and plan, and dreams for the well-being of our state and areas. You led us to seek election to this office, and the people to spend their votes to place us here. We thank you for that.

Free our minds of all petty thoughts and desires this day. Enable us to dream great dreams and see great visions. Help us to work together in cooperation as well as compromise to bring our dreams to fulfillment. Enable our leaders to chart goals worthy of our state and community. Keep us from petty bickering over great issues and draw us ever into your circle of dedication and devotion that we may serve you by serving the state.

We pray for our families here and back home. We pray for our constituents and for our communities. Keep before us their faces and needs. Keep also before us the greater need of our state and our place in this great union of the United States of America, so may we ever be faithful servants as well as leaders in our time.

Finally, Father, we ask of you strength for the task, wisdom for the decisions, love for all persons, and dedication to the highest ideals and goals of our faith. Help us to mirror these in our every act this day, so that when we go to our beds this night, we go with the peace that we have done our best and given our all. Amen.

PLEDGE

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

Consideration of Resolutions

On motion by Senator Diaz-Balart, by two-thirds vote SR 3096 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Diaz-Balart—

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

WHEREAS, Horacio Aguirre is a distinguished Floridian who, in 1953, founded *Diario las Americas*, an extraordinarily successful Spanish-language daily newspaper in Miami, and

WHEREAS, Horacio Aguirre has fostered and greatly contributed to the freedom of expression which characterizes *Diario las Americas* and has always sought to encourage unity and harmony among all communities that comprise Greater Miami, and

WHEREAS, Horacio Aguirre has been instrumental in the direction of the Inter-American Press Association and serves as an advisor to Florida International University's School of Communications and as a member of the Visiting Committee of the University of Miami's Graduate School of International Studies, and

WHEREAS, Horacio Aguirre serves as a member of the Council on Foreign Relations, a Trustee of the Greater Miami Chamber of Commerce, is Honorary President of the Latin Chamber of Commerce, and Vice President of the Greater Miami Opera Association, and

WHEREAS, Horacio Aguirre has been honored by the governments of Panama, Ecuador, the Dominican Republic, and Spain and has received a doctorate Honoris Causa in journalism from St. Thomas University, and the Knight of the Order of St. Gregory decoration from the Holy See, NOW, THEREFORE,

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

That the Senate designates May 1, 1990, as Horacio Aguirre Day in honor of his many accomplishments during his long and successful career in journalism and for his service to the people of Miami and Florida.

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 Horacio Aguirre as a tangible token of the respect and admiration of this body.

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

Senator Diaz-Balart introduced Horacio Aguirre, his wife Helen, his sons Horacio, Jr., Carlos and Alejandro, and his brother Francisco Aguirre, who were seated in the Chamber.

Upon request of the President, Senators Diaz-Balart, Souto and Casas escorted Dr. Aguirre and his family to the rostrum where he was presented a copy of the resolution. Dr. Aguirre addressed the Senate.

On motion by Senator Bankhead, by two-thirds vote SR 2750 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Bankhead—

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

WHEREAS, throughout the state, the business community supports and promotes Chambers of Commerce, and

WHEREAS, Chambers of Commerce are independent, nonprofit, volunteer organizations dedicated to improving their communities, and

WHEREAS, Chambers of Commerce, through constant vigilance and civic pride, seek to improve Florida's economy by promoting a favorable environment for business, and

WHEREAS, through their communities, Chambers of Commerce have created an atmosphere of community awareness and economic growth and development which has made Florida a better place in which to live, work, and raise a family, NOW, THEREFORE,

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

That the Senate recognizes that the Florida business community, through the Chambers of Commerce, is dedicated to service in both the public and private sectors.

BE IT FURTHER RESOLVED that the Senate recognizes May 2, 1990, as Florida Chamber of Commerce Day.

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

On motion by Senator Myers, by unanimous consent—

By Senator Myers—

SR 3128—A resolution honoring Senator Mary Grizzle for her continuing contributions on behalf of the people of the State of Florida through her service in the Florida Legislature and her many years of service to her community.

WHEREAS, Senator Mary Grizzle began her legislative service in the Florida House of Representatives, serving in that body from 1963 through 1978, and

WHEREAS, she has served thereafter from 1978 to the present time in the Florida Senate, and

WHEREAS, Senator Grizzle has earned, by virtue of having the longest continuous term of service of all members currently serving in the Florida Legislature, the distinction and designation as “Dean of the Legislature,” and

WHEREAS, Senator Grizzle has, in her more than 26 years of service in the Florida Legislature, sponsored and supported many important measures, including legislation admitting women to jury duty, providing equal pay for equal work, providing married women’s separate property rights, requiring advance waste treatment for sanitary sewers, providing maternity leave for teachers, and requiring state licensing for child care centers, which have benefited not only the people of her district and of Pinellas County and the Tampa Bay region but also the entire population of this state, and

WHEREAS, she has ably served as chair of the Pinellas legislative delegation from 1964 to 1966, 1979 to 1980, 1984 to 1985, and 1989 to 1990, and

WHEREAS, she has served as Minority Leader pro tempore of the House of Representatives from 1974 to 1978 and is currently serving as Senate Republican Leader pro tempore, and

WHEREAS, Senator Grizzle has been recognized, both by her local community and statewide, for her many outstanding achievements, earning numerous awards, including the Pinellas Juvenile Welfare Board Outstanding Service to Children Award, 1976; the St. Petersburg Times One of Ten Outstanding Women, 1966; the Allen Morris Most Effective Legislator in Committee, 1986; the Florida Association of Community Colleges Legislative Service Award on seven occasions; and the Soroptomist International Women Honoring Women Award for Government, 1984, and

WHEREAS, Senator Grizzle has set an example of courage, leadership, and commitment to the highest levels of public service and has made lasting contributions to the people of the State of Florida, particularly in the areas of conservation and environmental protection, education, and health services, NOW, THEREFORE,

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

That the Senate of the State of Florida salutes its colleague, Senator Mary Grizzle, on the occasion of her 27th year of service in the Legislature of the State of Florida.

—was introduced out of order and read by title. On motion by Senator Myers, SR 3128 was read the second time in full and adopted.

Upon request of the President, Senator Myers escorted Senator Grizzle to the rostrum where she was presented a copy of the resolution. Senator Grizzle addressed the Senate.

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

Senator W. D. Childers: Mr. President, Senators, Mary, I think you ought to hear this because I’m very serious about what I’m about to say.

I believe if you took a poll of all 39 senators, except Senator Grizzle, and asked, “Who is the most pleasant person, the most helpful person and the most delightful person to talk to on any occasion?”

It doesn’t matter if we are bogged down in taxes and budget, and we’re irritated and fighting with one another; I’ll tell you one that’s not agi-

tated and irritated and one that’s not mad and doesn’t bark at you and scream like we all do. That’s Mary Grizzle. She’s very calm. She’s very deliberate and she does her job. She does it well and she does it as good as any Senator that I’ve ever served with in my 20 years. I’ve served on a lot of committees with Mary and I serve on committees with her now. I can tell you if sometimes I don’t take time to read all of the bills and the summaries, I know I can turn to Mary and ask her a question about what’s going on, and she knows.

Mary, all of us are proud of you.

Senator Meek: Mr. President and members of the Senate, I’m really moved by this tribute this morning to Mary Grizzle. There’s no one any more meritorious and more deserving of recognition by this Senate than Mary Grizzle. There’s no one in this Senate, in my opinion, who has been so objective and has no color or flag on her regarding what party she’s in. She abhors that kind of label. Mary is one who is willing to talk about the poor, the near poor, the undereducated.

She knows it all, Mr. President. To tell the truth, she knows more than any man in this Senate. She knows more and she’s willing to share more than anyone here, and, if I had my way about it, Mary Grizzle would be at the top of the Senate hierarchy because she deserves it.

I did not say that to start any kind of heresy or anything. That’s just the way I feel about Mary Grizzle. She’s a woman among women and it’s so good that we’re appreciating what Mary Grizzle has done.

Senator Kiser: Thank you, Mr. President. I, too, want to add my accolades because I’ve had the privilege of serving in the same delegation with Mary since 1972. I came to the House in ’72 as a freshman and she was already a veteran, having gone there in ’63. Mary’s not very flashy. She isn’t always trying to get publicity. She’s not trying to cut every ribbon in town, be at every shopping market and bank that opens. People say, “I just don’t understand how she keeps getting reelected by such big margins every year.”

I say it’s real simple. She does her job. Many of you from other counties have looked at some of the things we have done at the local level with some of our local bills.

Mary was the first person to sponsor licensing for day care. She’s been at the forefront of almost every one of the issues that involve women and the environment. No one has a record like Mary Grizzle. Back home she’s known for that. And folks, that’s just good politics and that’s why Mary Grizzle keeps getting elected. That’s why she’s so popular and that’s why she has been here longer than anybody else in service in the Legislature. We’re all very proud of her. I’m proud, Mary, to have been able to serve in the same delegation with you all these years.

Senator Souto: Mr. President and members, to all the words that have been said here by my colleagues, I’ll just have to say, “Amen.”

You know Mary has really been to me an inspiration; a guide, a person to follow. In the Natural Resources Committee where we have spent so many hours together, Mary has always been a person that I recognize as one of our leaders. Thank you, Mary, and keep up the good work.

Senator Malchon: Thank you, Mr. President. I, too, must add my accolades to this very well deserved honor of Senator Grizzle.

When I first started to observe the Legislature and lobby for some voluntary groups, way back in the early sixties, Senator Grizzle was one of the people who was always most helpful and one whom I greatly respected and admired through all those years. It has been perhaps the supreme honor to serve with her here in the Senate as a member of the Pinellas County delegation and particularly as her seatmate here on the floor and serving on many committees with her.

I can only reinforce what everybody has said about her knowledge, her effectiveness, and her low-key, friendly way of helping everybody and, thereby, helping the entire Senate to produce much better products. I think we all owe her a debt of gratitude, as well as this honor we’re bestowing upon her, and I just couldn’t be happier for her.

Senator Beard: Mr. President and Senators, my wife and I are very fond of Mary and her husband Charles. We consider them among our friends. Senator Meek said she’s a woman among women. She’s also a woman among men. Senator Childers said she doesn’t scream and yell and shout like the rest of us. I’ll tell you one thing, she does speak low and you have to listen or you might miss what she’s saying, but you better listen because she’s usually saying something important. I join all of you in paying tribute to this lovely lady.

Senator Plummer: Thank you, Mr. President. I've had the privilege of serving on her committee, Executive Business, and this year she has served on mine, Corrections. I've noticed something that maybe everyone also knows. You don't hear her yell or scream. If she disagrees with something, we always hear the same thing. She always goes (tsk, tsk, tsk sound). We've all heard it, haven't we? That's how she says she disagrees and I wish we would all follow her. God bless you and you deserve every bit of it.

Senator McPherson: Mr. President and Senators. I'll be very brief because all has been said that can be said about Mary. I have served with her longer than anybody in the chamber. We first served together in 1965 in the House.

We were on the Natural Resources Committee together back when it wasn't a very popular committee and we were environmentalists back when everybody thought we ate pine cones and it was not a popular thing as it is today. She is my vice-chairman in Natural Resources and she is my partner when it comes to any environmentally sensitive legislation that comes along. She is always supportive. She is very progressive in that matter and my hat goes off to her.

Senator Dudley: Thank you, Mr. President. I just want to relay something personal to you. I know that some of you know I have a propensity for getting fiesty, and want to fight sometime, and be argumentative.

There have been many times in my four years in the Florida Senate that I've gone to Mary with a problem, with an issue that I wanted to go to war on, and she has quietly, calmly advised me. She has made me sit down on many occasions when I would rather be on my feet debating someone; and she has provided that very, very special love that somehow we all share in this Chamber regardless of party differences and regardless of some deep philosophical differences that may divide us.

Every ship needs a rudder. Mary Grizzle is the stability, is the rudder, of this Senate, in my opinion.

So I rise this morning to share with you personally my favorite saying by Samuel Johnson and it goes like this: "Integrity without knowledge is weak and useless and knowledge without integrity is dangerous and dreadful." Mary, for your integrity, for your knowledge, for your love, I give you my thanks.

Senator Girardeau: Thank you, Mr. President and Senators. I don't want to belabor this because I can see that 39 people would like to get up and say something, so I will be very brief.

I came into the Legislature in 1976, in the House of Representatives, when Mary Grizzle sat on the back seat because there were only a few Republicans in the House. In 1978, this quiet little lady moved over to the Senate. You hardly ever heard anything of Mary when she was in the House but you knew she had her work done within her delegation and within her caucuses.

Now, in the Senate, I find a different Mary Grizzle. Mary Grizzle began to be a little more expressive. Like Senator Plummer said, she'd give that little chuckle and then you'd better start listening. I can tell you this, I have enjoyed the work that I have had with Mary Grizzle in the past couple of years since I have been in the Senate and especially serving on the Executive Business Committee with her.

Mary is very deep in her understanding of the issues and she gets you to understand the issues. If you disagree with her, she doesn't jump up and yell and do things like that but she tries to explain it to you like she thinks it ought to be. Sort of that grandmotherly type action; and she gets her way because when you stop and think about what she has said, she is right.

Mary, I have enjoyed working with you, and I'm not just talking about on the Executive Business Committee. I'm talking about issues in this Chamber. You are the one person, in my opinion, that has been as level, as equal and as fair as anyone that I have met in this Legislature. Thank you for being here and allowing me to serve with you.

Senator Scott: Mr. President. Senator Grizzle, I know it's going to be hard for you to be your same humble self after all these remarks from your colleagues but I certainly join in them. I don't know if this was a surprise, but we hope it was for you today. We have enjoyed serving with you. During all the years I've been here—at least almost half as many as you have—I have enjoyed your counsel and advice and prodding when

necessary. Your contributions to this state and particularly to the natural resources of this state and to education are too numerous for us to begin to mention.

Mr. President: At this time I would like to ask Senator Myers to escort Senator Grizzle to the rostrum. The moment would not be complete without hearing some brief remarks from the Senator we all love. I think it is a real accomplishment after 27 years of service to have so many warm feelings among her colleagues, and also the love of her constituents for her personally. It gives me great pleasure to present to you the Dean of the Florida Legislature, Senator Mary Grizzle.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, May 1, 1990: SB 1656, SB 1626, SB 326, SB 1094, CS for SB 686, SB 1728, SB 736, SB 1072, SB 1632, CS for SB 1520, CS for SB 1082, CS for SB 1018, CS for SB 740, CS for SB 1508, SB 742, SB 532, SB 744, CS for SB 482, SB 688, CS for SB 1290, CS for SB 1414, CS for SB 458, SB 580, CS for SB 110, SB 1178, SB 934, CS for SB 502, CS for SB 210

Respectfully submitted,
James A. Scott, Chairman

The Committee on Finance, Taxation and Claims recommends the following pass: SB 40, CS for SB 240, SB 2936

The Committee on Health and Rehabilitative Services recommends the following pass: SB 1118

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

The Committee on Finance, Taxation and Claims recommends the following pass: CS for SB 414 with 2 amendments

The bill was referred to the Committee on Ethics and Elections under the original reference.

The Committee on Health and Rehabilitative Services recommends the following pass: SB 1734 with 1 amendment

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

The Committee on Health and Rehabilitative Services recommends the following pass: SB 2038

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

The Committee on Ethics and Elections recommends the following pass: SB 1978 with 1 amendment

The bill was referred to the Committee on Rules and Calendar under the original reference.

The Committee on Ethics and Elections recommends the following pass: SB 432, SB 958, SB 1860

The Committee on Finance, Taxation and Claims recommends the following pass: SB 298, SB 1354, CS for SB 1562, SB 1624

The Committee on Health and Rehabilitative Services recommends the following pass: SB 2028

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

The Committee on Ethics and Elections recommends the following not pass: SB 1994

The bill was laid on the table.

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 1670

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: Senate Bills 1674 and 1016

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

The Committee on Education recommends committee substitutes for the following: SB 758, SB 824, SB 1476

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1458

The Committee on Finance, Taxation and Claims recommends a committee substitute for the following: SJR 682

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 1744

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 628

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 846

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 Health and Rehabilitative Services recommends a committee substitute for the following: SB 1084

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

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: Senate Bills 1068 and 22

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

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 2194

The Committee on Transportation recommends a committee substitute for the following: SB 1916

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

The Committee on Education recommends a committee substitute for the following: SB 1238

The Committee on Transportation recommends committee substitutes for the following: SB 1802, SB 2018

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 Education recommends a committee substitute for the following: SB 1544

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 1762

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 836

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

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 1768

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

The Committee on Transportation recommends a committee substitute for the following: SB 2274

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

The Committee on Transportation recommends a committee substitute for the following: SB 1726

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

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 882

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 1800

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 Ethics and Elections recommends committee substitutes for the following: SB 870, SB 892

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: SB 1208, SB 1422

The Committee on Judiciary-Civil recommends a committee substitute for the following: SB 1482

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 1210

The Committee on Transportation recommends a committee substitute for the following: SB 1616

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

REQUESTS FOR EXTENSION OF TIME

April 27, 1990

The Committee on Agriculture requests an extension of 15 days for consideration of the following: Senate Bills 174, 180, 214, 242, 1304, 1324, 1676, 1686, 1918, 2062, 2364, 2546, 2608, 2622, 2722, 2730, 2744, 2760, 2832, 2876, 2974, 3034

The Committee on Commerce requests an extension of 15 days for consideration of the following: Senate Bills 4, 58, 64, 82, 130, 212, 248, 272, 552, 566, 582, 590, 594, 604, 612, 614, 678, 778, 986, 1012, 1076, 1112, 1180, 1216, 1232, 1246, 1296, 1454, 1518, 1524, 1560, 1564, 1566, 1602, 1614, 1630, 1704, 1748, 1864, 1876, 1878, 1930, 2170, 2176, 2276, 2338, 2366, 2368, 2390, 2450, 2468, 2522, 2548, 2690, 2706, 2836, 2848, 2920, 3050; House Bill 2393

The Committee on Community Affairs requests an extension of 15 days for consideration of the following: Senate Bills 6, 8, 32, 102, 164, 244, 338, 350, 498, 562, 754, 1036, 1046, 1196, 1204, 1214, 1258, 1274, 1286, 1302, 1394, 1424, 1532, 1574, 1576, 1584, 1618, 1622, 1688, 1690, 1700, 1708, 1722, 1794, 1882, 1920, 1942, 1962, 2034, 2072, 2074, 2076, 2096, 2098, 2140, 2172, 2192, 2236, 2302, 2424, 2440, 2542, 2626, 2780, 2786, 2840, 2858, 2890, 2904, 2914, 2922, 2940, 2992, 3064, 3104, 3122

The Committee on Corrections, Probation and Parole requests an extension of 15 days for consideration of the following: Senate Bills 726, 886, 900, 1110, 1226, 1310, 1326, 1342, 1484, 1590, 1720, 1738, 1754, 1766, 1842, 1984, 2146, 2464, 2594, 2698, 2852, 2918, 3020, 3036

The Committee on Economic, Professional and Utility Regulation requests an extension of 15 days for consideration of the following: Senate Bills 38, 496, 500, 508, 540, 548, 786, 788, 842, 894, 964, 972, 1056, 1070, 1078, 1108, 1114, 1122, 1168, 1170, 1288, 1300, 1348, 1390, 1392, 1446, 1486, 1634, 1638, 1830, 1834, 2122, 2200, 2246, 2314, 2356, 2400, 2438, 2524, 2570, 2584, 2586, 2606, 2640, 2650, 2660, 2700, 2752, 2784, 2796, 2834, 2868, 2870, 2874, 2908, 2928, 2938, 2960, 2962, 2980, 3014, 3016, 3018, 3022, 3030

The Committee on Education requests an extension of 15 days for consideration of the following: Senate Bills 88, 128, 194, 318, 464, 646, 664, 670, 676, 794, 826, 866, 998, 1124, 1138, 1356, 1664, 1712, 1732, 1776, 1796, 1874, 1898, 1914, 1916, 1956, 1958, 1988, 2024, 2048, 2054, 2082, 2100, 2156, 2164, 2270, 2278, 2284, 2296, 2332, 2358, 2408, 2460, 2498, 2500, 2504, 2562, 2574, 2616, 2618, 2648, 2662, 2716, 2718, 2746, 2808, 2856, 2872, 2900, 2910, 2968, 3006

The Committee on Ethics and Elections requests an extension of 15 days for consideration of the following: Senate Bills 10, 12, 200, 282, 436, 656, 658, 926, 930, 962, 988, 1058, 1106, 1150, 1240, 1268, 1684, 1742, 1886, 1948, 2354, 2422, 2512, 2612, 2664, 2710, 2822

The Committee on Finance, Taxation and Claims requests an extension of 15 days for consideration of the following: Senate Bills 40, 52, 114, 178, 234, 240, 246, 256, 280, 310, 362, 402, 416, 452, 460, 476, 530, 568,

616, 720, 768, 814, 992, 1166, 1176, 1188, 1198, 1202, 1248, 1282, 1354, 1382, 1406, 1430, 1460, 1494, 1504, 1528, 1530, 1548, 1552, 1562, 1578, 1624, 1698, 1736, 1866, 1960, 2032, 2036, 2088, 2102, 2136, 2256, 2288, 2324, 2398, 2530, 2536, 2692, 2756, 2936, 2956, 2984, 3062, 3068, 3074; House Bill 2589

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following: Senate Bills 264, 306, 346, 358, 422, 622, 634, 636, 696, 724, 762, 818, 876, 916, 978, 1086, 1142, 1186, 1262, 1298, 1334, 1388, 1472, 1478, 1620, 1648, 1650, 1680, 1752, 1836, 1928, 1934, 1940, 1980, 2008, 2020, 2110, 2114, 2158, 2196, 2268, 2486, 2516, 2544, 2550, 2554, 2556, 2558, 2646, 2724, 2728, 2732, 2736, 2738, 2812, 2816, 2826, 2828, 2878, 2926, 2946, 2970, 2972, 2976, 3026; House Bills 149, 1827, 2279, 2281, 2313

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following: Senate Bills 106, 226, 492, 854, 966, 976, 996, 1010, 1066, 1074, 1148, 1320, 1352, 1450, 1526, 1558, 1598, 1702, 1764, 1854, 1912, 1954, 2014, 2030, 2044, 2050, 2078, 2108, 2126, 2130, 2152, 2182, 2188, 2228, 2286, 2346, 2386, 2394, 2402, 2442, 2458, 2494, 2538, 2540, 2564, 2680, 2682, 2778, 2792, 2810, 2820, 2824, 2912, 2916, 2996, 3012; House Bill 2287

The Committee on Health Care requests an extension of 15 days for consideration of the following: Senate Bills 74, 86, 192, 238, 332, 534, 652, 1060, 1100, 1254, 1452, 1490, 1540, 1798, 1870, 1922, 1926, 2000, 2016, 2116, 2162, 2178, 2208, 2220, 2232, 2316, 2578, 2632, 2638, 2644, 2694, 2712, 2734, 2758, 2774, 2818, 3010, 3024, 3038

The Committee on Higher Education requests an extension of 15 days for consideration of the following: Senate Bills 202, 618, 626, 756, 772, 1134, 1160, 1172, 1404, 1464, 1496, 1506, 1514, 1538, 1542, 1556, 1592, 1692, 1968, 2328, 2374, 2388, 2410, 2412, 2444, 2502, 2508, 2526, 2532, 2534, 2678, 2726, 2740, 2748, 2754, 2768, 2782, 2842

The Committee on Insurance requests an extension of 15 days for consideration of the following: Senate Bills 48, 410, 550, 556, 558, 716, 766, 782, 792, 816, 830, 858, 874, 896, 960, 1038, 1158, 1312, 1364, 1384, 1402, 1408, 1436, 1682, 1696, 1710, 1772, 1996, 2132, 2150, 2210, 2234, 2258, 2318, 2326, 2360, 2428, 2492, 2566, 2568, 2572, 2602, 2656, 2666, 2668, 2670, 2762, 2764, 2772, 2788, 2794, 2804, 2850, 2854, 2866, 2880, 2902, 2924, 2982, 3060

The Committee on Judiciary-Civil requests an extension of 15 days for consideration of the following: Senate Bills 116, 126, 134, 260, 400, 450, 520, 538, 572, 600, 692, 698, 748, 770, 798, 810, 838, 840, 856, 902, 910, 1002, 1020, 1026, 1090, 1140, 1162, 1164, 1174, 1190, 1192, 1264, 1276, 1284, 1308, 1372, 1534, 1596, 1678, 1694, 1730, 1750, 1774, 1780, 1784, 1786, 1788, 1790, 1804, 1810, 1812, 1824, 1828, 1846, 1850, 1862, 1880, 1888, 1890, 1894, 1924, 1974, 2046, 2056, 2064, 2112, 2118, 2144, 2154, 2198, 2206, 2222, 2224, 2230, 2238, 2290, 2312, 2320, 2350, 2352, 2382, 2406, 2426, 2430, 2432, 2480, 2506, 2510, 2518, 2592, 2642, 2688, 2696, 2766, 2770, 2844, 2884, 2894, 2896, 2906, 2950, 3002, 3042

The Committee on Judiciary-Criminal requests an extension of 15 days for consideration of the following: Senate Bills 18, 20, 24, 122, 136, 166, 196, 204, 206, 208, 250, 270, 276, 286, 294, 412, 434, 438, 440, 488, 610, 630, 638, 746, 812, 878, 912, 914, 980, 1004, 1006, 1008, 1064, 1120, 1218, 1224, 1242, 1252, 1272, 1322, 1376, 1418, 1420, 1492, 1554, 1580, 1644, 1654, 1672, 1778, 1792, 1818, 1826, 1832, 1840, 1884, 1938, 1952, 1966, 2010, 2022, 2066, 2080, 2142, 2148, 2204, 2214, 2216, 2226, 2254, 2260, 2264, 2322, 2334, 2336, 2392, 2404, 2448, 2454, 2470, 2484, 2514, 2596, 2598, 2600, 2610, 2614, 2634, 2636, 2838, 2864, 2882, 2948, 3000, 3032, 3040, 3066, 3070; House Bills 219, 2387, 2497

The Committee on Natural Resources and Conservation requests an extension of 15 days for consideration of the following: Senate Bills 120, 148, 176, 190, 296, 320, 356, 404, 442, 444, 446, 448, 536, 584, 606, 620, 624, 650, 760, 808, 820, 844, 880, 890, 908, 938, 946, 948, 968, 1088, 1096, 1128, 1144, 1182, 1244, 1318, 1328, 1366, 1368, 1370, 1434, 1550, 1608, 1642, 1660, 1668, 1724, 1758, 1822, 1844, 1852, 1868, 1906, 1950, 1998, 2004, 2006, 2058, 2060, 2084, 2106, 2120, 2138, 2174, 2190, 2242, 2244, 2250, 2294, 2310, 2348, 2372, 2376, 2396, 2528, 2560, 2654, 2672, 2702, 2720, 2742, 2802, 2806, 2860, 2934, 2942, 2944, 2958, 2978, 2990, 2994, 3004, 3046

The Committee on Personnel, Retirement and Collective Bargaining requests an extension of 15 days for consideration of the following: Senate Bills 152, 172, 428, 468, 776, 800, 828, 1000, 1014, 1032, 1034, 1136, 1154, 1156, 1400, 1606, 1746, 1814, 1896, 1936, 1946, 1970, 1972, 2212, 2306, 2370, 2714, 2790, 3052, 3054, 3056, 3058

The Committee on Regulated Industries requests an extension of 15 days for consideration of the following: Senate Bills 44, 154, 230, 516, 544, 588, 722, 984, 1132, 1234, 1266, 1444, 1636, 1652, 1666, 1806, 1808, 1902, 1904, 1944, 1964, 2052, 2180, 2218, 2240, 2272, 2282, 2330, 2340, 2380, 2414, 2446, 2488, 2496, 2552, 2576, 2580, 2628, 2630, 2686, 2892, 2986, 3044

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: Senate Bills 26, 62, 66, 186, 224, 312, 360, 472, 474, 478, 522, 524, 640, 642, 660, 680, 804, 834, 868, 924, 942, 1040, 1212, 1360, 1456, 1474, 1500, 1594, 1640, 1760, 1782, 1908, 1910, 1932, 1978, 2086, 2124, 2166, 2202, 2304, 2342, 2362, 2420, 2604, 2708, 2750, 2776, 2800, 2830, 2932, 3082, 3086, 3088, 3096, 3114, 3116; House Bills 443, 2317, 3469

The Special Master on Claims requests an extension of 15 days for consideration of the following: Senate Bills 50, 54, 70, 76, 394, 484, 1344, 1992, 2988, 3072, 3094

The Committee on Transportation requests an extension of 15 days for consideration of the following: Senate Bills 60, 118, 146, 198, 232, 336, 420, 586, 608, 822, 898, 1184, 1250, 1256, 1270, 1306, 1314, 1316, 1396, 1448, 1586, 1662, 1706, 1716, 1718, 1858, 1900, 1976, 2002, 2026, 2042, 2070, 2104, 2128, 2134, 2168, 2252, 2280, 2298, 2300, 2344, 2384, 2434, 2436, 2452, 2456, 2462, 2466, 2472, 2474, 2478, 2520, 2582, 2620, 2624, 2658, 2674, 2684, 2704, 2798, 2814, 2846, 2886, 2888, 2898, 2930, 2952, 2954, 3028, 3048, 3078

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Transportation and Senators Davis and Gardner—

CS for SB's 112 and 100—A bill to be entitled An act relating to offenses involving alcohol or drugs; providing a short title; authorizing a court to order, as a condition of probation, certain persons convicted of driving under the influence to participate in the Youthful Drunk Driver Visitation Program; requiring a court to determine whether the program is appropriate for a probationer; allowing a court to require supervised probationers to visit certain prescribed facilities to view appropriate victims of vehicle accidents involving drinking drivers; prescribing appropriate supervisory personnel for such visitations; requiring a comprehensive counseling session before visitations; providing for a waiver of visitation if it is determined to be inappropriate; providing for a discretionary post-visitiation conference; providing immunity from civil liability; creating s. 322.056, F.S.; providing mandatory withholding, revocation, or suspension of the driving privilege of a person under 21 years of age who is found guilty of or delinquent for certain offenses; amending ss. 562.11, 562.111, F.S.; providing that penalties imposed under s. 322.056, F.S., are in addition to penalties imposed for the specified violations of the Beverage Law; providing an effective date.

By the Committee on Natural Resources and Conservation; and Senator Brown—

CS for SB 628—A bill to be entitled An act relating to the Department of Environmental Regulation; creating s. 376.3074, F.S.; providing for assessment of fees for failure to comply with registration, monitoring, reporting, and recordkeeping requirements relating to pollution of surface and ground waters; amending s. 403.121, F.S.; providing for assessment of fees for failure to comply with monitoring, reporting, and recordkeeping requirements relating to wastewater treatment facilities; amending s. 403.727, F.S.; providing for assessment of fees for certain violators who fail to comply with described requirements relating to the discharge of hazardous waste; amending s. 403.860, F.S.; providing for assessment of fees by the department or a county public health unit for failure to comply with public water system monitoring and reporting requirements; providing procedures; providing for rules; limiting the amount of fees; providing for civil actions to collect fees assessed; providing for deposit in specified funds or trust funds; authorizing certain use of fees collected; repealing s. 403.60, F.S., relating to interstate environmental compacts; providing an effective date.

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

CS for SJR 682—A joint resolution proposing an amendment to Section 6, Article VII of the State Constitution, relating to homestead tax exemption.

By the Committee on Education and Senator Gardner—

CS for SB 758—A bill to be entitled An act relating to education; creating s. 231.263, F.S.; creating recovery network for educators; providing eligibility for participation; providing for staff; providing for treatment contracts; providing procedures; providing an exemption from public records requirements for certain disclosed information and providing for review and repeal of the exemption; providing for determination of ineligibility for further assistance; providing for rules; providing for review and repeal; providing an effective date.

By the Committee on Education and Senator Grizzle—

CS for SB 824—A bill to be entitled An act relating to education; amending s. 232.246, F.S.; revising credit requirements for high school graduation; amending s. 236.081, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Judiciary-Civil and Senators Kirkpatrick and Forman—

CS for SB 836—A bill to be entitled An act relating to jurors; amending s. 40.01, F.S.; revising qualifications of jurors; creating s. 40.011, F.S.; requiring the Department of Highway Safety and Motor Vehicles to deliver to the clerk of the court a list to be used for selection of jurors; providing for an affidavit to request jury service; creating s. 40.012, F.S.; providing for the purging of jury source lists; creating s. 40.0121, F.S.; providing for public notice of juror qualifications; amending s. 40.02, F.S.; providing that a chief judge's designation of a court administrator to perform certain jury management duties must be in conformity with normal county budgetary timeframes; providing that where the court administrator is designated to perform such duties the county shall not be financially responsible; amending s. 98.211, F.S.; deleting a provision that permits lists of electors be used for purposes of jury selection; amending s. 322.08, F.S.; providing for certain information on applications for drivers' licenses; amending s. 322.20, F.S.; providing that the Department of Highway Safety and Motor Vehicles shall furnish to the courts, for jury selection purposes, lists of licensed drivers and persons possessing identification cards; providing that restrictions on the use of such information and fees for violation of such restrictions apply to the courts; amending s. 905.37, F.S.; providing that statewide grand jurors be selected from the same juror pool as petit jurors; providing for payment of costs of the jury selection system; providing an effective date.

By the Committee on Personnel, Retirement and Collective Bargaining; and Senators Thomas, W. D. Childers, Davis, Souto and Meek—

CS for SB 846—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; adding certain positions in a state forensic facility to the definition of "special risk"; amending s. 121.0515, F.S.; describing eligible positions of a state forensic facility; providing an effective date.

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

CS for SB 870—A bill to be entitled An act relating to elections; amending s. 100.371, F.S.; requiring that signatures on initiative petitions be witnessed; revising the time period for which such signatures are valid; requiring the sponsor to certify that no per-signature fee was paid; providing for severability; providing an effective date.

By the Committee on Ethics and Elections; and Senators Dudley, Malchon, Kiser, W. D. Childers, Thurman and Deratany—

CS for SB 882—A bill to be entitled An act relating to honoraria; amending s. 112.312, F.S.; providing definitions of the terms "relative" and "honoraria" for purposes of the code of ethics for public officers and employees; amending s. 112.3145, F.S.; requiring disclosure of honoraria; amending s. 112.3148, F.S.; amending the definition of the term "contribution" for purposes of the statement of contributions received by public officials to include honoraria; including the date of contribution in the statement to be given a public officer receiving a contribution; amending s. 20.171, F.S.; allowing Unemployment Appeals Commission members to be paid a specified sum for their services; amending s. 121.24, F.S.; allowing State Retirement Commission members to be paid a specified sum for their services; amending s. 337.185, F.S.; allowing State Arbitration Board members to be paid a specified sum for their services; providing an effective date.

By the Committee on Ethics and Elections; and Senators Brown and Thurman—

CS for SB 892—A bill to be entitled An act relating to absentee ballots; amending s. 101.5609, F.S., relating to ballot requirements for electronic and electromechanical voting systems; correcting a cross-reference; amending s. 101.62, F.S.; revising provisions relating to requests for absentee ballots; amending s. 101.64, F.S.; revising provisions relating to delivery of absentee ballots; creating s. 101.655, F.S.; providing for supervised voting for absent electors in certain facilities; creating s. 101.665, F.S.; providing procedures for overseas absentee ballots; providing a definition; amending s. 101.68, F.S.; correcting a cross-reference; creating s. 101.681, F.S.; requiring the supervisor of elections to request certain electors to update their signature; providing an effective date.

By the Committee on Transportation and Senator Gardner—

CS for SB 944—A bill to be entitled An act relating to traffic control; amending s. 316.066, F.S.; providing that a law enforcement officer may testify regarding statements made to him by persons involved in traffic accidents solely for the purpose of establishing such persons' identity; amending s. 316.0747, F.S.; providing that nongovernmental entities which use a traffic control device at a place to which the public is invited shall install devices which conform to specified standards; providing exemptions; providing penalties; providing an effective date.

By the Committee on Natural Resources and Conservation; and Senators Kirkpatrick, Gardner, Souto, Brown, Davis, Kiser, Forman, Woodson-Howard, Weinstein, D. Childers, Myers, Gordon and Malchon—

CS for SB's 1068 and 22—A bill to be entitled An act relating to pilots, ports, pollutant discharge, and coastal protection; amending s. 206.9935, F.S.; providing for the levy of an excise tax, and for increasing the cap on the balance in the Coastal Protection Trust Fund to \$100 million if the Federal Government approves offshore oil drilling off the coast of this state; providing for an increase in the amount of the excise tax if a discharge of catastrophic proportions occurs; amending s. 310.071, F.S.; providing for the expiration of the initial certificate issued to a deputy pilot, for evaluation of the deputy pilot's training, and issuance of a 2-year certificate; amending s. 310.101, F.S.; providing grounds for discipline for deputy and state pilots; clarifying that state and deputy pilots are operating under authority of state licenses under specified conditions; amending s. 310.111, F.S.; requiring the reporting of marine perils caused by a vessel on which a state or deputy pilot is employed; amending s. 310.141, F.S.; specifying circumstances under which vessels, unless exempted by federal law or drawing less than 7 feet of water, must have a state or deputy pilot on board; creating s. 313.21, F.S.; providing a definition of "port"; creating s. 313.22, F.S.; authorizing ports to regulate specified vessel movements within their jurisdictions; creating s. 313.23, F.S.; directing each port, in agreement with the U.S. Coast Guard, state pilots, and other ports in its operating port area, to adopt guidelines for minimum bottom clearance, vessel movement, and radio communication; creating s. 313.24, F.S.; providing intent; amending s. 327.43, F.S.; requiring commercial vessels to anchor in designated anchorage areas while waiting to enter port; amending s. 376.031, F.S.; providing definitions for "damages" and "technically feasible" or "technical feasibility"; amending s. 376.041, F.S.; requiring all new vessels sold in the state after December 31, 1992, to have fuel tank air vents; providing an exception; amending s. 376.06, F.S.; prohibiting operation of a terminal facility not required to be regulated by the Department of Natural Resources pursuant to ss. 376.30-376.319, F.S., without a registration certificate; providing penalties and procedures; creating s. 376.065, F.S.; requiring owners or operators of terminal facilities to obtain a spill response and prevention certificate issued by the Department of Natural Resources; providing the term of said certification; providing criteria for obtaining said certificate; providing penalties and procedures; providing exceptions from the requirement to obtain said certificate for land-based terminal facilities with a storage capacity of less than 30,000 gallons which store or service special fuels to vessels and any terminal facility storing or servicing only motor fuels to vessels; providing definitions; amending s. 376.07, F.S.; prescribing operation and inspection requirements for spill prevention, abatement, and cleanup capabilities of terminal facilities, vessels, and other matters relating to certification; providing spill containment requirements for a terminal transferring heavy oil to or from a vessel of specified capacity; providing penalties; requiring a wildlife rehabilitation and rescue element in the state contingency plan of response; creating s. 376.071, F.S.; requiring vessels of specified capacity to have a ship-specific spill prevention and control contingency plan; requiring a designated "spill officer"; providing the content of said plan; providing a pen-

alty; amending s. 376.09, F.S.; providing for an exemption from liability; amending s. 376.11, F.S.; providing for the deposit of damages recovered pursuant to s. 376.121, F.S., into the Florida Coastal Protection Trust Fund; providing uses for said trust fund; amending s. 376.12, F.S.; increasing the limits on liability for a prohibited discharge or other polluting condition by owners and operators of vessels and terminal facilities; providing for the unlimited liability of said owners and operators for failure to report a pollutant incident or failing to provide reasonable cooperation and assistance when requested; providing procedures to file an objection; requiring the owner or operator of a vessel transporting pollutants to have financial security; providing for the owner of a pollutant transported as cargo on a vessel suffering a discharge to be liable for cleanup costs not paid for by the owner or operator of the vessel; providing exceptions; requiring the Department of Natural Resources to pursue reimbursement for moneys expended for pollution cleanup, abatement, and damages; providing an exemption from pollutant spill reporting when the discharge is of 1 gallon of gasoline or less from a vessel having less fuel capacity than 150 gallons; creating s. 376.121, F.S.; requiring the Department of Natural Resources to assess and recover from responsible parties the cost of damages for the injury to or destruction of natural resources and deposit said damages into the Florida Coastal Protection Trust Fund and disburse them as provided pursuant to s. 376.11(4)(a)-(d), F.S.; providing procedures for the Department of Natural Resources to make said assessment; amending s. 376.16, F.S.; providing penalties for repeated pollutant discharges; providing procedures; creating s. 376.163, F.S.; providing for the Pollutant Spill Technical Advisory Council; providing for membership on said council; providing the duties of said council; amending s. 376.301, F.S.; providing definitions of the terms "facility," "marine fueling facilities," and "bulk product facility"; amending s. 376.303, F.S.; authorizing the Department of Environmental Regulation to adopt rules establishing standards for facilities storing pollutants or hazardous substances covered by ss. 376.011-376.21, F.S., or by chapter 377, F.S.; directing said department to register bulk products facilities and issue annual renewals beginning January 1, 1991; providing for a registration and annual renewal fee not to exceed \$1,000 per tank; providing for a fee schedule; amending s. 377.06, F.S.; deleting public policy relating to the development of oil and gas resources; providing legislative intent to facilitate pollutant cleanup and control the costs associated with said cleanups; authorizing the Department of Environmental Regulation to designate local government solid waste facilities for disposal of pollutant cleanup wastes; requiring the Center for Solid and Hazardous Waste Management to coordinate research to determine the most appropriate dispersal agents for use in Florida; requiring the Department of Natural Resources to encourage the development of training programs for personnel needed for pollutant spill prevention and cleanup activities; providing effective dates.

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

CS for SB 1084—A bill to be entitled An act relating to the rehabilitation of persons who have spinal cord injuries or head injuries; amending s. 400.021, F.S.; defining transitional living facility; creating s. 400.045, F.S.; requiring the Department of Health and Rehabilitative Services to develop rules for licensing certain facilities; amending s. 413.602, F.S.; defining transitional living facilities; deleting definition for "halfway house"; amending s. 413.603, F.S.; providing for the establishment of transitional living facilities; creating s. 413.614, F.S.; requiring the department to develop rules for licensing transitional living facilities; providing goals for transitional living programs; providing transitional living facility requirements; providing an effective date.

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

CS for SB 1208—A bill to be entitled An act relating to ad valorem taxation; amending s. 192.001, F.S.; providing standards for determining substantial completion of real and tangible personal property; creating s. 192.039, F.S.; providing for assessment and taxation of certain real property on a partial-year roll; creating s. 192.040, F.S.; providing for assessment and taxation of certain tangible personal property on a partial-year roll; amending s. 192.042, F.S.; providing an assessment day; amending s. 192.091, F.S.; providing for tax collector reimbursement; amending s. 193.052, F.S.; providing for partial-year property returns; amending s. 193.062, F.S.; providing a date for filing of returns; amending s. 193.114, F.S.; providing for preparation of partial-year rolls; amending s. 195.027, F.S.; requiring partial-year returns by agency rule; amending s. 196.011, F.S.; providing a requirement for application for exemption; amending s.

197.3635, F.S.; requiring information to be included on notice; creating s. 200.070, F.S.; requiring notice of partial-year assessment; requiring inclusion of partial-year 1990 property or 1991 rolls; providing a severability clause; providing an effective date.

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

CS for SB 1210—A bill to be entitled An act relating to weapons and firearms; amending s. 790.051, F.S.; exempting state attorneys and certain assistant state attorneys from the licensing and penal provisions of ch. 790, F.S.; amending s. 790.052, F.S.; providing that state attorneys and assistant state attorneys have the right to carry concealed firearms during off-duty hours; providing an effective date.

By the Committee on Education and Senator Johnson—

CS for SB 1238—A bill to be entitled An act relating to education; amending s. 200.001, F.S., relating to school millages; correcting cross-references; amending s. 228.195, F.S.; clarifying language relating to school breakfast programs; amending s. 230.2305, F.S.; revising provisions relating to children to be served by the prekindergarten early intervention program; amending s. 230.2316, F.S.; revising provisions relating to student participation in educational alternatives programs; amending s. 233.0681, F.S.; revising provisions relating to proposed programs to identify and train occupational specialists; amending s. 234.02, F.S.; revising provisions relating to school board use of motor vehicles other than school buses for transporting students; amending s. 234.091, F.S.; revising licensing requirements for school bus drivers; amending s. 235.04, F.S.; providing for rules relating to disposal of property; amending s. 235.056, F.S.; revising provisions relating to lease of educational facilities and sites; amending s. 235.212, F.S.; revising provisions relating to low-energy usage features in the design and construction of educational facilities; amending s. 235.26, F.S.; requiring the development of building accessibility standards for children; amending s. 236.081, F.S.; revising provisions relating to the required local effort calculation; amending s. 236.083, F.S.; revising provisions relating to the determination of students who may be transported; amending s. 236.25, F.S.; revising provisions relating to use of millage for payment of loans; providing effective dates.

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

CS for SB 1278—A bill to be entitled An act relating to asbestos control; requiring the Department of Environmental Regulation to charge an inspection and notification fee for any asbestos removal project; providing exemptions; providing for the disposition of such fees; allowing the department to contract to have local governments conduct such projects; providing an effective date.

By the Committee on Finance, Taxation and Claims; and Senators Myers and Weinstock—

CS for SB 1422—A bill to be entitled An act relating to community redevelopment agencies; amending s. 163.340, F.S.; excluding juvenile welfare boards and health care and hospital districts from the requirements that they pay tax increments to redevelopment trust funds for use by community redevelopment agencies; amending s. 163.370, F.S.; authorizing community redevelopment agencies to levy ad valorem taxes; providing an effective date.

By the Committee on Ethics and Elections—

CS for SB 1458—A bill to be entitled An act relating to elections; amending s. 104.271, F.S.; authorizing deposit of penalties into the Elections Commission Trust Fund; amending s. 106.04, F.S.; providing that fines assessed against committees of continuous existence be placed into the Elections Commission Trust Fund; amending s. 106.07, F.S.; requiring reports by candidates, political committees, and committees of continuous existence; providing procedures; requiring political committees and committees of continuous existence to file reports if they make contributions in a special election; providing that fines assessed for failure to file a report be placed into the Elections Commission Trust Fund; amending s. 106.08, F.S.; authorizing deposition of fines into Elections Commission Trust Fund; amending s. 106.141, F.S.; authorizing deposition of surplus funds into Elections Commission Trust Fund; amending s. 106.19, F.S.; authorizing deposition of civil penalties into Elections Commission Trust Fund; amending s. 106.24, F.S.; providing that the Florida Elections Commission is not subject to the control, supervision, or direction of the Department of State; providing for administrative sup-

port, staffing, and budgets of the commission; amending s. 106.25, F.S.; describing procedures for investigations and determinations; allowing staff to dismiss cases where no probable cause is found; authorizing public records once a probable cause determination is made; allowing for appeals of cases dismissed by staff; amending s. 106.26, F.S.; authorizing the Florida Elections Commission to consider appeals of cases staff has dismissed; removing language relating to confidentiality of proceedings; amending s. 106.265, F.S.; authorizing the commission to impose civil penalties on political parties guilty of violating the campaign financing law; authorizing deposition of fines to the Elections Commission Trust Fund; amending s. 106.27, F.S.; subjecting committees of continuous existence and political parties to civil actions, injunctions, and restraining orders; authorizing the commission to bring civil actions; amending s. 106.36, F.S.; clarifying where certain fines are to be deposited; authorizing additional positions for the Division of Elections; providing an appropriation; reviving and readopting ss. 106.24, 106.25, 106.26, 106.265, 106.27, 106.28, 106.29, F.S., notwithstanding their scheduled repeal under the Sundown Act; providing for future repeal and review of ss. 106.24, 106.25, 106.26, 106.265, 106.27, F.S., pursuant to the Sundown Act; providing an effective date.

By the Committee on Education and Senators Brown, Malchon, Weinstock, Gardner and Forman—

CS for SB 1476—A bill to be entitled An act relating to education; amending s. 229.808, F.S.; providing nonpublic school reporting requirements; requiring fingerprints of certain individuals; providing penalties for violations of requirements; providing an effective date.

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

CS for SB 1482—A bill to be entitled An act relating to county courts; amending s. 34.01, F.S.; increasing the amount in controversy over which the county court has jurisdiction; providing for payment of certain filing fees and service charges; providing an effective date.

By the Committees on Education; and Corrections, Probation and Parole—

CS for SB 1544—A bill to be entitled An act relating to education for state prisoners; amending s. 110.205, F.S.; providing for salaries of instructional personnel of the Correctional Education School Authority to be subject to approval by the State Board of Education; providing for salaries of the administrative and noninstructional personnel of the authority to be subject to approval by the Department of Administration; amending s. 242.68, F.S.; specifying the authority of certain members of the Board of Correctional Education; providing additional responsibilities of the board; requiring the Director of Correctional Education to administer a compensation and classification plan for correctional educators; providing for administration of such compensation and classification plan; requiring periodic revisions to the survey of correctional institutions; deleting obsolete provisions; requiring the Department of Administration to review the compensation and classification plan for correctional educators and report to the Legislature; providing an effective date.

By the Committee on Transportation and Senator Bankhead—

CS for SB 1616—A bill to be entitled An act relating to revocation of driving privileges; amending s. 322.27, F.S.; requiring the Department of Highway Safety and Motor Vehicles to revoke for a specified period the driving privilege of a person convicted of or adjudicated delinquent for any felony violation of ch. 893, F.S., relating to controlled substances, or any substantially similar violation committed in another jurisdiction; providing an effective date.

By the Committee on Natural Resources and Conservation; and Senator McPherson—

CS for SB 1670—A bill to be entitled An act prohibiting the sale, transportation, collection, cultivation, or possession of plants of the species *Melaleuca quinquenervia*, *Schinus terebinthifolius*, *Casuarina equisetifolia*, *Casuarina glauca*, and *Mimosa pigra*; providing penalties; requiring the Department of Natural Resources to study methods of control of such plants; requiring the South Florida Water Management District to remove *Melaleuca quinquenervia* from certain areas of the district; requiring the Department of Natural Resources to adopt rules; providing an effective date.

By the Committee on Personnel, Retirement and Collective Bargaining; and Senators Thurman and Stuart—

CS for SB's 1674 and 1016—A bill to be entitled An act relating to law enforcement officers, correctional officers, and firefighters; amending s. 112.19, F.S.; providing definitions; increasing death benefits for law enforcement officers; providing for educational expenses for the children of deceased officers; providing for rules; repealing s. 112.1904, F.S., relating to death benefits for law enforcement officers unlawfully and intentionally killed in the performance of duty; amending s. 112.191, F.S.; providing definitions; providing that for the purpose of benefits under said section the firefighter must have been certified and employed full-time; increasing death benefits with respect to firefighters; providing for educational expenses for the children of deceased firefighters; providing for rules; repealing s. 112.1914, F.S., relating to death benefits for firefighters unlawfully and intentionally killed in the performance of duties; amending ss. 175.201 and 185.21, F.S.; conforming to the act; repealing s. 240.235(3), F.S., relating to educational benefits of special risk members; providing an effective date.

By the Committee on Transportation and Senator Crenshaw—

CS for SB 1726—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; requiring that the parent or guardian of a minor be notified of the minor's conviction for driving under the influence; providing an effective date.

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

CS for SB 1744—A bill to be entitled An act relating to juvenile proceedings; amending s. 39.408, F.S.; requiring the predisposition study in dependency proceedings to include documentation regarding the availability of, and efforts by the department to provide, services through the Family Builders Program; amending s. 415.505, F.S., relating to child protective investigations; providing for intensive family-based services through the Family Builders Program; requiring the Department of Health and Rehabilitative Services to establish two Family Builders Program pilot projects to provide family preservation services; authorizing the department to adopt rules; providing goals; authorizing the department to subcontract its services; providing eligibility requirements for participation in the projects; prescribing services; providing for development of a family preservation plan; providing qualifications and training for caseworkers; providing for program evaluation; authorizing the use of certain funds; providing an effective date.

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

CS for SB 1762—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; creating the Study Commission on Delivery of Health and Rehabilitative Services; providing membership and duties; providing for reporting; providing an effective date.

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

CS for SB 1768—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; amending s. 20.19, F.S.; providing for the establishment of service district waiting lists; requiring the development of uniform waiting list criteria; providing for a uniform core of client services across service districts; deleting obsolete provisions relating to advisory councils abolished by prior law; requiring periodic review and reports to the Governor, the Legislature, and the Social Services Revenue Estimating Conference on the state Medicaid reimbursement plan; requiring periodic price comparison studies, which compare reimbursement rates to the costs of providing departmental services, and reports to the Legislature; providing an appropriation; providing an effective date.

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

CS for SB 1800—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; renumbering and amending s. 381.0615, F.S.; expanding outcome evaluation in the department; providing intent; providing definitions; requiring the department to establish a system of outcome evaluation of services provided by its Aging and Adult Services Program Office, Alcohol, Drug Abuse, and Mental Health Program Office, Children's Medical Services Program Office, and Developmental Services Program Office; providing for reports; providing for

establishment or use of a program office advisory council; requiring periodic evaluations and reports by the Auditor General; providing an effective date.

By the Committee on Transportation and Senator Crenshaw—

CS for SB 1802—A bill to be entitled An act relating to drivers' licenses; amending s. 322.055, F.S.; providing for revocation or suspension of, or delay of eligibility for, drivers' licenses of persons convicted of or adjudicated delinquent for certain offenses involving controlled substances; providing for substance abuse treatment in certain circumstances; authorizing the issuance of a limited driver's license in certain circumstances; providing an effective date.

By the Committee on Transportation and Senators Johnson and D. Childers—

CS for SB 1916—A bill to be entitled An act relating to drivers' licenses; amending s. 322.21, F.S.; increasing license fees to finance certain school district and nonpublic school costs; providing for the disbursement of such funds to school districts and nonpublic schools; amending s. 322.16, F.S.; providing content for a driver's license examination relating to the use of air brakes; providing effective dates.

By the Committee on Transportation and Senator Gardner—

CS for SB 2018—A bill to be entitled An act relating to the Seminole County Expressway Authority Law; amending s. 348.953, F.S., relating to the purposes and powers of the authority; amending s. 348.954, F.S., relating to the issuance of bonds by the authority; creating s. 348.9541, F.S., relating to remedies of the bondholders; amending s. 348.955, F.S., relating to lease-purchase agreements of the authority; providing an effective date.

By the Committee on Natural Resources and Conservation; and Senator McPherson—

CS for SB 2194—A bill to be entitled An act relating to environmental protection; amending s. 229.8055, F.S.; changing the date for the annual status report on environmental education; amending s. 229.8056, F.S.; deleting requirements for an annual report to be provided by the Coordinator of Environmental Education; amending s. 229.8059, F.S.; adding an employee of the Department of Commerce to the Interagency Coordinating Committee for Environmental Education; requiring the Interagency Coordinating Committee to develop an annual status report; amending s. 229.8064, F.S.; providing for use of funds in the Aquatic Resources Education Account by the Department of Natural Resources for aquatic education purposes; amending s. 370.0608, F.S.; creating the Aquatic Resources Education Account within the Save Our State Environmental Education Trust Fund; amending s. 370.0605, F.S.; defining the term "resident" as used in said section; providing transferability for certain saltwater fishing licenses for vessels carrying customers; providing that certain license fees are nonrefundable; revising certain exemptions from saltwater fishing license requirements; providing penalties and procedures for persons cited for violating certain saltwater fish and crawfish license and stamp requirements; providing that the state assents to the provisions of a specified Act of Congress, as amended; providing for the administration of state fish and wildlife programs by the Department of Natural Resources and the Game and Fresh Water Fish Commission; amending ss. 370.1111, 370.14, F.S.; specifying the period of time during which snook and crawfish stamps are valid; amending s. 372.561, F.S.; requiring tax collectors to report stolen licenses and stamps; requiring tax collectors to make certain audit reports to the Game and Fresh Water Fish Commission; amending s. 372.57, F.S.; revising an exemption from certain license and stamp requirements; amending s. 372.571, F.S.; specifying the period of time during which certain freshwater fishing licenses are valid; amending s. 372.574, F.S.; revising certain bonding requirements for subagents appointed by tax collectors to issue licenses and stamps; providing for the sale of licenses and stamps in states contiguous to Florida; amending s. 372.60, F.S.; providing requirements for issuing replacement licenses and stamps; amending s. 376.11, F.S.; providing for expenditure of the interest earned from investments of the Florida Coastal Protection Trust Fund; amending s. 320.08066, F.S.; providing for the deposit of revenues from manatee license plate sales; providing effective dates.

By the Committee on Transportation and Senator Casas—

CS for SB 2274—A bill to be entitled An act relating to motor vehicles; prohibiting the operation of a sound amplification system from within a motor vehicle which is heard a specified distance outside the vehicle; providing exemptions; providing a penalty; amending s. 316.066, F.S.; providing that a law enforcement officer may testify regarding statements made to him by persons involved in traffic accidents solely for the purpose of establishing such persons' identity; providing an effective date.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Grant, by two-thirds vote SB 2584 was withdrawn from the committee of reference and further consideration.

On motion by Senator McPherson, by two-thirds vote SB 30 was removed from the calendar and recommitted to the Committee on Natural Resources and Conservation.

On motions by Senator Margolis, by two-thirds vote CS for SB 254, CS for SB 302, CS for SB 982, CS for SB 1022, CS for SB 1024, CS for SB 1260, CS for SB 1378 and SB 1838 were withdrawn from the Committee on Appropriations.

On motions by Senator Margolis, by two-thirds vote CS for SJR 474 and SJR 1212 were also referred to the Committee on Appropriations; and CS for CS for SB 954 and CS for SB 956 was removed from the calendar and referred to the Committee on Appropriations.

Committee Meeting Change

On motion by Senator Johnson, the rules were waived and the Committee on Education was granted permission to consider SB 664 on May 2.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

First Reading

The Honorable Bob Crawford, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 925 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Criminal Justice and Representative Locke—

CS for HB 925—A bill to be entitled An act relating to obstruction of justice; amending s. 843.16, F.S.; exempting newspapers, news publications, and certain alarm system contractors from provisions relating to installation of radios set to assigned law enforcement frequencies; providing an effective date.

—was referred to the Committee on Judiciary-Criminal.

The Honorable Bob Crawford, President

I am directed to inform the Senate that the House of Representatives has passed SB 150, SB 268, SB 702 and SB 950.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

SPECIAL ORDER

SB 1656—A bill to be entitled An act relating to bridge designation; designating the newly constructed bridge upon which U.S. Highway 331 spans the Choctawhatchee Bay as the "Clyde B. Wells Bridge"; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title. On motion by Senator Bruner, by two-thirds vote SB 1656 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

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

Nays—None

Vote after roll call:

Yea—Kirkpatrick

On motion by Senator Bankhead, by two-thirds vote HB 2313 was withdrawn from the Committee on Governmental Operations.

On motion by Senator Bankhead—

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

—a companion measure, was substituted for SB 1626 and read the second time by title. On motion by Senator Bankhead, by two-thirds vote HB 2313 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Kirkpatrick

Consideration of **SB 326** was deferred.

SB 1094—A bill to be entitled An act relating to the Florida School for the Deaf and the Blind; amending s. 242.335, F.S.; authorizing the school to pay the cost of personnel screening and security background investigations for applicants for employment; providing an effective date.

—was read the second time by title.

Senator Bankhead moved the following amendments which were adopted:

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

Section 1. Paragraph (m) of subsection (4) of section 230.23, Florida Statutes, is amended to read:

230.23 Powers and duties of school board.—The school board, acting as a board, shall exercise all powers and perform all duties listed below:

(4) **ESTABLISHMENT, ORGANIZATION, AND OPERATION OF SCHOOLS.**—Adopt and provide for the execution of plans for the establishment, organization, and operation of the schools of the district, as follows:

(m) Exceptional students.—Provide for an appropriate program of special instruction, facilities, and services for exceptional students as prescribed by the state board as acceptable, including provisions that:

1. The school board provide the necessary professional services for diagnosis and evaluation of exceptional students.

2. The school board provide the special instruction, classes, and services, either within the district school system, in cooperation with other district school systems, or through contractual arrangements with approved nonpublic schools or community facilities which meet standards established by the state board.

3. The school board annually provide information describing the Florida School for the Deaf and the Blind and all other programs and methods of instruction available to the parent or guardian of a sensory-impaired student.

4.3. The school board submit annually to the department its proposed procedures for the provision of special instruction and services for exceptional students.

5.4. No student be given special instruction or services as an exceptional student until after he has been properly evaluated, classified, and placed in the manner prescribed by rules of the state board. The parent or guardian of an exceptional student evaluated and placed or denied placement in a program of special education shall be notified of each such evaluation and placement or denial. Such notice shall contain a statement informing the parent or guardian that he is entitled to a due process hearing on the identification, evaluation, and placement, or lack thereof. Notwithstanding the provisions of s. 119.14, such hearings shall be exempt from the provisions of ss. 120.57 and 286.011, and any records created as a result of such hearings shall be exempt from the provisions of s. 119.07(1), to the extent that the state board adopts rules establishing other procedures. This exemption from s. 286.011 is subject to the Open Government Sunset Review Act in accordance with s. 119.14. The hearing shall be conducted by a hearing officer from the Division of Administrative Hearings, Department of Administration. The decision of the hearing officer shall be final, except that any party aggrieved by the finding and decision rendered by the hearing officer shall have the right to bring a civil action in the circuit court. In such an action, the court shall receive the records of the administrative hearing and shall hear additional evidence at the request of either party. In the alternative, any party aggrieved by the finding and decision rendered by the hearing officer shall have the right to request an impartial review of the hearing officer's order by the district court of appeal as provided by s. 120.68. Notwithstanding any law to the contrary, during the pendency of any proceeding conducted pursuant to this section, unless the district school board and the parents or guardian otherwise agree, the child shall remain in his then-current educational assignment or, if applying for initial admission to a public school, shall be assigned, with the consent of the parents or guardian, in the public school program until all such proceedings have been completed.

6.5. In providing for the education of exceptional students, the superintendent, principals, and teachers shall utilize the regular school facilities and adapt them to the needs of exceptional students whenever this is possible. No student shall be segregated and taught apart from normal students until a careful study of the student's case has been made and evidence has been obtained which indicates that segregation would be for the student's benefit or is necessary because of difficulties involved in teaching the student in a regular class.

7.6. The principal of the school in which the student is taught shall keep a written record of the case history of each exceptional student showing the reason for the student's withdrawal from the regular class in the public school and his enrollment in or withdrawal from a special class for exceptional students. This record shall be available for inspection by school officials at any time.

8.7. The district school board shall establish the amount to be paid by the district school board for each individual exceptional student contract with a nonpublic school.

Section 2. Subsection (1) of section 242.335, Florida Statutes, is amended to read:

242.335 Personnel screening; Florida School for the Deaf and the Blind.—

(1) The Board of Trustees of the Florida School for the Deaf and the Blind shall, because of the special trust or responsibility of employees of the school, require all employees and applicants for employment to undergo personnel screening and security background investigations as a condition of employment and continued employment. For the purposes of this section, personnel screening and security background investigations shall include, but not be limited to, employment history checks, checks of references, local criminal records checks through local law enforcement agencies, fingerprinting, statewide criminal records checks through the Department of Law Enforcement, federal criminal records checks through the Federal Bureau of Investigation, and abuse registry clearance. The cost of a personnel screening and security background investigation for an employee of the school shall be paid by the school. The cost of such a screening and investigation for an applicant for employment may shall be paid by the school applicant.

Section 3. This act shall take effect July 1, 1990, or upon becoming a law, whichever occurs later.

Amendment 2—In title, on page 1, line 1, strike everything before the enacting clause and insert: A bill to be entitled An act relating to education; amending s. 230.23, F.S.; requiring district school boards to provide information on the Florida School for the Deaf and the Blind and other programs to parents of certain students; amending s. 242.335, F.S.; authorizing the Florida School for the Deaf and the Blind to pay the cost of personnel screening and security background investigations for applicants for employment; providing an effective date.

On motion by Senator Bankhead, by two-thirds vote SB 1094 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	Langley	Stuart
Bankhead	Dudley	Malchon	Thomas
Beard	Forman	Margolis	Thurman
Brown	Gardner	McPherson	Walker
Bruner	Gordon	Meek	Weinstein
Casas	Grant	Myers	Weinstock
Childers, D.	Grizzle	Peterson	Woodson-Howard
Childers, W. D.	Jennings	Plummer	
Crenshaw	Johnson	Scott	
Deratany	Kiser	Souto	

Nays—None

Vote after roll call:

Yea—Girardeau, Kirkpatrick

SB 326—A bill to be entitled An act relating to the Medical Examiners Commission; reviving and amending s. 406.075(3)(a), F.S., relating to probable cause panels of the commission; providing an effective date.

—was read the second time by title. On motion by Senator Grant, by two-thirds vote SB 326 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Kirkpatrick

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

—was read the second time by title. On motion by Senator Weinstock, by two-thirds vote CS for SB 686 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

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

Nays—None

SB 1728—A bill to be entitled An act relating to game promotions; amending s. 849.094, F.S.; revising the deadlines by which operators of game promotions held in connection with the sale of consumer products must file rules, regulations, and proof of trust accounts or bonds with the Department of State; providing an effective date.

—was read the second time by title. On motion by Senator Crenshaw, by two-thirds vote SB 1728 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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, D.	Gordon	McPherson	Weinstein
Childers, W. D.	Grant	Meek	Weinstock
Crenshaw	Grizzle	Myers	Woodson-Howard
Davis	Jennings	Peterson	

Nays—None

SB 736—A bill to be entitled An act relating to hospital licensure inspection reports; amending s. 395.006, F.S.; exempting certain hospital and ambulatory surgical center accreditation reports from the public records requirements of ch. 119, F.S.; providing for future legislative review of such exemption pursuant to the Open Government Sunset Review Act; repealing s. 395.008(2), F.S., which exempts from public records requirements certain records in the custody of a hospital or ambulatory surgical center; providing an effective date.

—was read the second time by title. On motion by Senator Malchon, by two-thirds vote SB 736 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Consideration of **SB 1072** was deferred.

SB 1632—A bill to be entitled An act relating to the intrastate use of facsimile machines for unsolicited advertising; amending s. 365.1657, F.S.; providing that, under certain conditions, the prohibition against such use does not apply; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 1632 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	Gordon	Meek	Weinstein
Childers, D.	Grant	Myers	Weinstock
Childers, W. D.	Grizzle	Peterson	Woodson-Howard
Davis	Jennings	Plummer	
Deratany	Johnson	Scott	

Nays—None

Vote after roll call:

Yea—Kirkpatrick

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.

—was read the second time by title. On motion by Senator Walker, by two-thirds vote CS for SB 1520 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Bankhead	Diaz-Balart	Kirkpatrick	Scott
Beard	Dudley	Kiser	Souto
Brown	Forman	Langley	Stuart
Bruner	Gardner	Malchon	Thomas
Casas	Girardeau	Margolis	Thurman
Childers, D.	Gordon	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 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.

—was read the second time by title. On motion by Senator Diaz-Balart, by two-thirds vote CS for SB 1082 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Peterson

Consideration of **CS for SB 1018** was deferred.

CS for SB 740—A bill to be entitled An act relating to hospitals and ambulatory surgical centers; amending s. 395.0115, F.S.; deleting requirement of recording agendas and minutes for review; deleting requirement of written notification of changes to existing peer review procedures to the Division of Medical Quality Assurance; deleting procedure for amending peer review procedures; continuing the exemption from the public records requirements of ch. 119, F.S., for disciplinary action reports made to the Division of Medical Quality Assurance; continuing the exemptions from the public records requirements of ch. 119, F.S., and the public meetings requirements of ch. 286, F.S., for peer review proceedings and records; prohibiting inspection by the Department of Professional Regulation of peer review proceedings or records; providing for periodic legislative review of these exemptions pursuant to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Senator Malchon moved the following amendments which were adopted:

Amendment 1—On page 2, strike all of lines 12-15 and insert:

(e) *Recording of agendas and minutes which do not contain confidential material, for review by the Division of Medical Quality Assurance of the Department of Professional Regulation.*

(Renumber subsequent paragraphs.)

Amendment 2—On page 3, lines 14 and 15, strike “*by the Department of Professional Regulation or*”

Amendment 3—In title, on page 1, lines 4 and 5, strike “deleting requirement of recording agendas and minutes for review;”

On motion by Senator Malchon, by two-thirds vote CS for SB 740 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for SB 1508—A bill to be entitled An act relating to public entity crime; amending s. 287.133, F.S.; including leases for real property and contracts for construction or repair of public buildings or public works within the subject matter of the term “public entity crime”; providing that persons or affiliates on the convicted vendor list may not submit bids on construction or repair of public buildings or public works or leases of real property for a specified period; including contracts to lease real property or to construct a public building or public work among the contracts for which a disclosure of public entity crime is required; providing for the annual filing of a sworn statement with each public entity with which a person contracts prior to execution of certain contracts; providing for notice of requirements regarding changes in correctness of sworn statement; correcting references to hearing officers of the Division of Administrative Hearings of the Department of Administration; changing the context in which is created a rebuttable presumption relating to placement on the convicted vendor list; providing an effective date.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote CS for SB 1508 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Senator W. D. Childers presiding

SB 742—A bill to be entitled An act relating to hospital licensing and regulation; amending s. 395.041, F.S.; providing that certain reports filed with the Department of Health and Rehabilitative Services and the Department of Professional Regulation pursuant to a hospital’s internal risk management program remain exempt from the public records requirements of s. 119.07, F.S.; providing for future legislative review of these exemptions pursuant to the Open Government Sunset Review Act; deleting obsolete provisions; 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 5, lines 1, 13 and 20, strike “quarterly” and insert: **quarterly**

Senator Malchon moved the following amendments which were adopted:

Amendment 2—On page 4, line 31, after “reported” insert: *annually*

Amendment 3—On page 5, lines 13 and 20, strike “reports” and insert: *report required reports*

Amendment 4—On page 5, line 30, strike “and quarterly”

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

Amendment 5—In title, on page 1, line 9, after the semicolon (;) insert: deleting quarterly report requirement;

On motion by Senator Malchon, by two-thirds vote SB 742 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

On motion by Senator Stuart, by two-thirds vote CS for HB 925 was withdrawn from the Committee on Judiciary-Criminal.

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

CS for HB 925—A bill to be entitled An act relating to obstruction of justice; amending s. 843.16, F.S.; exempting newspapers, news publications, and certain alarm system contractors from provisions relating to installation of radios set to assigned law enforcement frequencies; providing an effective date.

—a companion measure, was substituted for CS for SB 1018 and by two-thirds vote read the second time by title. On motion by Senator Stuart, by two-thirds vote CS for HB 925 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SB 1072—A bill to be entitled An act relating to podiatrists; amending s. 461.004, F.S.; providing for the appointment of a past member of the Board of Podiatric Medicine to a probable cause panel; amending s. 461.006, F.S.; providing an additional fee for licensure by examination; providing a clinical experience requirement; providing an effective date.

—was read the second time by title. On motion by Senator Kirkpatrick, by two-thirds vote SB 1072 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

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

Nays—None

On motion by Senator Kirkpatrick, the rules were waived and **SB 1072** was ordered immediately certified to the House.

SB 532—A bill to be entitled An act relating to chiropractic; amending s. 460.406, F.S.; revising language with respect to licensure by examination; requiring additional proof of educational background; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote SB 532 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Plummer

SB 744—A bill to be entitled An act relating to the Health Care Cost Containment Board; amending s. 407.12, F.S.; providing an exemption from the public records requirements for hospital quality assurance information submitted to the board; amending s. 407.31, F.S.; providing an exemption from the public records requirements for privileged medical information submitted to the board by nursing homes; 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 744 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

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.

—was read the second time by title.

Senator Dudley moved the following amendments which were adopted:

Amendment 1—On page 11, line 12, insert: a new section

Section 9. Paragraph (b) of subsection (2) of section 475.483, Florida Statutes, is amended to read:

475.483 Conditions for recovery; eligibility.—

(2) A person is not qualified to make a claim for recovery from the Real Estate Recovery Fund, if:

(b) He is a licensed broker or salesman who acted as the ~~buyer, seller, lessor, lessee, or agent~~ in the transaction which is the subject of the claim;

(Renumber subsequent sections.)

Amendment 2—In title, on page 1, line 25, after "practice," insert: amending s. 475.483, F.S.; providing for licensees to make claims against the Recovery Fund;

On motion by Senator Dudley, by two-thirds vote CS for SB 482 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 688—A bill to be entitled An act relating to vital statistics; amending ss. 382.015, 382.027, F.S.; exempting sealed birth records and certain adoption registry information from the public records law; 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 Weinstock, by two-thirds vote SB 688 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

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

—was read the second time by title. On motion by Senator Stuart, by two-thirds vote CS for SB 1290 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

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

—was read the second time by title.

Senator Dudley moved the following amendments which were adopted:

Amendment 1—On page 1, strike all of lines 26 and 27 and insert: and any creditors claiming an interest in such funds as a result of services or goods provided to or on behalf of a prevailing party relating to the claim of such party from which the judgment or settlement arose, including any such creditors claiming any lien, right of

Amendment 2—On page 2, line 19, before the period (.) insert: , provided, however, that chapters 440 and 409 shall apply in cases to which provisions of those chapters are applicable.

On motion by Senator Dudley, by two-thirds vote CS for SB 1414 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 458—A bill to be entitled An act relating to professional regulation; amending s. 455.203, F.S.; permitting the department to issue up to 3-year licenses; amending s. 455.209, F.S.; extending an exemption from liability for board members serving on probable cause panels; creating s. 455.2175, F.S.; providing penalties for reproducing examinations; amending s. 455.219, F.S.; providing for fees for continuing education providers; amending s. 455.225, F.S.; requiring complaint documents to be supplied to licensees; providing for response to complaint; providing for review of response; amending s. 455.228, F.S.; providing an additional penalty for unlicensed practice; providing for fees and costs related to enforcement; amending s. 455.2285, F.S., relating to annual reports of disciplinary actions; amending s. 455.229, F.S.; continuing confidentiality of certain information; providing an appropriation; providing an effective date.

—was read the second time by title.

Senator Davis moved the following amendments which were adopted:

Amendment 1—On page 3, line 10, after the period (.) insert: *This subsection shall not apply to the provision of continuing education courses or providers approved by the board under chapter 465.*

Amendment 2—On page 7, strike all of lines 6 and 7 and insert a new Section 10 and a new Section 11:

Section 10. Subsection (2) of section 486.023, Florida Statutes, is amended to read:

486.023 Board of Physical Therapy Practice.—

(2) Five board members shall be licensed physical therapists in good standing in this state who are residents of this state and have been engaged in the practice of physical therapy for at least 4 years immediately prior to their appointment. *One licensed physical therapist board member may be a full-time faculty member teaching in a physical therapy curriculum in an educational institution in this state.* One of the two remaining members shall be a resident of this state who has never been a licensed health care practitioner. One of the two remaining members shall be a health care practitioner licensed under chapter 458 or chapter 459 who is a resident of this state and has been engaged as a licensed health care practitioner for at least 4 years immediately prior to his or her appointment.

Section 11. This act, except for this section and section 10 which shall take effect upon becoming a law, shall take effect October 1, 1990.

Amendment 3—In title, on page 1, line 11, after “providers;” insert: providing for an exemption;

Amendment 4—In title, on page 1, between lines 21 and 22, insert: amending s. 486.023, F.S., relating to the Board of Physical Therapy membership;

On motion by Senator Davis, by two-thirds vote CS for SB 458 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	Deratany	Johnson	Peterson
Beard	Diaz-Balart	Kirkpatrick	Stuart
Brown	Dudley	Kiser	Thomas
Bruner	Forman	Langley	Thurman
Casas	Gardner	Malchon	Walker
Childers, D.	Girardeau	Margolis	Weinstein
Childers, W. D.	Grant	McPherson	Weinstock
Crenshaw	Grizzle	Meek	Woodson-Howard
Davis	Jennings	Myers	

Nays—None

Vote after roll call:

Yea—Plummer

SB 580—A bill to be entitled An act relating to insurance; amending ss. 627.0645 and 627.410, F.S.; exempting certain insurers from annual rate filing requirements; providing an effective date.

—was read the second time by title.

The Committee on Insurance recommended the following amendment which was moved by Senator Kirkpatrick:

Amendment 1—On page 1, lines 12-31, and on page 2, lines 1-9, strike all of said lines and insert:

(1)(a) Each rating organization filing rates for, and each insurer writing, any line of property or casualty insurance to which this part applies, except workers’ compensation and employer’s liability insurance and commercial property and casualty as defined in s. 627.0625(1)(a) other than commercial multiple line and commercial automobile, shall make an annual base rate filing for each such line with the department no later than 12 months after its previous base rate filing, demonstrating that its rates are not inadequate. *Deviations filed by an insurer to any rating organization’s base rate filing shall not be subject to this section. The department, after receiving a request to be exempted from the provision of s. 627.0645 may, for good cause, exempt a company by line of coverage from filing rates or rate certification as required by this section.*

Section 2. Paragraph (a) of subsection (7) of section 627.410, Florida Statutes, is amended to read:

627.410 Filing, approval of forms.—

(7)(a) Each insurer subject to the requirements of subsection (6) shall make an annual filing with the department no later than 12 months after its previous filing, demonstrating the reasonableness of benefits in rela-

tion to premium rates. *The department, after receiving a request to be exempted from the provisions of s. 627.410 may, for good cause, exempt an insurer from filing annual rates or rate certification as requested by this subsection.*

Senator Kirkpatrick moved the following amendments to Amendment 1 which were adopted:

Amendment 1A—On page 1, line 16, strike “(a)”

Amendment 1B—On page 1, line 24, after “cause” insert: *due to insignificant numbers of policies in force or insignificant premium volume*

Amendment 1C—On page 2, line 5, after “cause” insert: *due to insignificant numbers of policies in force or insignificant premium volume*

Amendment 1 as amended was adopted.

The Committee on Insurance recommended the following amendment which was moved by Senator Kirkpatrick and adopted:

Amendment 2—In title, on page 1, line 4, after “requirements;” insert: exempting deviations;

On motion by Senator Kirkpatrick, by two-thirds vote SB 580 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 110—A bill to be entitled An act relating to dissolution of marriage; creating ss. 61.401-61.404, F.S.; providing for the appointment of a guardian ad litem in an action for dissolution of marriage, modification, parental responsibility, custody, or visitation under certain circumstances; providing for powers and authority of guardians ad litem; providing for confidentiality; amending s. 28.101, F.S.; providing an additional filing fee; providing an effective date.

—was read the second time by title.

Senator Davis moved the following amendments which were adopted:

Amendment 1—On page 5, strike all of lines 1-15 and insert:

(3) *The clerk shall also collect and receive a charge of \$5 in addition to the filing charges in subsections (1) and (2) and s. 28.241 and, monthly, shall transfer the moneys collected pursuant to this subsection to the Office of the State Courts Administrator for deposit in the State of Florida Guardian Ad Litem Program Family Law Section Trust Fund created in s. 25.389 to be used to represent children pursuant to s. 61.401.*

(4)(3) Upon receipt of a final judgment of dissolution of marriage for filing, and in addition to the filing charges in s. 28.241, the clerk shall collect and receive a service charge of \$7 pursuant to s. 382.023 for the recording and reporting of such final judgment of dissolution of marriage to the Department of Health and Rehabilitative Services.

Section 6. Section 25.389, Florida Statutes, is created to read:

25.389 Guardian Ad Litem Program Family Law Section Trust Fund.—

(1) There is created a State of Florida Guardian Ad Litem Program Family Law Section Trust Fund.

(2)(a) The trust fund moneys shall be used to administer the Guardian Ad Litem Program Family Law Section to represent children pursuant to s. 61.401.

(b) The funds shall be administered by the Supreme Court through the Office of the State Courts Administrator. The Supreme Court shall adopt a comprehensive plan for the operation of the trust fund and the expenditure of the moneys deposited in the trust fund.

(3) The trust fund shall be funded with moneys generated from fees assessed pursuant to s. 28.101(3).

(4) The Supreme Court shall submit a report each year, on October 1, to the President of the Senate and the Speaker of the House of Representatives, which report shall include the total number of staff employed by the Guardian Ad Litem Program Family Law Section, the number of guardians ad litem trained, the number of children represented, the number of case appointments, the disposition of funds to operate the program, and the total dollars deposited in the fund for the fiscal year and the balance at the end of the fiscal year.

Section 7. This act shall take effect October 1, 1990.

Amendment 2—In title, on page 1, line 11, after the semicolon (;) insert: creating s. 25.389, F.S.; creating the Guardian Ad Litem Program Family Law Section Trust Fund to be administered by the Supreme Court; providing for adoption of a comprehensive plan; providing for funding from fees; requiring a report;

On motion by Senator Davis, by two-thirds vote CS for SB 110 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

The President presiding

Consideration of Resolutions

On motion by Senator Weinstein, by unanimous consent—

By Senators Weinstein, Forman, Brown, Margolis and Weinstock—

SR 3126—A resolution commemorating the Days of Remembrance of the Victims of the Holocaust.

WHEREAS, in the entire history of humankind, there has been no greater violation of human rights than the Holocaust perpetrated by Nazi Germany during World War II, where six million Jews were murdered and millions of others suffered as victims of a systematic program of genocide, and

WHEREAS, the Holocaust has become a reminder to all men and women who cherish liberty and justice that they should never be complacent in that liberty or secure in that justice and that they must always honor the commitment to fight new forms of tyranny lest these lead to new Holocausts, and

WHEREAS, April 24, 1990, was designated internationally, and pursuant to an Act of Congress, as a Day of Remembrance of the Victims of the Nazi Holocaust known as Yom Hashoah, and

WHEREAS, it is appropriate for the people of the State of Florida to acknowledge the international commemoration to remember the voices that were silenced and to rededicate themselves to the principle of equal justice for all people and to recognize that bigotry provides a breeding ground for tyranny, NOW, THEREFORE,

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

That, in memory of the victims of the Holocaust, all six million, whose unyielding spiritual and physical resistance, even in the camps and ghettos, exemplifies all people's commitment to life, and in the hope that we will strive always to overcome prejudice and inhumanity through education, vigilance, and resistance, the Days of Remembrance of the Victims of the Holocaust are hereby commemorated.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to: Benjamin Meed, Chairman, Abraham Foxman, Vice Chairman, and Marian S. Craig, Director, of the United States Holocaust Memorial Council Days of Remembrance Committee; Harry A. Levy, President of the Holocaust Documentation and Education Center; Allan Solomon, President of the Florida Association of Jewish Federations; and Dr. Moshe Lieba, Consul General of Israel in Florida, as tangible tokens of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Weinstein, SR 3126 was read the second time in full and adopted. The vote on adoption was:

Yeas—39

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

Nays—None

Abstention from Voting

I abstain from voting on all resolutions. While the subject may be very worthwhile, they are costly, time-consuming and vitiate the impact of a strong emergency statement that this Senate might wish to make at some future time.

Helen Gordon Davis, 23rd District

On motion by Senator Weinstock, by two-thirds vote SR 3082 was withdrawn from the Committee on Rules and Calendar.

On motion 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.

WHEREAS, under the subjugation of Communist rule for over seventy years, Soviet citizens were denied access to basic freedoms and rights as human beings, and

WHEREAS, among these rights freedom of religion, freedom of assembly, freedom of speech, and freedom to emigrate were denied to citizens under the tyranny of the Soviet system, and

WHEREAS, the Jewish community of the Soviet Union, a community rich in values and traditions, was forced to live in an atmosphere prohibiting religious and cultural learning and expression and were prevented from seeking a haven in which they could have these opportunities, and

WHEREAS, the citizens of the United States have joined over the years in expressing outrage at the denial of basic human rights within the scope of the Soviet system, and

WHEREAS, American citizens of Jewish faith have consistently demonstrated on behalf of freedom of emigration of all caught in the bonds of tyranny, and

WHEREAS, the recent welcome and encouraging changes in the Soviet system have brought a lessening of world tensions, and

WHEREAS, as a result of these changes it is expected that at least one million Jews will emigrate from the Soviet Union in the next several years, and

WHEREAS, this pace of emigration is increasing as a result of the rise of anti-Semitism within the confines of the U.S.S.R., NOW, THEREFORE,

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

That the Senate, on behalf of the citizens of Florida, applauds the apparent moves toward democratization of the Soviet system and notes, especially, the affirmation of the freedom of its citizens to emigrate.

BE IT FURTHER RESOLVED that the Senate, on behalf of the citizens of Florida, expresses concern about the increasing reports of anti-Semitism. In condemning such acts, the Senate urges the government of the U.S.S.R. to use the full recourse of its legal system to protect its citizenry.

BE IT FURTHER RESOLVED that the Senate, on behalf of the citizens of Florida, acknowledges the efforts of the Jewish citizens of the State of Florida who are working to rescue their Soviet brothers and sisters and resettle them in the United States, the State of Israel, or wherever else they may find a haven to live in freedom.

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

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Margolis, by two-thirds vote Senate Bills 2960 and 1280 were withdrawn from the Committee on Appropriations.

On motions by Senator Scott, by two-thirds vote SB 2960 was withdrawn from the Committee on Rules and Calendar; SB 1788 was withdrawn from the Committee on Judiciary-Civil and referred to the Committee on Judiciary-Criminal.

On motion by Senator Grant, by two-thirds vote CS for SB 1884 was withdrawn from the Committee on Judiciary-Criminal.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 26 was corrected and approved.

CO-INTRODUCERS

Senator Myers—CS for SB 574; Senator Thomas—SB 608, SB 1656; Senator D. Childers—SB 608, CS for SB's 790 and 1480, SB 1500; Senator Thurman—CS for SB 892; Senator Gordon—SB 926, SB 938, SB 2060; Senator Malchon—SB 938, SB 1764, CS for SB 2196; Senator Woodson-Howard—CS for SB 1292, CS for SB 1358, SB 1500; Senator Stuart—SB 1402; Senator Kiser—CS for SB 1482, SB 1500; Senators Gardner, Girardeau, Johnson, Langley, Souto, Weinstein and Weinstock—SB 1500

RECESS

Senator Scott moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Thursday, May 3, at 10:00 a.m. The motion was adopted.

Pursuant to the motion by Senator Scott, the Senate recessed at 12:03 p.m. to reconvene at 10:00 a.m., Thursday, May 3.

SENATE PAGES

April 30 - May 4

Ashley Albright, Bradenton; Tim Carter, Tallahassee; Evelyn McRee Fletcher, Tallahassee; Benjamin Fulton, New Port Richey; Cris B. Garrard, Tallahassee; Donald (Donnie) Hitchcock, Sheffner; Kristin S. Huckabay, Auburndale; Bridget Tara Leininger, Orlando; Amanda Miles Mulock, Bradenton; John F. Pratt, Orlando; Autley Ibn Faheem Salahuddin, Miami; Stephanie Rae Schalk, Clermont; Erika Serow, Tallahassee; Julie A. Shook, St. Petersburg; Tracie Diane Silverthorne, Pensacola; Christina Ann Taff, Crawfordville; Clay Allen Whitfield, Tallahassee