



Journal of the Senate

Number 9

Thursday, April 4, 1991

CALL TO ORDER

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

Madam President	Davis	Jennings	Scott
Bankhead	Diaz-Balart	Johnson	Souto
Beard	Dudley	Kiser	Thomas
Brown	Forman	Kurth	Thurman
Bruner	Gardner	Langley	Walker
Casas	Girardeau	Malchon	Weinstein
Childers	Gordon	McKay	Weinstock
Crenshaw	Grant	Meek	Wexler
Crotty	Grizzle	Myers	Yancey
Dantzler	Jenne	Plummer	

Excused: Senator Kirkpatrick

PRAYER

The following prayer was offered by the Rev. Mack Crenshaw, Pastor, First Coast Community Church, Jacksonville:

Our great and mighty God, the creator of all that has life and breath, we thank thee for our freedom to gather and deliberate reasonably and responsibly in a land where the individual effort of each man is allowed to produce its own reward.

We acknowledge at a time such as this in history that we see your sovereign hand in the events of this fast-paced world more clearly than we have ever seen in some time, particularly in the events transpiring in Eastern Europe, the Soviet Union, and the Middle East. We thank you for the indomitable freedom loving spirit that you have placed within each one of us as your creation.

Thank you for the elected leaders throughout the nation, particularly those in Florida and in the Senate here today. Guide them and give them a supernatural sense of your presence and the wisdom of Solomon for their responsibilities.

Give each one the individual wisdom to see that your guiding hand and your eternal principles are neglected at our peril. Give us patience with each other and trust to work together for our common good.

We thank you for allowing us in the United States to experience such freedom as we have and give us the humility to walk together in unity.

At this particular season of the year when we celebrate the Passover and the Resurrection of Jesus Christ, may we realize your presence and trust you more explicitly in our daily lives to your glory and our benefit we pray in the mighty name of the God of Abraham, Isaac and Jacob and our Savior and Lord, Jesus Christ. Amen.

CONSIDERATION OF RESOLUTIONS

On motion by Senator Thomas, by two-thirds vote **SR 2376** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Thomas—

SR 2376—A resolution honoring Dr. Bernard F. Sliger for his achievements as the president of Florida State University during the past 15 years.

WHEREAS, Dr. Bernard F. Sliger has led Florida State University most ably during his 15 years as its president and has been largely responsible for the university's outstanding reputation in academics and athletics, and

WHEREAS, through Dr. Sliger's leadership, the university has established a nationally recognized supercomputer institute; attracted the

multimillion dollar National Magnetic Laboratory Project of the National Science Foundation; built a new science library; become one of only three Southern institutions that are members of the prestigious Research Library Group; expanded its overseas study to include programs in Yugoslavia, Panama, Florence, London, the Caribbean, and many foreign countries; and returned engineering to the curriculum, through the joint FSU-FAMU School of Engineering, and

WHEREAS, President Sliger has overseen expansion in capital construction that has totaled more than \$270 million and has been instrumental in increasing the university endowment from \$500,000 to approximately \$40 million, and

WHEREAS, during his presidency, Florida State University reversed a downward enrollment trend and increased its enrollment from 20,000 to 30,000 students, and

WHEREAS, the athletic department at the university knows that President Sliger is its best friend and has responded to his encouragement and support with a football program that has ranked in the top five in the nation for the past 4 years, a baseball team that three times has been part of the College World Series and once has played for the national title, and a women's athletic program that has national championships in golf, softball, and track, and

WHEREAS, Dr. Sliger has brought stature and prestige to the university and to this state through his exemplary service on many professional boards and agencies, such as the executive boards of the NCAA, the Federal Reserve Bank of Atlanta, the American College Testing Program, and the Universities Research Association, and

WHEREAS, with all these accomplishments, Dr. Sliger has remained unpretentious and approachable, being addressed by students, faculty, and Regents, alike, as "Bernie," and is widely regarded with affection, respect, and love, and

WHEREAS, Dr. Sliger will retire in August 1991 and return to his beloved teaching, NOW, THEREFORE,

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

That the Florida Senate expresses its respect and affection to Dr. Bernard F. "Bernie" Sliger, retiring president of Florida State University, for the 15 years in which he has made serious academics successful and fun, and that the members of the Florida Senate wish Dr. Sliger a rewarding retirement.

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

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

Yeas—36 Nays—None

Senator Thomas introduced Dr. Bernard Sliger, President, Florida State University; Greta Sliger, his wife; and Sten Sliger, his son, who were seated in the chamber.

Upon request of the President, Senators Thomas and Walker escorted Dr. and Mrs. Sliger and Sten Sliger to the rostrum where they were presented a copy of the resolution.

On motion by Senator Gardner, by two-thirds vote **SR 2002** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Gardner—

SR 2002—A resolution honoring the people of Kuwait for their courage in the face of hardship imposed upon them after the seizure of Kuwait by Iraq.

WHEREAS, the sovereign nation of Kuwait was attacked and forcibly annexed to Iraq by the unlawful military action of Saddam Hussein, and

WHEREAS, Kuwait was plundered and many of its people were tortured, killed, or forced into exile by the military forces of a brutal dictator, and

WHEREAS, through the efforts of the United States and its allies, Kuwait has been liberated, and

WHEREAS, the world community recognizes the tremendous loss suffered by the people of Kuwait and has resolved to restore their dignity and nationhood, and

WHEREAS, through the struggle to free Kuwait, strong ties have been formed between the people of the United States and the people of Kuwait, NOW, THEREFORE,

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

That the people of Kuwait are honored and commended for their determination and bravery in their struggle for liberation from a ruthless dictator.

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

Senator Gardner introduced Haisain Alanssari, representative of the Kuwaiti People, who was seated in the chamber.

Upon request of the President, Senator Gardner escorted Haisain Alanssari to the rostrum where he was presented a copy of the resolution.

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

By Senators Childers, Dudley and Casas—

SR 2424—A resolution honoring Christal Knowles.

WHEREAS, Christal Knowles, a senior at Woodham High School in Pensacola, Florida, has distinguished herself by being named the Florida Young Woman of the Year for 1991 and will represent Florida at the National Competition, and

WHEREAS, Miss Knowles has shown outstanding leadership through her participation as president of the Woodham student government, historian of the Fellowship of Christian Athletes, treasurer of the Family Living Club, chaplain of the National Honor Society, treasurer of the Jayettes, Woodham's Girl State Delegate for 1989-1990, past president of the Freshman Class, and a page in the Florida Senate, and

WHEREAS, Miss Knowles has shown a sincere concern for fellow students and has helped counsel and lend emotional support to many less fortunate than herself, as evidenced by her participation as a Woodham peer counselor, as a volunteer at Escambia Westgate Center serving physically and mentally handicapped students, as a volunteer with the Independent Living Program of Health and Rehabilitative Services, as a member of S.A.V.E., Students Against Violent Emotions, and as a participant in fundraising activities for the Teen Crisis Line of the Lakeview Center, and

WHEREAS, Christal Knowles has further distinguished herself by being named to the 1989-1990 Who's Who Among American High School Students and Good Citizen of the Daughters of the American Revolution and has earned over 200 titles and awards in talent, modeling, beauty, baton, and ballet, and

WHEREAS, Miss Knowles has had outstanding academic success, maintaining a 3.9 unweighted grade point average, and has had a lifelong quest for excellence in ballet, receiving summer scholarships, since the age of 11, to the Joffrey School of Ballet in New York City, and being selected for the Joffrey Elite Workshop for the past 2 years, NOW, THEREFORE,

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

That the members of the Florida Senate do hereby recognize Christal Knowles for her outstanding accomplishments in academics, dance, and community service and commend her for her leadership in assisting other young people to overcome hardships and to strive toward excellence.

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

On motion by Senator Childers, **SR 2424** was read by title and was read the second time in full and adopted.

Senator Childers introduced Christal Knowles, Florida's Young Woman of the Year; Barbara Corwin, Escambia County co-coordinator for Chiles-for-Governor Campaign; and Mike Burlison, State Chairman, Florida Young Woman of the Year.

Upon request of the President, Senators Childers and Dudley escorted Ms. Knowles, Ms. Corwin and Mr. Burlison to the rostrum where Ms. Knowles was presented a copy of the resolution.

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

By Senator Jennings—

SR 2418—A resolution recognizing April 29, 1991, as Florida Chamber of Commerce Day.

WHEREAS, the Florida Chamber of Commerce is celebrating its 75th anniversary on April 29, 1991, and

WHEREAS, the Florida Chamber of Commerce has been taking care of business since 1916, and

WHEREAS, the Florida Chamber of Commerce is the largest broad-based business organization in the state, representing nearly 10,000 businesses with over 600,000 employees, and

WHEREAS, the Florida Chamber of Commerce diligently strives to serve the State of Florida by communicating the position of its members who are committed to addressing the needs of our state and to working collectively in an effort to make Florida a better place in which to live and work, and

WHEREAS, the Florida Chamber of Commerce speaks for Florida business on statewide issues such as growth management, infrastructure funding, education, taxes, workers' compensation, drug abuse, health care, environmental protection, natural resources, and other human and natural resource issues, and

WHEREAS, the Florida Chamber of Commerce works continuously to foster effective partnerships between the public and private sectors, and

WHEREAS, the Florida Chamber of Commerce will continue to serve the State of Florida by serving as an information resource center and a leading public policy advocate on issues that will contribute to the growth of the Florida economy, NOW, THEREFORE,

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

That April 29, 1991, is recognized as Florida Chamber of Commerce Day.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to the Florida Chamber of Commerce in recognition of its service to the growth and prosperity of the State of Florida.

On motion by Senator Jennings, **SR 2418** was read by title and was read the second time in full and adopted.

Senator Jennings introduced Frank Ryll, President, Florida Chamber of Commerce, who was seated in the chamber.

Upon request of the President, Senator Jennings escorted Mr. Ryll to the rostrum where he was presented a copy of the resolution.

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

By Senator Casas—

SR 2434—A resolution recognizing April 4th as Dade Day 1991.

WHEREAS, Dade County is the largest and most populous county in the State of Florida, spanning 1,955 square miles and containing 15 percent of the state's total population, and

WHEREAS, Dade County has miles of Atlantic coastline, a multitude of inland bodies of water, and a sunny but mild subtropical climate that is warmed in the winter and cooled in the summer by the moderating influence of the Gulf Stream, and

WHEREAS, Dade County has a stable, diversified economy, with tourism as its foundation and many Fortune 500 service and manufacturing companies contributing support, and, as a result, has the largest and most comprehensive labor force in the state and a relatively high per capita income, and

WHEREAS, Dade County is noted nationwide for its educational excellence, which includes a public school system acclaimed for its school-based management, the nation's finest community college in Miami-Dade Community College, the southeast's largest private university in the University of Miami, and one of the nation's top comprehensive universities in Florida International University, and

WHEREAS, Dade County is the most culturally, ethnically, and linguistically diverse county of the state, with nearly half of the residents being of widely varied Latin backgrounds, which contributes greatly to its cultural offerings and its international character and appeal, and

WHEREAS, Dade County is an international center of banking, trade, and commerce and has in the Port of Miami, often referred to as the Gateway of the Americas, one of the more active ports in the world and in the Miami International Airport the second busiest airport in the nation in terms of international traffic, and

WHEREAS, Dade County is home to many professional sports teams and events, including the Miami Dolphins, the Miami Heat, the Lipton International Players Championship, the Doral Open, the Miami Grand Prix, the Nastase/Hamptons Invitational, the Hialeah and Calder Race Tracks, the Biscayne and Flagler Dog Tracks, the Miami Jai Alai, and numerous other world-renowned teams and events, and

WHEREAS, Dade County is home to the national champion Miami Hurricanes, and

WHEREAS, Dade County has two national parks within its borders, the Everglades National Park and the Biscayne Bay National Park, and also has Metrozoo, the nation's largest cageless zoo, many public parks and recreational areas, and other natural wonders and attractions, and

WHEREAS, Dade County, because of the wealth of its environmental, economic, and cultural diversity, is a favorite tourist destination for people from all over the world, particularly due to the unparalleled success and value of its cruise, hotel, and food industries, NOW, THEREFORE,

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

That this legislative body takes this opportunity to recognize April 4, 1991, as Dade Day 1991, the third annual celebration held in Tallahassee in honor of the many contributions of Dade County to this state and nation.

On motion by Senator Casas, **SR 2434** was read by title and was read the second time in full and adopted.

CONSIDERATION OF BILL OUT OF ORDER

On motion by Senator Walker, by two-thirds vote **HB 567** was withdrawn from the Committee on Education.

On motions by Senator Walker, by unanimous consent—

HB 567—A bill to be entitled An act relating to the Florida Museum of Natural History; repealing s. 240.515(2), F.S., relating to the Museum of Medical History and the Florida Medical Museum Council; providing an effective date.

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

Yeas—35 Nays—None

SPECIAL ORDER

SB 2300—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1991, and ending June 30, 1992, to pay salaries, other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was read the second time by title.

Senator McKay moved **Amendment 1** which was adopted.

Senators Gardner and Jenne offered **Amendment 2** which was moved by Senator Gardner.

Senators Gardner and Jenne offered **Substitute Amendment 3** which was moved by Senator Gardner and adopted.

Senators Gardner and Kirkpatrick offered **Amendment 4** which was moved by Senator Gardner and adopted.

Senator Gardner moved **Amendments 5, 6 and 7** which were adopted.

Senator Langley moved **Amendment 8** which was adopted.

Senator Dudley moved **Amendment 9** which was adopted.

Senator Gardner moved **Amendment 10** which was adopted.

Senator McKay moved **Amendment 11**.

Senator Gardner moved **Substitute Amendment 12** which was adopted.

Senator Thurman moved **Amendment 13** which was adopted.

Senator Dantzler moved **Amendment 14** which was adopted.

Senator Gardner moved **Amendments 15 and 16** which were adopted.

Senator Meek moved **Amendment 17** which was adopted.

Senators Meek, Weinstein and Forman offered **Amendment 18** which was moved by Senator Meek.

Senator Meek moved **Substitute Amendment 19** which was adopted. The vote on adoption was:

Yeas—26 Nays—13

Senator Jennings moved **Amendment 20** which was adopted.

Senator Gardner moved **Amendment 21** which was adopted.

Senator Meek moved **Amendment 22**.

Senator Meek moved **Substitute Amendment 23** which was adopted.

Senator Thurman moved **Amendments 24 and 25** which were adopted.

Senators Gardner and Kirkpatrick offered **Amendments 26 and 27** which were moved by Senator Gardner and adopted.

Senator Gardner moved **Amendment 28** which was adopted.

Senator Meek moved **Amendment 29** which was adopted.

Senator Gardner moved **Amendment 30** which was adopted.

Senator Meek moved **Amendments 31 and 32** which were adopted.

Senators Meek and Thurman offered **Amendment 33** which was moved by Senator Meek and adopted.

Senator Gardner moved **Amendments 34 and 35** which were adopted.

Senator Malchon moved **Amendment 36** which was adopted.

Senator Davis moved **Amendment 37** which was adopted.

Senator Bankhead moved **Amendment 38** which was adopted.

Senator Forman moved **Amendment 39** which was adopted.

Senator Gardner moved **Amendments 40 and 41** which were adopted.

Senator Gordon moved **Amendment 42** which was adopted.

Senator Brown moved **Amendment 43** which was adopted.

RECONSIDERATION

On motion by Senator Gardner, the Senate reconsidered the vote by which **Amendment 43** was adopted.

Senator Gardner moved **Substitute Amendment 43** which was adopted.

Senator Gardner moved **Amendment 44** which was adopted.

Senator Davis moved **Amendment 45** which was adopted.

Senators McKay, Malchon, Thurman and Weinstein offered **Amendment 46** which was moved by Senator McKay and adopted.

Senator Gardner moved **Amendment 47** which was adopted.

Senator Bruner moved **Amendments 48, 49, 50 and 51** which were adopted.

Further consideration of **SB 2300** as amended was deferred.

RECESS

On motion by Senator Thomas, the Senate recessed at 12:17 p.m. to reconvene upon call of the President.

AFTERNOON SESSION

The Senate was called to order by the President at 1:07 p.m. A quorum present—38:

Madam President	Diaz-Balart	Johnson	Souto
Beard	Dudley	Kiser	Thomas
Brown	Forman	Kurth	Thurman
Bruner	Gardner	Langley	Walker
Casas	Girardeau	Malchon	Weinstein
Childers	Gordon	McKay	Weinstock
Crenshaw	Grant	Meek	Wexler
Crotty	Grizzle	Myers	Yancey
Dantzler	Jenne	Plummer	
Davis	Jennings	Scott	

SPECIAL ORDER, continued

The Senate resumed consideration of—

SB 2300—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1991, and ending June 30, 1992, to pay salaries, other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—as amended.

Senator Gordon moved **Amendment 52** which was adopted.

Senator McKay moved **Amendment 53**.

Senator McKay moved **Substitute Amendment 54** which was adopted.

Senator McKay moved **Amendment 55** which failed. The vote was:

Yeas—18 Nays—18

Senator McKay moved **Amendment 56**.

Senator McKay moved **Substitute Amendment 57** which failed. The vote was:

Yeas—17 Nays—21

The question recurred on **Amendment 56** which failed. The vote was:

Yeas—19 Nays—19

STATEMENT BY SENATOR DIAZ-BALART

I was not in the chamber so was unable to vote on the amendment. If I had voted, I would have voted "yea."

Senator McKay moved **Amendment 58**.

Senator McKay moved **Substitute Amendment 59** which failed.

The question recurred on **Amendment 58** which was withdrawn on motion by Senator McKay.

Senator Jenne moved **Amendment 60** which was adopted.

Senator Weinstock moved **Amendment 61** which was adopted.

Senator Johnson moved **Amendment 62** which was adopted. The vote was:

Yeas—21 Nays—13

Senator Langley moved **Amendment 63** which was adopted.

Senator Girardeau moved **Amendment 64** which was adopted.

Senator Johnson moved **Amendment 65** which failed.

Senator Girardeau moved **Amendment 66** which was adopted.

Senator Gordon moved **Amendment 67** which failed.

Senator Bruner moved **Amendment 68** which failed.

Senator Jenne moved **Amendment 69** which failed.

Senator Forman moved **Amendment 70** which failed.

Senator Meek moved **Amendment 71** which was adopted.

Senators Langley, Crotty and Kiser offered **Amendment 72** which was moved by Senator Langley and failed.

Senator Dudley moved **Amendment 73** which was adopted.

Senator Gordon moved **Amendment 74** which failed.

Senators Malchon and Grizzle offered **Amendment 75** which was moved by Senator Malchon and failed.

Senator Grizzle moved **Amendment 76** which failed.

Senator Gardner moved **Amendments 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87 and 88** which were adopted.

On motion by Senator Gardner, the rules were waived and staff of the Appropriations Committee was instructed to make title amendments and technical changes in **SB 2300** as necessary.

On motion by Senator Gardner, by two-thirds vote **SB 2300** 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 Nays—None

On motion by Senator Gardner, the rules were waived and **SB 2300** was ordered immediately certified to the House.

MOTIONS

On motions by Senators Bankhead and Yancey, the following remarks were published in the Journal:

Senator Gardner: Thank you Madam President. I'm going to try to keep my remarks brief because I know when we get to this point in the session most people know where we are and how we got there, but I think we do need to make a few comments about the process that we've been through.

I would imagine that none of us are very pleased with the work product that we have before us but I think we can be proud of it because of the deliberative process that we've gone through to get to that point.

This is a clean bill. There are no turkeys in this bill. Well, there's one but I'm going to take that out by amendment when we get to it.

The process we've gone through has been very open and cooperative with the House. Our budgets are lined up very well; the allocations to subcommittees are good. But let me tell you a little bit about how we got to the point where we are.

You recall, last year, a tax increase was passed that would have raised \$747 million that would be used to fund the current year's budget. In October of last year we had our first budget cut of \$270 million. In January we cut another \$500 million. That essentially eliminated the effectiveness of the tax increase that was passed last year to fund this year's budget.

Then we had an additional revenue decrease of \$174 million which was funded through the Working Capital Trust Fund, primarily. In addition to that, the ad valorem property tax rolls were down \$53 million, a \$53 million impact to public schools. And we assigned an additional \$335 million in budget cuts to our subcommittees for a total of \$1.3 billion that had to be cut.

We've eliminated 2700 positions in state government without any layoffs and the budget bill is 40 pages thinner than usual.

We annualized all the programs that were phased in during the current year. We funded only mandatory workload increases in Medicaid and AFDC and K-12; provided price level increases only in Medicaid. We funded the deficit in the health insurance and the PMATF; provided about \$917 million in PECO projects.

But let me tell you some things that we didn't do. We didn't do any local park development. Last year we did six million dollars worth of that. Last year we did ten million dollars in cultural facilities. This year we're doing only one project. We did ten million dollars last year in historical facilities. This year we're doing only one. Last year we spent about ten million dollars in the State Apartment and Cities Loan Program for low cost housing. This year we're down to two and a half million dollars. Homeowner assistance was at two million dollars last year. It's zero this year.

Local economic development projects were about five million dollars last year. They're zero this year. We didn't do any library construction grants this year. We did two million dollars last year.

And the biggie, we did not fund the second year of Preservation 2000 in this budget because there is no dedicated revenue source to continue this ten-year program that was passed last year with only one year of funding. You need to know that.

In Subcommittee B the total public school budget is \$1.9 million below the current year. There is no funding for most major categorical programs in this budget proposal. There's less than workload funding for instructional materials.

We're \$18 million below the current level for transportation. There's no funding of major community college categoricals and no additional funding for eminent scholars or major gifts programs in the state university system.

We normally would have funded four million dollars for developmental services for community residential training and independent living. We didn't do that this year. We would have probably funded \$4.5 million for community care for the elderly. We didn't do that this year.

Substance abuse programs are down three million dollars. Child abuse emergency shelter programs are down four million dollars. Expansion of AIDS programs are down three million dollars.

We didn't fund seven million dollars worth of workload for state attorneys; \$4.5 million of workload for public defenders. We didn't provide for any new judges although the need for 22 was certified to us by the Supreme Court; and we didn't fund five million dollars worth of workload in probation.

So, there are a lot of things this budget doesn't do; but I think the one thing it does is take a business-like approach to a bad budgetary situation; and I think that's something we can be proud of.

Since Senator Kirkpatrick has not yet returned from his surgery I'll cover Subcommittee B. By the way, he's doing real well. He's walking two miles a day now and I think he knows more about this budget than most of us do. He's on the phone continually. I would bet he's had a Suncom line installed at his house. And we send packages daily by Greyhound Bus over to him. So he knows what's going on.

Subcommittee A, that's where 689 of the 2700 positions were cut. A lot of you received correspondence from your property appraisers, about the tax forms that are supposed to be provided by state law and we had cut those out. Well, we've got them back in now, so you can not expect to see too many of those letters.

We funded about ten million dollars in stormwater compliance permitting and enforcement. We expanded the DOT work program. And one thing is very important in the DOT area, we increased their automation with their computerized design to the tune of about six million dollars, which should show up very well in productivity in the next few years.

We didn't do a lot in Capital Outlay, because we didn't have a lot of money to do it with.

We tried to maximize federal funds as best we could. For example, in the sewage treatment facilities matching grant program, we put \$12 million in that because it brings in \$60 million from the federal government.

In SWIM, we only funded about \$6.6 million. That ought to be up about \$15 million. And all of that \$6.6 million comes out of the Trust Fund. We were not able to do a lot of routine maintenance on state facilities. We had to do maintenance on those facilities where we could use Trust Funds. And we did about a million dollars in maintenance on our state armories, which should be at about a two million dollar level.

That's briefly where we are overall and in Subcommittee A.

Senator Meek: Madam President, members of the Senate, Sub B had a very arduous task and we worked assiduously to reach our goal. We had several meetings and several workshops to work out the many problems. The major rationale of this budget is this is a very tight funding year, Madam President, and we all have very, very serious reductions. We met the needs as well as we could.

The subcommittee had a total of \$6.9 billion, but we had to back out the nonrecurring money. That was like \$48 million that we had to back out. Then we had a total recurring General Revenue in lottery funding of \$6.9 billion, or more. When you subtract that, the recurring from the adjusting, from the nonrecurring, and come up with the adjusting recurring expenditures, we've come up with a total of \$128 million that we had in our subcommittee.

This is what we did, Madam President, and senators. We took the district lottery money and moved it to the side. We pulled the lottery monies out because so many people were concerned about where the lottery monies were going. We pulled it out and that equaled \$514 million.

We took the FEFP and we stuck to the funding formula which has been in the State of Florida for years and years. We folded in the local required effort and the discretionary to make one pot. That would mean that the large counties that had all of this money would be equalized and it sent throughout the state to try to get a fairer adjustment in such a very bad year.

After we did that, Madam President, we looked at the workload in terms of the number of students that would come in this year. And I think that all of you know we had about almost 80,000 new students coming in, like 76,000 new students. Then we took that required local effort, as I told you, and rolled that in, then we allocated the money on the current year district entitlements. We provided the workload to that, then we provided an allocation of lottery funds for each county. Then we gave categorical funding for transportation and preschool only. I repeat, categoricals for transportation, preschools and school buses. So, we had a total formula increase in public schools of \$279 million more than we had last year.

In the Division of Community Colleges we raised the tuition—a 20 percent increase in state student tuition for in-state students. We raised that three times as much for out-of-state students.

We gave them \$73 million for enrollment growth because we found out from the data that there would be 26,000 additional new students in community colleges. And we adopted the prior FTE funding they had. As you remember, they wanted the prior year instead of the three-year rolling average. We put in a 3 percent salary increase for the faculty. Then we did as the policy dictates, divided the lottery 70-15-15 split. That meant public schools would get 70 percent of the lottery money; community colleges, 15 percent; and the universities, 15 percent.

In the Division of Universities we took the lottery, their 15 percent and allocated it. That came to \$126 million. Then added a 15 percent matriculation fee in the universities for in-state and went to 25 percent for out-of-state tuition.

The universities have had an enrollment growth as well, 4,932 additional FTE students. We also increased funding for student financial aid, because we had gone up in enrollment and we had gone up in fees for campus security and library books.

So, that, Madam President, is what we did with the money for Sub B. Now you will find out that throughout this whole FEFP situation we didn't make everybody happy, but we tried to do the best we could with the funds we had.

Senator Davis: Madam President, in health and human services, our total budget was \$3,251,000,000; less the nonrecurring, it was \$3,224,000,000. But because of the Administration Commission's cuts, \$220 million was cut throughout the year. The subcommittee increases were \$179.6 million in General Revenue, even though we had that \$220 million cut out of General Revenue during the year and \$176 million in trust funds, for a total of \$355 million. Of that \$355 million, \$253 million was just devoted to the increased costs of Medicaid.

In Children and Youth Services, our foster care deficit was terrible, and so that workload increase was 19.5. In the juvenile justice reform programs, last year we had passed a package of \$52 million, and we've

already put eight million dollars into juvenile justice reform. Child day-care services, we did not have to put any money in, because we got \$43.2 million in federal funds which would give us 5,280 new slots this year. We hope that those federal funds will continue, because if not, that \$43 million will have to come from General Revenue next year.

In child welfare programs we put in \$6.1 million. In the alcohol, drug abuse and mental health programs we expanded the ATTA community mental health services by \$3.2 million. We expanded children's therapeutic mental health community programs by \$3.1 million. In developmental services, we funded community-based programs to offset all the institutional phase-down by \$1.4 million. In services to the elderly, the community care for the elderly, we gave one million dollars, which is much, much less than last year.

In health services, we had an enhanced service to high-risk pregnant women and infants, \$1.5 million. And the workload increase for children's medical services, \$1.5 million. In economic services, the AFDC workload, just the increases to keep up with inflation, is \$53 million. In the AFDC, the one enhancement that we had was a three percent payment level increase just effective next January for \$5,300,000.

In Medicaid services, as I told you before, we had an increased cost to continue just the current Medicaid that we have right now to \$253 million.

For the hospital disproportionate share program, we put in \$33 million from trust funds but nothing from General Revenue. We extended the Medicaid services to pregnant women and children to age one, up to 170 percent of the federal poverty level, no General Revenue, just \$20 million in trust funds, and we re-based the nursing home reimbursement plan effective next year on January 1 for an \$11 million total program, but only five million dollars in General Revenue.

In the Department of Veterans Affairs, we completed veterans' nursing homes for \$1.7 million, for a subtotal of social services of \$363,500,000.

Our total subcommittee reductions, productivity position reductions were \$25.2 million. Our specified program reductions were \$61.2 million, and our fundships were \$26.8 million, for a total subcommittee reduction of \$113.2 million.

And I will tell you that we reduced every single contract provider in the state that provides any kind of services for health, or for children, we reduced them by two percent of what they got last year.

Senator Bruner: Thank you, Madam President. In Sub D, we worked very hard and came up with our cut allocation, which was about \$25.5 million. I think Senator Gardner will be announcing today that, due to the hard work of our committee and our committee staff, we've come up with another six and one-half million dollars in additional cuts out of that subcommittee, which has a budget of only \$1.396 billion. We did have approximately \$200 million more than we had last year. I can quickly explain where that came from.

In the corrections area, the annualization of the new prisons that were coming on line amounted to \$76.3 million. Then we actually had a fund shift in the trust fund where we collapsed the State Infrastructure Trust Fund; the Law Enforcement Trust Fund, and another law enforcement trust fund which accounted for about \$99 million.

In corrections, the only new thing we did was come up with about \$1.7 million in "Costello Suit" issues. In the Department of Legal Affairs we have additional funding of approximately \$200,000 that the Attorney General had asked for in an effort to try and go in and make different areas of local government more accountable.

In the different reduction areas we had no work load increase for the state attorneys or the public defenders. We did not certify any new circuit judges this year. Those are some of the things that we would liked to have done, but that we did not do.

However, I think we did get into some good areas. In the Avon Park area, we are going to spend \$900,000 to get a 900 bed prison which usually goes for about \$19 million. That's as good a savings as you will ever run across. I hope that when you go home you will make people aware of what we did in that area.

In the corrections officer area we held them harmless. We have maintained the security of our corrections facilities at at least the level they have been in previous years. We did that in the corrections officer area.

We did it in the probations officer area. We made a very good buy in Avon Park. We did an outstanding job in that area.

I think that our budget, under the circumstances, is a very good budget.

Senator Crenshaw: Madam President, I think people need to know that when we started out the amendatory process we were basically at a budget that anticipated \$135 million either of additional cuts, or of some new taxes. As we've gone through the amendatory process, we have found an additional \$68 million worth of cuts. In other words, we're following the right direction of tightening our belts and trying to get through this year without any new taxes. There's \$20 million in the bank, so that's down to \$48 million.

So we're at a point where if we vote for the budget we need \$48 million either of additional cuts or \$48 million of additional revenue. And you all know that there are one or two new tax-type proposals that will raise that \$45 million. I'd like to say that I'm going to vote for the budget because we're so close. But what I hope doesn't happen is that we have gotten so far that we've recognized that we just can't keep adding new taxes. We've done a tremendous job, in a bipartisan way, of cutting over a billion dollars out of the budget, and hopefully, we can finish the job.

It's kind of like when you take a kick-off in your own end zone and you run through 11 different people who try to tackle you and then you get out in the open—and that's kind of where we are now—and you're heading for the goal line. I'd hate to see us stumble on the one-yard line and fumble the ball.

If we pass this budget, we're going to have to look this afternoon at some additional revenues. There may be some payments raised, there may be some new taxes, but, I can tell you that I'm going to vote for the budget in hopes that we can finish this job. After we've recognized that we just can't keep on passing new taxes and we can't keep fixing things with these stop-gap tax-fixes, hopefully we can get there, because we've come awfully far. That's what I want to say, Madam President, and that's why I intend to vote for the budget.

SPECIAL ORDER, continued

SB 2302—A bill to be entitled An act relating to implementing the fiscal year 1991-1992 General Appropriations Act; providing legislative intent; requiring state attorneys and public defenders to submit a report of certain expenditures; providing the Attorney General with certain oversight responsibility relating to Department of Health and Rehabilitative Services compliance with a Florida Supreme Court decision; requiring that certain attorneys provide legal representation in certain proceedings relating to juveniles; prohibiting the Department of Health and Rehabilitative Services from contracting for legal representation for such proceedings without prior approval from the Attorney General; authorizing expenditure of funds by the Guardian Ad Litem Program in certain dissolution proceedings; authorizing an appropriation from the Emergency Medical Services Trust Fund to fund Medicaid rate increases for patient transportation; requiring the Capital Collateral Representative to seek certain compensation and reimbursement for representing indigent persons in the federal courts; prohibiting the Department of Professional Regulation from expending funds for the lease, possession, or acquisition of specified space for office or other use; authorizing the Department of Highway Safety and Motor Vehicles to expend certain funds for operations; providing responsibility of the Fort Myers Urban Office of the Department of Transportation for transportation planning and policy for specified counties; providing for calculation of the statewide adjusted aggregate required local effort for all school districts from ad valorem taxes, under authority of the Commissioner of Education; providing for adjustment of the required local effort millage rate of certain districts; requiring the Executive Office of the Governor to establish sufficient budget authority to provide for expenditure of certain funds in the Trust Fund for Eminent Scholars and the Trust Fund for Major Gifts; providing for certain transfer of excess unencumbered funds; providing for an experimental program in the Department of Revenue for fiscal years 1991-1993 to determine the feasibility of acting outside the normal constraints on personnel, budgetary, purchasing, and leasing; providing for a Department of Revenue Productivity Advisory Group and prescribing its duties; prescribing powers and duties of the executive director of the department with respect to the experimental program; providing for executive and judicial branch agencies to notify the Executive Office of the Governor of positions that become vacant during a spec-

ified period of time and providing for such positions and funds associated with such positions to be placed in a productivity reserve; providing for removal of positions from the productivity reserve; authorizing Florida Atlantic University to designate its school of nursing as a College of Nursing; providing methods for calculation of school districts' total weighted full-time equivalent student enrollment; exempting activities of the Department of Revenue relating to implementation of the automated collection and enforcement system from certain laws regulating acquisition of goods and services and communication and data processing; authorizing the department to contract for the system; providing that specified projects at Polk Community College/University of South Florida, Florida Keys Community College, Brevard Community College, the University of Florida Health Center Academic Research Building and Medical Science Building Renovation, Capital Improvement Fee projects, and the Florida International University Arts Complex-Theatre Auditorium will not revert until specified dates; providing the formula for calculating the allocation of state funds among school districts; authorizing the Board of Regents to construct housing facilities at Florida State University, Florida A & M University, Florida Atlantic University, and the University of Central Florida and parking facilities at the University of North Florida; providing that the Santa Fe Performing Arts Center will become the property of the University of Florida upon completion; providing the shared use of the center between the university and Santa Fe Community College; reducing the amount of specific appropriations to Florida Atlantic University in chapter 89-253, Laws of Florida, and providing an additional appropriation; retitling an appropriation to Florida Atlantic University contained in chapter 90-209, Laws of Florida; creating the Resolution Trust Corporation Advisory Commission to advise the Governor and Legislature with respect to purchase of properties from the Resolution Trust Corporation at prices below market value; providing that, with respect to lack of references in the 1991-1992 General Appropriations Act to vendors and contract service providers, there is no legislative intent to preclude agencies from contracting with vendors that have historically been referenced as recipients in proviso language; providing a retroactive effective date and an expiration date.

—was read the second time by title.

Senator Meek moved **Amendments 1 and 2** which were adopted.

Senator Gardner moved **Amendments 3 and 4** which were adopted.

Senator Meek moved **Amendments 5 and 6** which were adopted.

Senator Johnson moved **Amendments 7 and 8** which were adopted.

Senator Gordon moved **Amendments 9 and 10** which were adopted.

Senator Childers moved **Amendments 11 and 12** which were adopted.

Senator Margolis offered **Amendments 13 and 14** which were moved by Senator Gardner and adopted.

Senator Crotty moved **Amendments 15 and 16** which were adopted.

Senators Crotty and Yancey offered **Amendments 17 and 18** which were moved by Senator Crotty and adopted.

Senator Gardner moved **Amendments 19 and 20** which were adopted.

Senator Crotty moved **Amendments 21 and 22** which were adopted.

Senator Gordon moved **Amendments 23 and 24** which were adopted.

Senator Gardner moved **Amendments 25 and 26** which were adopted.

Senator Langley moved **Amendments 27 and 28** which were adopted.

On motion by Senator Gardner, by two-thirds vote **SB 2302** 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 Nays—None

On motion by Senator Gardner, the rules were waived and staff of the Appropriations Committee was instructed to make title amendments and technical changes in **SB 2302** as necessary.

On motion by Senator Gardner, the rules were waived and **SB 2302** was ordered immediately certified to the House.

RECESS

On motion by Senator Thomas, the Senate recessed at 3:35 p.m. to reconvene at 4:00 p.m. or upon call of the President.

CALL TO ORDER

The Senate was called to order by the President at 4:09 p.m. A quorum present—37:

Madam President	Davis	Johnson	Thomas
Bankhead	Diaz-Balart	Kiser	Thurman
Beard	Dudley	Kurth	Walker
Brown	Forman	Langley	Weinstein
Bruner	Gardner	Malchon	Weinstock
Casas	Girardeau	Meek	Wexler
Childers	Gordon	Myers	Yancey
Crenshaw	Grizzle	Plummer	
Crotty	Jenne	Scott	
Dantzler	Jennings	Souto	

SPECIAL ORDER, continued

SB 122—A bill to be entitled An act relating to the Florida Coastal Protection Trust Fund; reenacting s. 376.11, F.S.; providing purpose and legislative intent; establishing the trust fund; providing sources for and uses of moneys in the trust fund; providing for investing moneys from the trust fund and for crediting the interest on such investment to the trust fund; providing purposes for which moneys may be disbursed from the trust fund; providing for transferring certain interest earned on investment of the trust fund moneys to the Save Our State Environmental Education Trust Fund in the Department of Natural Resources; providing for a temporary transfer of funds to the Petroleum Exploration and Production Bond Trust Fund; providing for any interest in lands acquired through trust fund moneys to be held by the Trustees of the Internal Improvement Trust Fund; providing for the department to recover to the trust fund and the General Revenue Fund moneys disbursed to control a discharge of a pollutant or other similar disaster; providing an effective date.

—was read the second time by title.

The Committee on Finance, Taxation and Claims recommended **Amendments 1, 2, 3 and 4** which were moved by Senator Thurman and adopted.

Senator Jenne moved **Amendment 5** which was adopted.

On motion by Senator Thurman, by two-thirds vote **SB 122** 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 Nays—None

CS for SB 1614—A bill to be entitled An act relating to commercial animal feed; amending s. 580.041, F.S.; establishing a master registration fee schedule; amending s. 580.051, F.S.; revising a provision that requires certain information to be specified on labels or containers of feed when sold at retail; amending s. 580.131, F.S.; specifying a minimum amount of damages recoverable by a consumer upon purchasing commercial feed that weighs less than the amount paid for; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote **CS for SB 1614** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36 Nays—None

CS for SB 2014—A bill to be entitled An act relating to pesticides; providing for an increase in the registration fee and certain dealer's license fees collected by the Department of Agriculture and Consumer Services; providing for deposit of fee proceeds into the General Inspection Trust Fund; providing for the provisions increasing the fees to expire on June 30, 1992; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote **CS for SB 2014** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38 Nays—None

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

CS for CS for SB 1120—A bill to be entitled An act relating to environmental regulation; amending s. 20.261, F.S.; providing for a Division of Technical Services within the Department of Environmental Regulation; amending s. 213.053, F.S.; allowing the Department of Environmental Regulation to obtain certain tax information from the Department of Revenue in the conduct of its duties; amending s. 252.87, F.S.; requiring certain employers to notify the local fire department in writing within a certain time if there is a discontinuance or abandonment of business activities that could affect any stored hazardous materials; amending s. 325.223, F.S.; providing for the assessment by the department of certain noncompliance fees for violations of refrigerant recycling equipment certification requirements; amending s. 373.459, F.S., relating to the Surface Water Improvement and Management Trust Fund; deleting an erroneous cross-reference; amending s. 403.061, F.S.; deleting certain provisions regarding the designation of special waters as Outstanding Florida Waters; amending s. 403.101, F.S.; increasing fees for certification and renewal of certification for operators of water purification plants and wastewater treatment plants; revising provisions providing for renewal of certification; deleting a provision requiring that such fees be deposited into the General Revenue Fund; amending s. 403.1815, F.S.; authorizing the Department of Environmental Regulation to allow counties and municipalities to independently regulate construction of certain water mains and sewage collection and transmission systems; amending s. 403.1835, F.S.; redesignating the wastewater facilities and stormwater management systems revolving loan program as the sewage treatment program; repealing provisions that provide for loans under the program for stormwater management programs and estuary conservation and management plans; requiring the Department of Environmental Regulation to reserve loans made under the program for small communities; redesignating the Wastewater Treatment and Stormwater Management Revolving Loan Fund as the Sewage Treatment Revolving Loan Fund; providing that the Sewage Treatment Revolving Loan Fund is a nonlapsing trust fund; exempting the fund from s. 216.301, F.S.; relating to undisbursed appropriations; repealing a provision authorizing the use of moneys in the fund to pay debt service on bonds issued pursuant to the program; repealing the authorization of the issuance of such bonds; amending s. 403.414, F.S.; replacing the pollution control awards program with an environmental award program; amending s. 403.7215, F.S.; providing for additional uses of the tax levied on the gross receipts of certain hazardous waste facilities; amending s. 403.7225, F.S.; authorizing counties to impose a small quantity generator notification and verification surcharge on the business or occupational license or renewal of certain persons under certain circumstances; authorizing a county to enter an agreement with the county tax collector to collect the surcharge; amending s. 403.852, F.S.; revising the definition of "public water system" as used in the Florida Safe Drinking Water Act to include nontransient non-community systems; amending s. 403.854, F.S.; allowing the Department of Environmental Regulation to waive any requirement for a certified operator for a nontransient noncommunity water system; amending s. 403.087, F.S.; revising the schedule of maximum fees imposed by the Department of Environmental Regulation for permits for certain pollution sources; deleting provisions authorizing certain reduced fees; authorizing the department to impose permit fees for waste collection systems and drinking water distribution systems; amending s. 403.861, F.S.; authorizing the department to issue permits for public water supply systems; increasing the amount the department may require for public water supply system permit applications; amending ss. 381.2615, 403.0871, 403.862, F.S.; correcting cross-references to conform to changes made by the act; authorizing the department to conduct a study; providing an effective date.

—was read the second time by title.

Senator Gardner moved **Amendment 1** which was adopted.

On motion by Senator Thurman, by two-thirds vote **CS for CS for SB 1120** 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 Nays—None

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

CS for CS for SB's 1000, 1234 and 2158—A bill to be entitled An act relating to health care; amending s. 381.702, F.S.; providing that, for the purposes of ss. 381.701-381.715, F.S., the Health Facility and Services Development Act, the term "capital expenditure" includes initial financ-

ing costs but excludes refinancing costs; amending s. 381.703, F.S.; increasing fees for certain abortion clinics, ambulatory surgical centers, birthing centers, clinical laboratories except community nonprofit blood banks, home health agencies, hospices, intermediate care facilities for the mentally retarded, multiphasic testing centers, health maintenance organizations, and prepaid health clinics to fund state and local health planning; providing for distribution of health care facilities assessments and certificate-of-need application fees among the Statewide Health Council, local health councils, and the Department of Health and Rehabilitative Services; amending s. 381.705, F.S.; correcting a cross-reference; amending s. 381.706, F.S.; revising projects subject to review under certificate of need; repealing s. 381.713(1), F.S., relating to application for exemption from certificate-of-need review for certain projects of certain health maintenance organizations or health care facilities; saving exemptions that have been approved; amending s. 381.708, F.S.; increasing application fees for certificates of need; amending s. 381.710, F.S.; correcting cross-references; amending s. 390.014, F.S.; increasing licensure fees for abortion clinics; amending s. 395.002, F.S.; providing a definition; amending s. 395.003, F.S.; requiring that a cardiac catheterization facility be licensed; prohibiting such facilities from providing certain services; requiring the Department of Health and Rehabilitative Services to adopt rules for the operation of such facilities; amending s. 395.004, F.S.; increasing licensure fees for hospitals, cardiac catheterization facilities, and ambulatory surgical centers; amending s. 395.007, F.S.; increasing fees for plans and construction review for hospitals, cardiac catheterization facilities, and ambulatory surgical centers; amending s. 400.062, F.S.; increasing nursing home licensure fees; amending s. 400.23, F.S.; increasing fees for plans and construction review for nursing homes; amending s. 400.467, F.S.; increasing home health agency licensure fees; amending s. 400.605, F.S.; increasing hospice licensure fees; amending s. 407.002, F.S.; providing definitions; amending s. 407.05, F.S.; requiring hospitals to file budgets with the Health Care Cost Containment Board; amending s. 407.09, F.S.; authorizing the board to collect fees and specifying disposition thereof; amending s. 407.31, F.S.; requiring nursing homes to submit certain data; amending s. 407.32, F.S.; revising the reporting date for the annual board report on nursing home financial data; amending s. 407.70, F.S.; providing for publication of data on physician charges; requiring health insurers to submit certain information; amending s. 483.172, F.S.; increasing clinical laboratory licensure fees; repealing s. 381.702(16), F.S., relating to the definition of the term "major medical equipment"; providing an effective date.

—was read the second time by title.

Senator Malchon moved **Amendments 1, 2, 3, 4, 5 and 6** which were adopted.

Senator Kiser moved **Amendment 7** which failed. The vote was:

Yeas—14 Nays—21

Senator Gardner moved **Amendment 8** which failed.

On motion by Senator Malchon, by two-thirds vote **CS for CS for SB's 1000, 1234 and 2158** 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 Nays—None

CS for SB 1128—A bill to be entitled An act relating to taxation; amending s. 20.21, F.S.; changing the name of the Division of Technical Assistance of the Department of Revenue; amending ss. 72.011, 215.26, F.S.; providing that taxpayers may contest the legality of any denial of refund of specified taxes, interest, or penalties in circuit court or under ch. 120, F.S.; providing time limitations; amending ss. 26.012, 57.111, 72.031, 120.575, F.S., to conform; amending s. 198.15, F.S.; providing for a delinquency penalty for late payment of estate taxes; amending s. 199.052, F.S.; requiring certain corporations to file intangible tax returns; amending s. 607.1622, F.S.; requiring a statement relating to intangible tax liability on the annual report for the Department of State; amending s. 201.11, F.S.; providing for compensation to agents for the collection of excise tax on documents; amending s. 203.01, F.S.; relating to the option of separately stating the tax on gross receipts for utility service as a component of the charge for providing such taxable services; substituting "utility business" for "telecommunication business" in specifying the type of business to which the tax applies; deleting obsolete language about penalties; amending s. 203.012, F.S., relating to separately stated gross receipts tax for telecommunications services; amending s. 206.01, F.S.; excluding alternative fuel from the definition of the term "motor fuel";

amending s. 206.56, F.S.; deleting provisions concerning embezzlement of state funds; providing elements of the crime of theft of state funds; providing penalties; amending ss. 206.97, 206.9915, 212.66, F.S.; incorporating the amendment to s. 206.56, F.S., in references thereto; amending s. 206.86, F.S.; including natural gasoline in the definition of the term "alternative fuel"; defining the term "natural gasoline"; amending s. 206.9931, F.S.; requiring any person who purchases a pollutant for sale, use, consumption, or distribution either to document the payment of, or to pay, certain taxes; amending s. 212.02, F.S.; amending the definition of the term "admissions"; amending s. 212.04, F.S.; stating that provisions authorizing a tax-exempt sale for resale do not apply to admission sales; providing for collecting tax on resales of admissions; exempting from tax certain sales of admissions; amending s. 212.0505, F.S.; allowing a designee of the department's executive director to settle or compromise certain taxes, penalties, or interest, as specified; amending s. 212.054, F.S.; providing for the administration of the discretionary sales surtax on certain items of tangible personal property; amending s. 212.055, F.S.; providing restrictions on the effective date of any change in the distribution formula for proceeds of the local government infrastructure surtax; amending s. 212.0596, F.S.; providing for alternative procedures for collecting the use tax from mail-order purchasers; amending s. 212.10, F.S.; providing that an audit is required to secure protection from transferee liability under this section; authorizing the department to contract with private auditors to perform the audit; amending s. 212.12, F.S.; providing tax brackets applicable to all counties, not merely charter counties, that have adopted the discretionary sales surtax at a specified rate; allowing the department to specify, by rule, tax brackets for counties that adopt a different tax rate; amending s. 212.20, F.S.; exempting funds collected pursuant to s. 212.18(5), F.S., from a requirement that all funds collected by the department be credited to the General Revenue Fund; amending s. 213.051, F.S.; authorizing the department to issue subpoenas for the purposes of collection of taxes, penalties, and interest or enforcement of state revenue laws; amending s. 213.053, F.S.; allowing the department to provide certain state tax information to certain governmental and non-governmental agencies for use in the conduct of their official duties; providing for confidentiality of that information; providing penalties for breach of confidentiality; providing that certain information is a public record; allowing the Department of Banking and Finance and the Department of Law Enforcement access to certain information during specified types of joint investigations with the Department of Revenue; allowing use of that information in certain investigations and legal proceedings; amending s. 213.06, F.S.; providing rulemaking authority; creating s. 213.2201, F.S.; allowing the department to produce publications containing the laws under its jurisdiction; authorizing charges for the publications, at the discretion of the Department of Administration; providing for the deposit of moneys received; providing for reciprocal exchange of publications; amending s. 213.27, F.S.; requiring a debt collection agency to have a bond if the agency does not actually collect and remit delinquent funds; amending s. 213.28, F.S.; authorizing the department to contract with a private firm to facilitate the securing of certified public accountants, licensed outside this state; giving the executive director of the department discretion in determining the manner in which compensation will be paid; authorizing the department to establish standards by rule; amending s. 213.30, F.S.; providing for compensating certain persons who provide the department with information that leads to collecting certain taxes, penalties, or interest; prohibiting certain employees or former employees of government agencies from receiving such compensation; providing confidentiality for information that could lead to the identification of persons who supply information to the department under that section; amending s. 213.34, F.S.; providing additional auditing authority to the department; creating s. 213.37, F.S.; allowing the department to require sworn, verified affidavits in connection with certain documents; providing that making a false written declaration under s. 92.525(3), F.S., is a third-degree felony; providing penalties; creating s. 213.756, F.S.; providing that certain funds collected are state funds from the moment of collection; restricting the refund of such funds; amending and transferring parts I, II, and III of ch. 214, F.S., which consist of ss. 214.02, 214.03, 214.04, 214.05, 214.06, 214.07, 214.08, 214.10, 214.11, 214.12, 214.13, 214.14, 214.15, 214.16, 214.17, 214.18, 214.19, 214.20, 214.22, 214.23, 214.40, 214.41, 214.42, 214.425, 214.43, 214.434, 214.44, 214.45, 214.47, 214.48, 214.49, 214.50, 214.51, 214.52, 214.60, 214.61, 214.62, F.S., and relate to administration of designated nonproperty taxes, to parts VIII, IX, and X of ch. 220, F.S., the Florida Income Tax Code, and renumbering those sections, respectively, as ss. 220.701, 220.703, 220.705, 220.707, 220.709, 220.711, 220.713, 220.715, 220.717, 220.719, 220.721, 220.723, 220.725, 220.727, 220.729, 220.731, 220.733, 220.735, 220.737, 220.739, 220.801, 220.803, 220.805, 220.807, 220.809, 220.811, 220.813, 220.815,

220.819, 220.821, 220.823, 220.825, 220.827, 220.829, 220.901, 220.903, 220.905, F.S.; correcting cross-references; conforming language to the transferral and renumbering of those sections; repealing s. 214.01, F.S., which specifies the application of ch. 214; conforming language and correcting references; repealing s. 214.46, F.S., providing for the duration of liens arising under ch. 220, F.S., and other applicable laws; amending ss. 220.11, 220.63, F.S.; deleting obsolete language that mandated legislative review and allowed subsequent legislative action during the 1989 legislative session; amending s. 220.15, F.S.; consolidating in that section provisions for apportionment of adjusted federal income; repealing ss. 214.70, 214.71, F.S., which define "tax base" and provide a general method for apportionment; amending and renumbering s. 214.72, F.S., relating to apportionment methods for special industries, as s. 220.151, F.S.; amending and renumbering s. 214.73, F.S., relating to other methods of apportionment, as s. 220.152, F.S.; amending ss. 72.011, 72.041, 196.012, 212.0598, 213.05, 213.053, 220.131, 220.181, 220.23, 220.31, 220.32, 220.41, 220.53, 220.64, and 221.04, F.S.; conforming and correcting references; amending ss. 220.183, 624.5105, F.S., relating to the community contribution tax credits against the corporate income tax and insurance premium tax; revising provisions relating to limitations on credits and carryover of credits; specifying that a taxpayer eligible for the insurance premium tax credit is not eligible for the corporate income tax credit; amending s. 403.717, F.S.; redefining the term "lead-acid battery"; amending s. 403.718, F.S.; amending the deadline for paying waste tire fees to the department; amending s. 403.7185, F.S.; deleting the phrase "new or remanufactured" in reference to lead-acid batteries; amending s. 624.511, F.S.; placing restrictions upon the refund of certain overpayments of taxes; providing that those refunds be made out of the General Revenue Fund; amending s. 893.11, F.S.; providing that this section, which concerns suspension, revocation, and reinstatement of business and professional licenses, does not apply to taxes, fees, or permits that the department regulates, controls, or administers in accordance with s. 213.05, F.S.; providing for an additional tax to be paid by banks and savings associations; providing for a credit to be taken; providing for taxable years; providing an effective date.

—was read the second time by title.

Senator Jenne moved **Amendments 1 and 2** which were adopted.

Senator Gardner moved **Amendments 3 and 4** which were adopted.

Senator Gardner moved **Amendment 5**.

Senator Gordon moved **Amendment 5A** which was adopted.

Amendment 5 as amended was adopted.

Senator Gardner moved **Amendment 6** which was adopted.

Senator Weinstein moved **Amendment 7** which was adopted.

On motions by Senator Diaz-Balart, the rules were waived to allow **Amendments 8 and 9** to be considered.

Senator Diaz-Balart moved **Amendments 8 and 9** which were adopted.

MOTION

Senator Bruner moved that the Senate reconsider the vote by which **Amendments 3 and 4** were adopted. The motion failed. The vote was:

Yeas—16 Nays—23

POINT OF ORDER

Senator Langley raised a point of order that pursuant to Rule 4.8, **CS for SB 1128** as amended should be referred to the Committees on Appropriations; and Finance, Taxation and Claims.

RULING ON POINT OF ORDER

On recommendation of Senator Thomas, Chairman of the Committee on Rules and Calendar, the President ruled the point well taken.

MOTION

On motion by Senator Langley, by unanimous consent the Senate reconsidered the vote by which **Amendments 3 and 4** were adopted.

On motion by Senator Gardner, **Amendments 3 and 4** were withdrawn.

On motion by Senator Jenne, by two-thirds vote **CS for SB 1128** 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 Nays—None

CS for SB 1058—A bill to be entitled An act relating to taxation; creating s. 212.0515, F.S.; providing a method for calculating the sales tax on sales made through vending machines; providing a definition; requiring an identifying device for each machine; establishing a fee for such devices; requiring reports on vending machine sales and the taxes remitted on those sales; providing penalties; amending s. 212.08, F.S.; deleting the exemption from sales tax on certain compounds, test kits, and common household remedies generally sold for the treatment or prevention of disease in humans; amending s. 212.20, F.S.; revising the distribution of the proceeds of certain taxes and fees imposed under pt. I of ch. 212, F.S.; amending s. 212.11, F.S.; delaying the effective date of a reduction in estimated tax rates; revising the threshold amount under which certain taxpayers are required to pay estimated sales taxes; providing for application; providing for distribution of certain estimated sales tax revenues; amending s. 27, ch. 90-132, Laws of Florida, revising the reduced dealer's credit for collecting sales taxes; amending s. 212.12, F.S.; providing for separately reporting sales made through vending machines; amending s. 218.65, F.S.; correcting a cross-reference; providing an effective date.

—was read the second time by title.

Senators Jenne, Crenshaw, Langley, Scott, Jennings, Crotty, Johnson, Dudley, Beard, Kiser, McKay, Casas, Bankhead and Grizzle offered **Amendments 1 and 2** which were moved by Senator Jenne and adopted.

Senator Gardner moved **Amendments 3 and 4** which were adopted.

On motion by Senator Davis, by two-thirds vote **CS for SB 1058** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—27 Nays—10

CS for CS for SB 1436—A bill to be entitled An act relating to public health; revising and reorganizing the provisions of ch. 381, F.S.; creating s. 381.001, F.S.; providing legislative intent; creating s. 381.0011, F.S.; providing duties and powers of the Department of Health and Rehabilitative Services; creating s. 381.0012, F.S., relating to enforcement authority; transferring, renumbering, and amending s. 381.062, F.S., relating to eminent domain; transferring, renumbering, and amending s. 381.071, F.S., relating to regulations and ordinances superseded; transferring, renumbering, and amending s. 381.081, F.S., relating to presumptions; transferring, renumbering, and amending s. 381.101, F.S., relating to municipal regulations and ordinances; transferring, renumbering, and amending s. 381.171, F.S., relating to purchase, lease, and sale of real property; transferring, renumbering, and amending s. 381.201, F.S., relating to application for and acceptance of gifts or grants; transferring, renumbering, and amending s. 381.211, F.S., relating to disposition of equipment and material; transferring, renumbering, and amending s. 381.213, F.S., relating to grant of title to prescriptive medical personal property; transferring, renumbering, and amending s. 381.411, F.S., relating to penalties; creating s. 381.003, F.S.; providing for communicable disease and acquired immune deficiency syndrome prevention and control; transferring and renumbering s. 381.231, F.S., relating to report of diseases of public health significance; transferring, renumbering, and amending s. 381.614, F.S., relating to epidemiological research; renumbering ss. 381.043, 381.044, 381.607, 381.608, 381.609, 381.6081, 381.6105, 381.612, F.S., relating to HIV and AIDS education programs and patient care networks and testing requirements; creating s. 381.005, F.S.; providing a primary and preventive health care program; renumbering s. 381.382, F.S., relating to family planning; creating s. 381.0052, F.S.; creating the Public Health Dental Program Act; creating s. 381.006, F.S.; establishing an environmental health program; transferring, renumbering, and amending s. 381.112, F.S., relating to administrative fines; transferring, renumbering, and amending s. 381.261, F.S., relating to supervision of private and certain public water systems; providing for fees; transferring, renumbering, and amending s. 381.2615, F.S., relating to drinking water funds; transferring, renumbering, and amending s. 381.262, F.S., relating to continuing education courses for septic tank

contractors and others; transferring, renumbering, and amending s. 381.272, F.S., relating to onsite sewage disposal systems; providing for a fee; transferring, renumbering, and amending s. 381.273, F.S., relating to wastewater permitting fees; increasing fees and providing new fees; transferring, renumbering, and amending s. 381.291, F.S., relating to corrective orders for water systems or individual sewage disposal systems; transferring, renumbering, and amending s. 381.294, F.S., relating to bottled water plants; increasing a fee; transferring, renumbering, and amending s. 381.295, F.S., relating to water vending machines; increasing a fee; creating s. 381.0072, F.S.; providing for food protection and the regulation of food service establishments; providing for licenses, certifications, inspections, and variances; providing fees; providing for penalties, seizures, and stop-sale orders; establishing an advisory council; providing for reimbursement of expenses; transferring, renumbering, and amending s. 381.422, F.S.; providing definitions; transferring, renumbering, and amending s. 381.432, F.S.; requiring a permit from the department to operate residential migrant housing; transferring, renumbering, and amending s. 381.442, F.S.; providing for migrant housing permit applications; transferring, renumbering, and amending s. 381.452, F.S.; providing for issuance of permits to operate migrant housing; transferring, renumbering, and amending s. 381.455, F.S.; providing application fees; transferring, renumbering, and amending s. 381.462, F.S.; providing for revocation and reinstatement of permits for migrant labor camps and housing; transferring, renumbering, and amending s. 381.472, F.S.; providing rule-making authority; creating s. 381.0087, F.S.; providing for citations, fines, and penalties; providing authority of the Department of Labor and Employment Security; creating s. 381.00873, F.S.; prohibiting retaliation against tenants; providing penalties; creating s. 381.00875, F.S.; providing for administrative complaints; transferring, renumbering, and amending s. 381.482, F.S.; authorizing the department and specified other persons the right of entry to migrant labor camps and residential migrant housing; transferring and renumbering s. 381.522, F.S., relating to free public toilets; transferring and renumbering s. 381.523, F.S., relating to separate restrooms for males and females; transferring, renumbering, and amending s. 381.80, F.S., relating to biohazardous waste; requiring permits; providing for fees; preempting regulation to the state; creating s. 381.0101, F.S.; providing for certification of environmental health professionals; providing definitions; creating an advisory board; providing standards; providing exemptions; providing fees; creating s. 381.0201, F.S.; providing for technical and support programs; transferring, renumbering, and amending s. 381.321, F.S., relating to laboratory services; creating s. 381.0203, F.S.; providing a pharmacy services program; creating s. 381.0204, F.S.; providing for a statewide vital statistics program; creating s. 381.0205, F.S.; providing for a statewide emergency medical services program; creating s. 381.0301, F.S.; providing for health professional education and resource development; transferring and renumbering ss. 381.0612, 409.2661, 381.503, 385.504, F.S., relating to the State Center for Health Statistics, the area health education center network, the Community Hospital Education Act, and the Center for Health Technologies; creating s. 381.0405, F.S.; establishing an Office of Rural Health; providing functions and responsibilities; providing for funding; transferring and renumbering ss. 381.0615, 381.601, 381.6015, 381.602, 381.492, 381.4945, F.S., relating to Children, Youth, and Families Program outcome evaluation, blood transfusions, direct-donor blood programs, the Organ Transplant Advisory Council, federally prescribed survey of state hospitals, and certificate-of-need exemption for certain correctional facilities; amending ss. 386.03, 450.191, 489.554, 509.036, 513.10, F.S.; correcting cross-references to conform to changes made by the act; revising certain continuing education requirements; repealing ss. 381.025, 381.031, 381.061, 381.091, 381.111, 381.121, 381.241, 381.311, 381.331, 381.351, 381.6082, 381.6083, F.S., relating to legislative intent and long-range planning; additional duties of the department; construction, rules, and regulations; quarantine regulations; contagious and infectious disease management; reports on the impact of AIDS on insurance and on adolescents; regulations for municipal and county sanitation; and analysis of human or animal bodies; providing for future legislative review and repeal of ss. 381.0072 and 381.0101, F.S., pursuant to the Regulatory Sunset Act and the Sunset Act; providing for a reviser's bill to correct cross-references; providing for interdepartmental review of food establishment inspection processes and for reports; providing an effective date.

—was read the second time by title.

Senator Weinstock moved **Amendment 1** which was adopted.

Senator Weinstock moved **Amendment 2**.

Senator Malchon moved **Amendment 2A** which was adopted.

Amendment 2 as amended failed. The vote was:

Yeas—16 Nays—21

Senator Dantzer moved **Amendment 3** which failed.

Senator Weinstock moved **Amendment 4** which failed. The vote was:

Yeas—18 Nays—19

Senator Brown moved **Amendment 5** which was adopted.

Senator Dudley moved **Amendment 6** which was adopted.

On motion by Senator Weinstock, by two-thirds vote **CS for CS for SB 1436** 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 Nays—2

CS for CS for SB's 212 and 266—A bill to be entitled An act relating to fees imposed on certain motor vehicle registrations; amending s. 320.06, F.S.; providing for advance payment of license plate replacement fees; amending s. 320.072, F.S.; extending to certain military personnel and former military personnel the exemption from certain fees imposed on initial applications for motor vehicle registration; extending such exemption to certain relatives of members of the United States Armed Forces who lose their lives while on active duty or who are listed as "missing-in-action"; providing an effective date.

—was read the second time by title.

Senator Jenne moved **Amendment 1** which was adopted.

On motion by Senator Crenshaw, by two-thirds vote **CS for CS for SB's 212 and 266** 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 Nays—1

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

CS for CS for CS for SB 480—A bill to be entitled An act relating to the Medicaid program; creating s. 395.1015, F.S.; providing for an annual assessment of annual net operating revenues of health care entities; specifying those facilities that are subject to the assessment; providing for deposit of proceeds of the assessment into the Public Medical Assistance Trust Fund; allowing the Health Care Cost Containment Board to impose certain penalties; creating s. 409.901, F.S.; providing definitions; creating s. 409.902, F.S.; designating the Department of Health and Rehabilitative Services as the single state agency for administering the Florida Medicaid Program; creating s. 409.903, F.S.; specifying those persons who are eligible for payments for services under the Florida Medicaid Program, subject to certain limitations; creating s. 409.904, F.S.; specifying those persons who are eligible for optional payments for services; creating ss. 409.905, 409.906, F.S.; enumerating federally mandated and optional services to be provided by Medicaid; creating s. 409.907, F.S.; providing requirements for Medicaid provider agreements; providing circumstances under which a provider agreement may be revoked or terminated; creating s. 409.908, F.S.; establishing reimbursement standards for payment for Medicaid services; creating s. 409.909, F.S.; establishing additional reimbursement requirements for nursing home care and prescription drug services under Medicaid; transferring, renumbering, and amending s. 409.2665, F.S., relating to the recovery of Medicaid payments from third-party resources; deleting definitions made obsolete by this act; conforming cross-references to changes made by this act; making technical, clarifying revisions; deleting certain requirements pertaining to the recovery of third-party resources for Medicaid benefits made payable by check; creating s. 409.911, F.S.; authorizing the department to use certain cost-effective methods in purchasing health care; providing standards and requirements for contracts for certain prepaid services; authorizing the department to apply for waivers and establish certain programs in order to reduce costs; prescribing financial requirements for entities contracting on a prepaid per capita or prepaid aggregate fixed sum basis; creating s. 409.912, F.S.; establishing criteria for oversight of goods and services provided under the Florida Medicaid Program; providing for investigations by the Auditor General; exempting certain information pertaining to such investigations from public record laws; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; providing circumstances under which the department may impose administrative sanctions; authorizing the department to recover investigation costs; providing for the department to withhold Medicaid payments during a pending investigation; creating s. 409.913, F.S.; providing penalties for specified actions of Medicaid provider fraud; requiring the Auditor General to conduct a Medicaid Fraud Control program; providing powers and duties; creating s. 409.914, F.S.; requiring county contributions on behalf of certain persons covered by the Florida Medicaid Program, including the establishment of limits thereon and methods for collection; creating s. 409.915,

F.S.; requiring the department to use the systems it has developed to manage the Florida Medicaid Program to assist other agencies; creating s. 409.916, F.S.; creating the Public Medical Assistance Trust Fund; creating s. 409.917, F.S.; providing for funds from the Public Medical Assistance Trust Fund to be distributed to hospitals providing a disproportionate share of Medicaid or charity care services; providing formulas to compute the disproportionate share rate; providing for Medicaid payments to hospitals that participate in the Regional Perinatal Intensive Care Center Program; providing payment criteria; creating s. 409.918, F.S.; providing for payments to certain hospitals that make extraordinary contributions to indigent care; providing eligibility criteria for such hospitals; providing methodology for calculating such payments; providing for hospital participation in program funding; creating s. 409.9185, F.S.; providing for a disproportionate share program for teaching hospitals; providing for distribution of funds; providing a formula for maximum payments; transferring, renumbering, and amending s. 409.2666, F.S., relating to the Medicaid Research and Development Trust Fund; deleting obsolete provisions; transferring, renumbering, and amending s. 409.2667, F.S., relating to the receipt and deposit of funds into the Medicaid Research and Development Trust Fund; conforming a cross-reference to changes made by this act; creating s. 409.920, F.S.; requiring the department to adopt rules; amending s. 110.123, F.S., relating to the state group insurance program; s. 154.011, F.S., relating to primary care services; s. 394.4787, F.S., relating to definitions applicable to provision of acute care mental health services; s. 395.01465, F.S., relating to emergency care hospitals; s. 400.126, F.S., relating to receivership of nursing home facilities; s. 400.18, F.S., relating to closing of nursing facilities; s. 400.332, F.S., relating to certain funds received by a nursing home for participation in the geriatric outpatient nurse clinic program; s. 407.51, F.S., relating to hospital budgets; s. 409.2673, F.S., relating to the shared county and state health care program for low-income persons; s. 409.345, F.S., relating to public assistance payments as debt of the recipient; s. 409.701, F.S., the Florida Small Business Health Access Corporation Act; s. 410.036, F.S., relating to eligibility for home care for disabled adults and the elderly; s. 624.424, F.S., relating to statements and records of insurers; s. 627.736, F.S., relating to personal injury protection benefits; s. 631.813, F.S., relating to application of the Florida Health Maintenance Organization Consumer Assistance Plan; s. 641.261, F.S., relating to reporting requirements of health maintenance organizations; s. 641.31, F.S., relating to health maintenance contracts; s. 641.411, F.S., relating to reporting requirements of prepaid health clinics; s. 768.73, F.S., relating to punitive damages; conforming cross-references in said sections to changes by this act or deleting from said sections cross-references made obsolete by this act; amending s. 895.02, F.S.; redefining the term "racketeering activity" for purposes of the Florida RICO (Racketeer Influenced and Corrupt Organization) Act, to include offenses relating to Medicaid fraud; reenacting ss. 655.50(3)(g), 896.101(1)(g), F.S., relating to unlawful financial transactions, to incorporate the amendment to s. 895.02, F.S., in references thereto; saving existing rules until superseded; creating the Task Force on County Contributions to Medicaid; specifying members of the task force; requiring a study of county contributions to the Medicaid Program; requiring a report to be submitted; providing an appropriation; repealing s. 21, ch. 89-275, Laws of Florida, ss. 400.23(3), 409.266, 409.2662, 409.2663, 409.2664, 409.267, 409.2671, 409.268, F.S., relating to the Medicaid program and payments thereunder; providing an appropriation; providing an effective date.

—was read the second time by title.

Senator Meek moved **Amendments 1 and 2** which were adopted.

Senators Langley, Crenshaw, Jennings, Kiser, Johnson, McKay, Dudley, Grant, Crotty and Myers offered **Amendment 3** which was moved by Senator Langley and failed. The vote was:

Yeas—17 Nays—22

Senator McKay moved **Amendment 4** which was adopted.

On motion by Senator Malchon, by two-thirds vote **CS for CS for CS for SB 480** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—22 Nays—16

CS for SB 2010—A bill to be entitled An act relating to driver improvement schools and advanced driver improvement schools; amending s. 318.14, F.S.; deleting a provision allowing for the election of a driver improvement course in lieu of a civil penalty; requiring the Department of Highway Safety and Motor Vehicles to approve a driver improvement

course; providing for a reduction in fines; deleting a provision requiring an assessment of court costs; creating s. 318.1451, F.S., relating to driver improvement schools; requiring oversight and licensing of such schools by the department; requiring the department, with the advice and consent of the chief judge of the applicable judicial circuit, to establish requirements regarding the number of providers and minimum number and location of courses offered by such schools within a judicial circuit; requiring the department to consider course content for certain specified criteria; providing for suspension of proof of attendance of persons attending such schools; providing for refunds; providing for fees; providing for review and repeal of ss. 318.14(9), 318.1451, 322.291, F.S., pursuant to the Regulatory Sunset Act; providing an effective date.

—was read the second time by title.

The Committee on Finance, Taxation and Claims recommended **Amendments 1, 2 and 3** which were moved by Senator Jenne and adopted.

Senator Jenne moved **Amendment 4** which was adopted.

On motion by Senator Jenne, by two-thirds vote **CS for SB 2010** 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 Nays—None

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following additional Special Order Calendar for Thursday, April 4, 1991: SB 122, CS for SB 1614, CS for SB 2014, CS for SB 1120, CS for SB's 1000, 1234 and 2158, CS for SB 1128, CS for SB 1058, CS for CS for SB 1436, CS for CS for SB's 212 and 266, CS for CS for SB 480

Respectfully submitted,
Pat Thomas, Chairman

The Committee on Commerce recommends the following pass: CS for SB 920 with 5 amendments

The Committee on Community Affairs recommends the following pass: SB 102, SB 1708

The Committee on Criminal Justice recommends the following pass: CS for SB 590, CS for SB 642

The Committee on Education recommends the following pass: SB 1726

The Committee on Finance, Taxation and Claims recommends the following pass: CS for SB 880, SB 1414, SB 1444, SB 1902, CS for SB 2010 with 3 amendments

The Committee on Health and Rehabilitative Services recommends the following pass: SB 1838 with 1 amendment, SB 2022

The Committee on Judiciary recommends the following pass: CS for SB 668

The Committee on Natural Resources and Conservation recommends the following pass: SB 1196, SB 1462

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 210, CS for SB 1672

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

The Committee on Judiciary recommends the following pass: SB 1872

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

The Committee on Commerce recommends the following pass: SB 1014

The Committee on Natural Resources and Conservation recommends the following pass: SB 2090

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: HB 2069 with 4 amendments

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

The Committee on Criminal Justice recommends the following pass: SB 1376

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

The Committee on Community Affairs recommends the following pass: SB 600

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

The Committee on Commerce recommends the following pass: SB 1780

The Committee on Community Affairs recommends the following pass: SB 614, SB 1582, SB 1986

The Committee on Health and Rehabilitative Services recommends the following pass: SB 2168 with 2 amendments

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

The Committee on Education recommends the following pass: SB 2070

The Committee on Judiciary recommends the following pass: SB 1322 with 4 amendments, SB 1324

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 1476, SB 2116

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

The Committee on Judiciary recommends the following pass: SB 2228

The Committee on Natural Resources and Conservation recommends the following pass: SB 1648

The bills contained in the foregoing reports were referred to the Committee on Health and Rehabilitative Services under the original reference.

The Committee on Community Affairs recommends the following pass: SB 2060

The bill was referred to the Committee on International Trade, Economic Development and Tourism under the original reference.

The Committee on Education recommends the following pass: SB 1104

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: CS for SB's 1216 and 1224

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

The Committee on Commerce recommends the following pass: SB 1038 with 1 amendment

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

The Committee on Appropriations recommends the following pass: SJR 802

The Committee on Community Affairs recommends the following pass: SB 2370 with 2 amendments

The Committee on Criminal Justice recommends the following pass: CS for SB 938 with 2 amendments

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

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

The Committee on Appropriations recommends the following pass: SB 318, CS for SB's 476 and 528, CS for SB 706

The Committee on Commerce recommends the following pass: SB 1686 with 3 amendments

The Committee on Community Affairs recommends the following pass: SB 2098

The Committee on Criminal Justice recommends the following pass: SB 988, SB 1396 with 1 amendment

The Committee on Finance, Taxation and Claims recommends the following pass: SB 122 with 4 amendments, SB 1226, CS for SB 1286, CS for SB 1614, CS for SB 2014

The Committee on Judiciary recommends the following pass: SB 1644 with 1 amendment, SB 2152

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

The Committee on Professional Regulation recommends a committee substitute for the following: SB 1670

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

The Committee on Community Affairs recommends committee substitutes for the following: SB 538, SB 2004

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 1850

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1542

The Committee on Education recommends committee substitutes for the following: SB 1834, SB 1852, SB 2028, Senate Bills 2054 and 1504

The Committee on Health and Rehabilitative Services Reorganization recommends a committee substitute for the following: Senate Bills 58 and 2294

The Committee on Personnel, Retirement and Collective Bargaining recommends committee substitutes for the following: SB 1876, SB 2254

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 Criminal Justice recommends a committee substitute for the following: SB 2220

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1140

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

The Committee on Commerce recommends a committee substitute for the following: SB 1892

The Committee on Community Affairs recommends a committee substitute for the following: SB 1996

The Committee on Education recommends a committee substitute for the following: SB 1766

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

The Committee on Commerce recommends a committee substitute for the following: SB 308

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

The Committee on Education recommends a committee substitute for the following: SB 1246

The bill with committee substitute attached was referred to the Committee on International Trade, Economic Development and Tourism under the original reference.

The Committee on Commerce recommends a committee substitute for the following: SB 200

The Committee on Professional Regulation recommends committee substitutes for the following: SB 856, SB 1316

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

The Committee on Education recommends a committee substitute for the following: SB 1472

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

The Committee on Appropriations recommends a committee substitute for the following: SB 130

The Committee on Commerce recommends a committee substitute for the following: Senate Bills 388 and 394

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 908

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1024

The Committee on Finance, Taxation and Claims recommends a committee substitute for the following: CS for CS for SB 480, CS for SB's 1000, 1234 and 2158, CS for SB 1120

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 20

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

REPORTS OF SUBCOMMITTEES

The Select Subcommittee on Reviser's Bills recommends favorably the following: HB 2345, HB 2349, HB 2359 with 4 amendments, HB 2347 with 2 amendments, HB 2363 with 2 amendments, HB 2369 with 4 amendments, HB 2371, HB 2357, HB 2365 with 4 amendments, HB 2361 with 4 amendments, HB 2367 with 4 amendments, HB 2355, HB 2351, HB 2353 to the Committee on Rules and Calendar.

W. D. Childers, Chairman
Subcommittee on Reviser's Bills

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Personnel, Retirement and Collective Bargaining recommends that the Senate confirm the appointment made by the Governor of John A. Pieno, Tallahassee, as Secretary of Administration, to serve at the pleasure of the Governor.

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

REQUESTS FOR EXTENSION OF TIME

April 3, 1991

The Committee on Appropriations requests an extension of 15 days for consideration of the following: Senate Bills 30, 32, 36, 54, 64, 76, 114, 130, 134, 140, 154, 162, 178, 180, 204, 214, 234, 258, 268, 272, 280, 290, 298, 318, 324, 332, 344, 354, 358, 398, 404, 426, 430, 442, 472, 476, 516, 518, 522, 536, 550, 570, 584, 608, 612, 622, 626, 634, 636, 640, 656, 678, 704, 706, 720, 734, 748, 754, 764, 778, 782, 800, 802, 810, 918, 926, 962, 968, 980, 1002, 1004, 1010, 1036, 1044, 1062, 1074, 1080, 1084, 1096, 1116, 1122, 1186, 1236, 1238, 1298, 1300, 1314, 1362, 1424, 1454, 1460, 1554, 1576, 1586, 1610, 1618, 1680, 1694, 1784, 1804, 1806, 1822, 1984, 2018, 2212, 2272, 2342

FIRST READING OF COMMITTEE SUBSTITUTES

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

CS for SB 20—A bill to be entitled An act relating to law enforcement officers; amending s. 112.18, F.S.; including law enforcement officers within special provisions relative to disability that are currently applicable to firemen; increasing the retirement contribution rate for funding; declaring an important state interest; providing an effective date.

By the Committee on Health and Rehabilitative Services Reorganization; and Senators Forman, Weinstock, Weinstein and Childers—

CS for SB's 58 and 2294—A bill to be entitled An act relating to governmental reorganization; creating s. 20.41, F.S.; creating a Department of Elderly Affairs; providing for its organization; transferring specified powers, duties and functions, records, personnel, property and funds from the Pepper Commission on Aging to the department; transferring the state and district nursing home and long-term care facility ombudsman councils from the Pepper Commission on Aging to the department; amending ss. 400.304, 400.307, F.S., relating to the state and district nursing home and long-term care facility ombudsman councils, to conform; adding provisions relating to council duties and positions; amending s. 410.016, F.S.; requiring coordination of Department of Health and Rehabilitative Services' activities with the Department of Elderly Affairs; creating s. 410.701, F.S.; providing for contracting between the Department of Health and Rehabilitative Services and area agencies on aging; amending s. 410.505, F.S., and repealing section 4 of chapter 89-294, Laws of Florida; abolishing the Pepper Commission on Aging; conforming provisions and saving such section from Sundown repeal; amending and renumbering s. 410.505, F.S., and creating ss. 430.01, 430.02, 430.03, 430.05, 430.055, 430.058, 430.06, F.S.; providing a short title; providing legislative intent; specifying the purposes of the Department of Elderly Affairs; establishing duties and responsibilities of the department; creating the Department of Elderly Affairs Advisory Council; providing duties and membership; requiring a plan to improve the provision of social services and long-term care; creating the Elder Services Advocacy Committee; providing duties of the committee; providing rulemaking authority; providing for future review and repeal pursuant to the Sundown Act; creating a Commission on Volunteer Community Services; prescribing its composition and duties; exempting commission members from financial disclosure requirements; amending s. 410.201, F.S.; providing for administration of the older volunteer service program by the Department of Elderly Affairs; amending s. 402.165, F.S.; providing for the Department of Health and Rehabilitative Services' Human Rights Advocacy Committee to cooperate with the Elder Services Advocacy Committee; providing an effective date.

By the Committee on Appropriations and Senator Crenshaw—

CS for SB 130—A bill to be entitled An act relating to law enforcement officers; amending s. 943.22, F.S., relating to the salary incentive program for full-time officers, to eliminate a prohibition against the making of retirement contributions to, and the receipt of retirement benefits under, the Florida Retirement System with respect to such salary incentives; stating that the provisions of this act fulfill an important state interest; providing an effective date.

By the Committee on Commerce and Senator Yancey—

CS for SB 200—A bill to be entitled An act relating to the Uniform Commercial Code; creating ss. 670.101-670.507, F.S.; prescribing the law governing the rights, duties, and liabilities that arise from funds transfers between commercial entities, from the payment order of the originator to

the originator's bank, through intermediary banks, to the beneficiary's bank; including credit transfers but excluding debit transfers; also excluding consumer transactions, conditional orders, and transfers outside the banking system; providing for discharge of the originator's underlying obligation; providing for variation by agreement; prescribing rights with respect to creditor process served on a receiving bank; providing for injunctions and restraining orders with respect to funds transfers; providing for priority among various obligations to be paid from the same account; providing for preclusion of objection to debit of customer's account; providing for determination of the rate of interest that a receiving bank is obliged to pay; specifying applicable law and providing for choice of law; amending s. 671.101, F.S.; revising the short title of the Uniform Commercial Code to include this act; amending s. 671.105, F.S.; providing that this act governs over that section with respect to specification of applicable law; amending s. 673.106, F.S.; providing for a stated rate of interest in commercial documents; providing legislative intent; providing effective dates.

By the Committee on Commerce and Senators Malchon, Weinstock, Brown, Grant, Kurth, Langley, Johnson and Weinstein—

CS for SB 308—A bill to be entitled An act relating to clean indoor air; amending s. 386.202, F.S.; providing additional legislative intent; amending s. 386.203, F.S.; modifying definitions; amending s. 386.204, F.S.; clarifying an exception to prohibition against smoking in a public place; amending s. 386.205, F.S.; providing additional places that may not be designated as smoking areas; modifying requirements for designating a patient's room as a smoking area; eliminating some exceptions to the square footage limitation for smoking areas in certain public places; prohibiting smoking areas from containing common areas used by the public; amending s. 386.206, F.S.; modifying authorization for certain discretionary signs; amending s. 386.208, F.S.; providing jurisdiction of county courts for purposes of the act; creating s. 386.211, F.S.; making it unlawful to interfere with a person who reports certain violations; providing for enforcement; creating s. 386.212, F.S.; requiring public announcements in certain public transportation terminals that smoking is allowed only in designated areas; providing an effective date.

By the Committee on Commerce and Senators Crotty and Bankhead—

CS for SB's 388 and 394—A bill to be entitled An act relating to insurance; amending s. 627.4143, F.S.; requiring the outline of coverage for private passenger motor vehicle insurance to include information on coverage of collision damage to rental vehicles; requiring such information to be included on proof-of-insurance cards; amending s. 627.311, F.S.; prohibiting discounts; requiring submission of information upon request; providing an effective date.

By the Committees on Finance, Taxation and Claims; Appropriations; and Health and Rehabilitative Services—

CS for CS for CS for SB 480—A bill to be entitled An act relating to the Medicaid program; creating s. 395.1015, F.S.; providing for an annual assessment of annual net operating revenues of health care entities; specifying those facilities that are subject to the assessment; providing for deposit of proceeds of the assessment into the Public Medical Assistance Trust Fund; allowing the Health Care Cost Containment Board to impose certain penalties; creating s. 409.901, F.S.; providing definitions; creating s. 409.902, F.S.; designating the Department of Health and Rehabilitative Services as the single state agency for administering the Florida Medicaid Program; creating s. 409.903, F.S.; specifying those persons who are eligible for payments for services under the Florida Medicaid Program, subject to certain limitations; creating s. 409.904, F.S.; specifying those persons who are eligible for optional payments for services; creating ss. 409.905, 409.906, F.S.; enumerating federally mandated and optional services to be provided by Medicaid; creating s. 409.907, F.S.; providing requirements for Medicaid provider agreements; providing circumstances under which a provider agreement may be revoked or terminated; creating s. 409.908, F.S.; establishing reimbursement standards for payment for Medicaid services; creating s. 409.909, F.S.; establishing additional reimbursement requirements for nursing home care and prescription drug services under Medicaid; transferring, renumbering, and amending s. 409.2665, F.S., relating to the recovery of Medicaid payments from third-party resources; deleting definitions made obsolete by this act; conforming cross-references to changes made by this act; making technical, clarifying revisions; deleting certain requirements pertaining to the recovery of third-party resources for Medicaid benefits made payable by check; creating s. 409.911, F.S.; authorizing the department to use certain cost-effective methods in purchasing health care; pro-

viding standards and requirements for contracts for certain prepaid services; authorizing the department to apply for waivers and establish certain programs in order to reduce costs; prescribing financial requirements for entities contracting on a prepaid per capita or prepaid aggregate fixed sum basis; creating s. 409.912, F.S.; establishing criteria for oversight of goods and services provided under the Florida Medicaid Program; providing for investigations by the Auditor General; exempting certain information pertaining to such investigations from public record laws; providing for future legislative review of this exemption pursuant to the Open Government Sunset Review Act; providing circumstances under which the department may impose administrative sanctions; authorizing the department to recover investigation costs; providing for the department to withhold Medicaid payments during a pending investigation; creating s. 409.913, F.S.; providing penalties for specified actions of Medicaid provider fraud; requiring the Auditor General to conduct a Medicaid Fraud Control program; providing powers and duties; creating s. 409.914, F.S.; requiring county contributions on behalf of certain persons covered by the Florida Medicaid Program, including the establishment of limits thereon and methods for collection; creating s. 409.915, F.S.; requiring the department to use the systems it has developed to manage the Florida Medicaid Program to assist other agencies; creating s. 409.916, F.S.; creating the Public Medical Assistance Trust Fund; creating s. 409.917, F.S.; providing for funds from the Public Medical Assistance Trust Fund to be distributed to hospitals providing a disproportionate share of Medicaid or charity care services; providing formulas to compute the disproportionate share rate; providing for Medicaid payments to hospitals that participate in the Regional Perinatal Intensive Care Center Program; providing payment criteria; creating s. 409.918, F.S.; providing for payments to certain hospitals that make extraordinary contributions to indigent care; providing eligibility criteria for such hospitals; providing methodology for calculating such payments; providing for hospital participation in program funding; creating s. 409.9185, F.S.; providing for a disproportionate share program for teaching hospitals; providing for distribution of funds; providing a formula for maximum payments; transferring, renumbering, and amending s. 409.2666, F.S., relating to the Medicaid Research and Development Trust Fund; deleting obsolete provisions; transferring, renumbering, and amending s. 409.2667, F.S., relating to the receipt and deposit of funds into the Medicaid Research and Development Trust Fund; conforming a cross-reference to changes made by this act; creating s. 409.920, F.S.; requiring the department to adopt rules; amending s. 110.123, F.S., relating to the state group insurance program; s. 154.011, F.S., relating to primary care services; s. 394.4787, F.S., relating to definitions applicable to provision of acute care mental health services; s. 395.01465, F.S., relating to emergency care hospitals; s. 400.126, F.S., relating to receivership of nursing home facilities; s. 400.18, F.S., relating to closing of nursing facilities; s. 400.332, F.S., relating to certain funds received by a nursing home for participation in the geriatric outpatient nurse clinic program; s. 407.51, F.S., relating to hospital budgets; s. 409.2673, F.S., relating to the shared county and state health care program for low-income persons; s. 409.345, F.S., relating to public assistance payments as debt of the recipient; s. 409.701, F.S., the Florida Small Business Health Access Corporation Act; s. 410.036, F.S., relating to eligibility for home care for disabled adults and the elderly; s. 624.424, F.S., relating to statements and records of insurers; s. 627.736, F.S., relating to personal injury protection benefits; s. 631.813, F.S., relating to application of the Florida Health Maintenance Organization Consumer Assistance Plan; s. 641.261, F.S., relating to reporting requirements of health maintenance organizations; s. 641.31, F.S., relating to health maintenance contracts; s. 641.411, F.S., relating to reporting requirements of prepaid health clinics; s. 768.73, F.S., relating to punitive damages; conforming cross-references in said sections to changes by this act or deleting from said sections cross-references made obsolete by this act; amending s. 895.02, F.S.; redefining the term "racketeering activity" for purposes of the Florida RICO (Racketeer Influenced and Corrupt Organization) Act, to include offenses relating to Medicaid fraud; reenacting ss. 655.50(3)(g), 896.101(1)(g), F.S., relating to unlawful financial transactions, to incorporate the amendment to s. 895.02, F.S., in references thereto; saving existing rules until superseded; creating the Task Force on County Contributions to Medicaid; specifying members of the task force; requiring a study of county contributions to the Medicaid Program; requiring a report to be submitted; providing an appropriation; repealing s. 21, ch. 89-275, Laws of Florida, ss. 400.23(3), 409.266, 409.2662, 409.2663, 409.2664, 409.267, 409.2671, 409.268, F.S., relating to the Medicaid program and payments thereunder; providing an appropriation; providing an effective date.

By the Committee on Community Affairs and Senator Diaz-Balart—

CS for SB 538—A bill to be entitled An act relating to law enforcement officers; amending s. 112.531, F.S.; including deputy sheriffs within the term "law enforcement officer" for purposes of laws relating to rights of law enforcement officers; providing an effective date.

By the Committee on Professional Regulation and Senator Dudley—

CS for SB 856—A bill to be entitled An act relating to notaries public; providing that a notary public qualified in a profession may give advice relating to that profession; providing that a notary public may not represent that he has powers that his office does not authorize; providing that a notary public who is not an attorney may not select notarial certificates, assist in drafting or understanding a document requiring a notarial act, or represent that he has the authority to counsel on immigration matters or qualifications; providing an exception; requiring notaries public who are not attorneys and who advertise their services to provide specified notice that they are not attorneys; providing that notaries public may supervise the making of photocopies; providing an exception; providing a form for notarizing an attested copy; prescribing conditions under which notaries public may take an acknowledgment of an instrument; prescribing conditions under which notaries public may not notarize a signature; amending s. 117.01, F.S.; providing that convicted felons and persons adjudicated mentally incompetent may not be appointed as notaries public; providing exceptions; increasing the application fee for appointment; prescribing information to be included in an application; requiring the Department of State to maintain an application for the term of a commission; requiring a notary public to notify the department of changes in the information included in the application; requiring applicants to submit a fingerprint card; providing that applicants are subject to background checks by the Florida Department of Law Enforcement; requiring applicants to swear the information on the application is true and that they know the responsibilities of a notary public; requiring a test; increasing the amount of the notary's bond; requiring the entity paying on a bond to notify the Governor of the payment; providing that applicants may be required to attend and complete training and educational seminars as a condition to holding a commission as a notary public; authorizing the Department of State to adopt guidelines for such seminars; authorizing the assessment of a fee to cover the costs of such seminars; creating s. 117.011, F.S.; providing grounds for denial of application for commission; creating s. 117.012, F.S.; providing grounds for suspension of a commission; requiring a performance bond; increasing the amount of the bond; amending s. 117.03, F.S.; requiring acknowledgment of identification; requiring a notary to certify specified information; amending s. 117.05, F.S.; prescribing a fee; amending s. 117.07, F.S.; prescribing method for affixing a notary seal to a document; amending s. 117.08, F.S.; prohibiting representing oneself as a notary public without being commissioned; providing a penalty; providing that a notary who falsely or fraudulently takes an acknowledgment or falsely or fraudulently makes a certificate is guilty of a third-degree felony; amending s. 117.09, F.S.; prohibiting coercing a notary public; prohibiting obtaining a commission in other than legal name; prohibiting notarizing one's own signature; providing a penalty; creating the Notary Public Trust Fund; providing that moneys in the fund are to be used to pay the costs of administering ch. 117, F.S.; providing an effective date.

By the Committee on Corrections, Probation and Parole—

CS for SB 908—A bill to be entitled An act relating to probation services; amending s. 948.01, F.S.; revising and reorganizing provisions relating to the supervision of misdemeanants; providing that adjudications withheld for forcible felonies preclude placement of an offender in community control; reenacting ss. 921.187(1)(a), 944.28(1), F.S., relating to disposition and forfeiture of gain-time, to incorporate the amendment to s. 948.01, F.S., in references thereto; creating s. 948.015, F.S.; providing for presentence investigation reports; amending s. 948.03, F.S.; revising and reorganizing provisions relating to electronic monitoring and work programs; deleting provisions relating to private entities; amending s. 948.04, F.S.; deleting misdemeanor probation provisions and providing for early terminations of probation; amending and renumbering s. 944.025, F.S., relating to pretrial intervention program; amending and renumbering s. 945.30, F.S., relating to the cost of supervision and rehabilitation payment; amending ss. 946.40, 947.1405, 948.06, F.S.; correcting cross-references; creating s. 948.11, F.S.; providing for electronic monitoring devices; creating s. 948.15, F.S.; providing for misdemeanor probation services and requiring private misdemeanor probation services to contract with the county; amending s. 947.146, F.S.; revising and reorganizing provisions relating to control release, and authorizing a warrant to be

issued for an ineligible control releasee; amending s. 947.22, F.S.; authorizing the department to arrest offenders who have violated their control release or conditional release; providing an effective date.

By the Committees on Finance, Taxation and Claims; Health and Rehabilitative Services; and Senators Malchon, Kirkpatrick and Forman—

CS for CS for SB's 1000, 1234 and 2158—A bill to be entitled An act relating to health care; amending s. 381.702, F.S.; providing that, for the purposes of ss. 381.701-381.715, F.S., the Health Facility and Services Development Act, the term "capital expenditure" includes initial financing costs but excludes refinancing costs; amending s. 381.703, F.S.; increasing fees for certain abortion clinics, ambulatory surgical centers, birthing centers, clinical laboratories except community nonprofit blood banks, home health agencies, hospices, intermediate care facilities for the mentally retarded, multiphasic testing centers, health maintenance organizations, and prepaid health clinics to fund state and local health planning; providing for distribution of health care facilities assessments and certificate-of-need application fees among the Statewide Health Council, local health councils, and the Department of Health and Rehabilitative Services; amending s. 381.705, F.S.; correcting a cross-reference; amending s. 381.706, F.S.; revising projects subject to review under certificate of need; repealing s. 381.713(1), F.S., relating to application for exemption from certificate-of-need review for certain projects of certain health maintenance organizations or health care facilities; saving exemptions that have been approved; amending s. 381.708, F.S.; increasing application fees for certificates of need; amending s. 381.710, F.S.; correcting cross-references; amending s. 390.014, F.S.; increasing licensure fees for abortion clinics; amending s. 395.002, F.S.; providing a definition; amending s. 395.003, F.S.; requiring that a cardiac catheterization facility be licensed; prohibiting such facilities from providing certain services; requiring the Department of Health and Rehabilitative Services to adopt rules for the operation of such facilities; amending s. 395.004, F.S.; increasing licensure fees for hospitals, cardiac catheterization facilities, and ambulatory surgical centers; amending s. 395.007, F.S.; increasing fees for plans and construction review for hospitals, cardiac catheterization facilities, and ambulatory surgical centers; amending s. 400.062, F.S.; increasing nursing home licensure fees; amending s. 400.23, F.S.; increasing fees for plans and construction review for nursing homes; amending s. 400.467, F.S.; increasing home health agency licensure fees; amending s. 400.605, F.S.; increasing hospice licensure fees; amending s. 407.002, F.S.; providing definitions; amending s. 407.05, F.S.; requiring hospitals to file budgets with the Health Care Cost Containment Board; amending s. 407.09, F.S.; authorizing the board to collect fees and specifying disposition thereof; amending s. 407.31, F.S.; requiring nursing homes to submit certain data; amending s. 407.32, F.S.; revising the reporting date for the annual board report on nursing home financial data; amending s. 407.70, F.S.; providing for publication of data on physician charges; requiring health insurers to submit certain information; amending s. 483.172, F.S.; increasing clinical laboratory licensure fees; repealing s. 381.702(16), F.S., relating to the definition of the term "major medical equipment"; providing an effective date.

By the Committee on Criminal Justice and Senators Yancey, Gardner, Kurth, Childers, Langley, Malchon, Diaz-Balart, Wexler, Crotty, Myers, Souto, Crenshaw, Jennings, Thurman, Casas, Plummer, Scott and Grant—

CS for SB 1024—A bill to be entitled An act relating to firearms; creating s. 790.054, F.S.; authorizing correctional probation officers to carry concealed firearms upon meeting certain requirements; exempting such officers from licensing and penal provisions; providing an effective date.

By the Committees on Finance, Taxation and Claims; Natural Resources and Conservation; and Senator Kirkpatrick—

CS for CS for SB 1120—A bill to be entitled An act relating to environmental regulation; amending s. 20.261, F.S.; providing for a Division of Technical Services within the Department of Environmental Regulation; amending s. 213.053, F.S.; allowing the Department of Environmental Regulation to obtain certain tax information from the Department of Revenue in the conduct of its duties; amending s. 252.87, F.S.; requiring certain employers to notify the local fire department in writing within a certain time if there is a discontinuance or abandonment of business activities that could affect any stored hazardous materials; amending s. 325.223, F.S.; providing for the assessment by the department of certain noncompliance fees for violations of refrigerant recycling equipment cer-

tification requirements; amending s. 373.459, F.S., relating to the Surface Water Improvement and Management Trust Fund; deleting an erroneous cross-reference; amending s. 403.061, F.S.; deleting certain provisions regarding the designation of special waters as Outstanding Florida Waters; amending s. 403.101, F.S.; increasing fees for certification and renewal of certification for operators of water purification plants and wastewater treatment plants; revising provisions providing for renewal of certification; deleting a provision requiring that such fees be deposited into the General Revenue Fund; amending s. 403.1815, F.S.; authorizing the Department of Environmental Regulation to allow counties and municipalities to independently regulate construction of certain water mains and sewage collection and transmission systems; amending s. 403.1835, F.S.; redesignating the wastewater facilities and stormwater management systems revolving loan program as the sewage treatment program; repealing provisions that provide for loans under the program for stormwater management programs and estuary conservation and management plans; requiring the Department of Environmental Regulation to reserve loans made under the program for small communities; redesignating the Wastewater Treatment and Stormwater Management Revolving Loan Fund as the Sewage Treatment Revolving Loan Fund; providing that the Sewage Treatment Revolving Loan Fund is a nonlapsing trust fund; exempting the fund from s. 216.301, F.S.; relating to undisbursed appropriations; repealing a provision authorizing the use of moneys in the fund to pay debt service on bonds issued pursuant to the program; repealing the authorization of the issuance of such bonds; amending s. 403.414, F.S.; replacing the pollution control awards program with an environmental award program; amending s. 403.7215, F.S.; providing for additional uses of the tax levied on the gross receipts of certain hazardous waste facilities; amending s. 403.7225, F.S.; authorizing counties to impose a small quantity generator notification and verification surcharge on the business or occupational license or renewal of certain persons under certain circumstances; authorizing a county to enter an agreement with the county tax collector to collect the surcharge; amending s. 403.852, F.S.; revising the definition of "public water system" as used in the Florida Safe Drinking Water Act to include nontransient non-community systems; amending s. 403.854, F.S.; allowing the Department of Environmental Regulation to waive any requirement for a certified operator for a nontransient noncommunity water system; amending s. 403.087, F.S.; revising the schedule of maximum fees imposed by the Department of Environmental Regulation for permits for certain pollution sources; deleting provisions authorizing certain reduced fees; authorizing the department to impose permit fees for waste collection systems and drinking water distribution systems; amending s. 403.861, F.S.; authorizing the department to issue permits for public water supply systems; increasing the amount the department may require for public water supply system permit applications; amending ss. 381.2615, 403.0871, 403.862, F.S.; correcting cross-references to conform to changes made by the act; authorizing the department to conduct a study; providing an effective date.

By the Committee on Criminal Justice and Senators Meek and Kirkpatrick—

CS for SB 1140—A bill to be entitled An act relating to regional criminal justice assessment centers; authorizing creation and setting forth purpose, powers, duties, structure, and organization of the centers; providing for standardized screening, testing, physical examination, and investigation of inservice officers and applicants for law enforcement and corrections positions within criminal justice agencies in Florida; providing for funding of the centers through the assessment of an additional court cost of \$3 against persons convicted of violations of criminal statutes, ordinances, or traffic offenses in participating counties and against persons paying certain civil fines and penalties; providing for additional funding; providing for advisory boards; providing for travel and per diem expenses for center advisory board members; providing that activities of the centers shall not generate state funding; providing for an independent audit; providing budgeting and audit review requirements; providing an effective date.

By the Committee on Education and Senator Diaz-Balart—

CS for SB 1246—A bill to be entitled An act relating to job training; amending s. 446.205, F.S.; providing for a Job Training Partnership Act family dropout prevention program; providing for development and implementation of a program; providing for funding; providing requirements for participation in the program; deleting provisions relating to incentive awards; amending s. 446.22, F.S.; revising definitions; amending s. 446.23, F.S.; revising terminology and mentor obligations; amending s.

446.24, F.S.; revising youth participant obligations; amending s. 446.25, F.S.; providing for coordination of services by service delivery areas and revising advisory council purposes; amending s. 446.26, F.S.; revising funding provisions; amending s. 446.27, F.S.; revising reporting requirements; providing an effective date.

By the Committee on Professional Regulation and Senators Dantzer, Johnson and McKay—

CS for SB 1316—A bill to be entitled An act relating to accountant client privilege; amending s. 473.316, F.S.; providing that proceedings, records, and workpapers of a review committee reviewing the professional work of a licensed accountant are privileged; providing exceptions; prohibiting members of a review committee from testifying; providing definitions; providing an effective date.

By the Committee on Education and Senator Girardeau—

CS for SB 1472—A bill to be entitled An act relating to education; creating a task force and providing membership thereof; providing a definition; requiring the task force to examine multicultural education in Florida; requiring reports; providing for expiration; providing an effective date.

By the Committee on Criminal Justice and Senator Diaz-Balart—

CS for SB 1542—A bill to be entitled An act relating to controlled substances violations; amending ss. 893.13, 893.135, F.S.; providing, as an additional penalty upon conviction for offenses involving possession or sale of, or trafficking in, controlled substances, for the mandatory suspension of the person's driver's license or driving privilege; providing for escalation of the period of suspension upon subsequent convictions; providing for the mandatory revocation of the person's driver's license or driving privilege upon subsequent convictions; providing an effective date.

By the Committee on Professional Regulation and Senator Jennings—

CS for SB 1670—A bill to be entitled An act relating to auctioneers; amending s. 468.382, F.S.; providing definitions; amending s. 468.383, F.S.; revising provisions relating to exemptions; amending ss. 468.385, 468.387, F.S.; providing intent relating to bonding requirements; amending s. 468.388, F.S.; revising requirements for advertising; amending s. 468.389, F.S.; increasing a penalty; amending s. 468.391, F.S.; revising language with respect to certain penalties; creating ss. 468.392-468.399, F.S.; establishing the Auctioneer Recovery Fund; providing for payments from the fund to settle claims against auctioneers; providing for license surcharges to be deposited in the fund; providing for operations of the fund, including crediting of interest and payment of expenses; specifying conditions and eligibility for recovery from the fund; providing limitations; providing for distribution of payment when claims exceed the limitations; providing for joinder of claims; providing for prorating of payments under certain circumstances; providing for suspension of license until repayment to the fund of amount paid in claims against the licensee; providing for expenditure of excess funds; providing for future repeal of ss. 468.385(9)-(13), 468.387(3) and (4), and 468.389(2)(d), F.S., relating to bonding; providing for review and repeal; providing an effective date.

By the Committee on Education and Senator Walker—

CS for SB 1766—A bill to be entitled An act relating to educational facilities; amending s. 235.435, F.S.; revising requirements relating to a request for funding from the Special Facility Construction Account; providing an effective date.

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

CS for SB 1804—A bill to be entitled An act relating to mentally ill inmates in the state correctional system; amending s. 945.42, F.S.; redefining the term "mental health treatment facility" for purposes of the Corrections Mental Health Act; defining the term "transitional mental health care" for purposes of the act; amending s. 945.48, F.S.; revising certain procedures authorizing the involuntary mental health treatment of inmates; providing an effective date.

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

CS for SB 1806—A bill to be entitled An act relating to prison inmates; amending s. 947.146, F.S.; specifying when a mandatory mini-

mum portion of a sentence begins to run for purposes of determining eligibility for control release; providing for the vacating of control release orders, under certain circumstances; providing an effective date.

By the Committee on Education and Senators Diaz-Balart, Casas, Souto, Gordon, Forman and Meek—

CS for SB 1834—A bill to be entitled An act relating to community colleges; amending s. 240.359, F.S.; providing for calculation of a community college cost differential and providing for its application in determining the annual apportionment of state funds to each community college district; amending s. 240.319, F.S.; correcting a cross-reference; providing an effective date.

By the Committee on Corrections, Probation and Parole—

CS for SB 1850—A bill to be entitled An act relating to inmate labor; creating s. 236.0836, F.S.; providing for the renovation of public school buses under the correctional work program; amending s. 287.042, F.S.; requiring the Division of Purchasing of the Department of General Services to issue commodity numbers for certain products of the correctional work program; requiring the division to include corporation products on any listing prepared by the division which lists term contracts executed by the division; authorizing the corporation established under ch. 946, F.S., to submit products to the division for review; exempting purchases of such products and services by a local government from competitive-bid requirements; amending s. 946.511, F.S.; revising the priority of assigning inmates to correctional and public works programs; amending s. 944.09, F.S.; requiring the Department of Corrections to maintain specified information regarding victim restitution orders and the status of restitution payments; amending s. 946.512, F.S.; creating a Productivity Enhancement Trust Fund for deposit of a percentage of correctional work program corporation annual sales; providing for private corporations operating corrections facilities to have access to victim information for purposes of victim restitution; requiring the department to adopt rules governing the transfer of such information; amending s. 946.515, F.S.; providing that the Department of Corrections must certify that products and services produced by the correctional work program meet specifications and requirements of a state agency in order for the agency to be prohibited from purchasing the product or service from any other source; providing for administrative hearings to resolve disputes arising from contracts for the purchase of products or services of the program; amending s. 946.009, F.S.; repealing provisions relating to the priority assignment of inmates to work programs; authorizing the corporation to contract with counties and municipalities; providing for a study by the corporation on vocational training programs; providing an effective date.

By the Committee on Education and Senator Johnson—

CS for SB 1852—A bill to be entitled An act relating to education; providing for prekindergarten program expenditures; amending s. 228.041, F.S.; revising definitions in the Florida School Code; amending s. 228.071, F.S.; revising provisions relating to community education grants; amending s. 228.0713, F.S.; revising provisions relating to the Adult Literacy Plan; amending ss. 228.0715, 228.0716, F.S.; revising provisions of the Adult Literacy Act and the Florida Literacy Corps Act; amending s. 228.072, F.S.; amending s. 230.2305, F.S.; revising training requirements for principals; revising adult general education provisions; amending s. 228.0725, F.S.; revising provisions relating to adult literacy centers; amending s. 228.075, F.S.; providing for dates by which local, regional, and state vocational education plans must be completed; providing for the Department of Education to modify, revise, and review the state plan; providing a maximum length of time that may elapse between plan revisions; deleting deadlines that have passed; amending s. 229.132, F.S.; revising provisions relating to the registration of adult students; amending s. 229.55, F.S.; amending s. 229.555, F.S.; deleting a reporting requirement; revising provisions relating to educational accountability; amending s. 229.557, F.S.; revising provisions relating to the vocational education management information system; amending s. 229.805, F.S.; revising Department of Education powers relating to educational television; providing requirements for funding of stations; amending s. 229.8051, F.S.; revising requirements of the public broadcasting program system; providing for rules; amending s. 229.808, F.S.; correcting a cross-reference; amending s. 230.23, F.S.; revising provisions relating to programs for students in residential care facilities; revising provisions relating to school board duties in admitting, classifying, promoting, and graduating students; amending s. 230.2316, F.S.; revising provisions relating to educational alternatives programs; amending s. 230.645, F.S.; revising provisions relating to postsecondary adult student fees; amending s.

231.02, F.S.; providing for fingerprinting of certain personnel; amending s. 231.095, F.S.; deleting provisions relating to reporting of teachers assigned out-of-field; amending s. 231.15, F.S.; revising provisions relating to positions for which certificates are required; amending s. 231.17, F.S.; revising provisions relating to requirements for teacher certification and demonstration of competencies; providing for personnel records; amending s. 231.1711, F.S.; revising provisions relating to issuance of a teaching certificate; amending s. 231.1712, F.S., to conform; amending s. 231.1725, F.S.; conforming provisions; amending ss. 231.30, 231.36, F.S.; conforming provisions relating to certification; amending s. 231.47, F.S.; correcting a cross-reference; amending s. 231.471, F.S.; providing for certain qualified part-time teachers; amending s. 231.603, F.S.; conforming provisions; amending s. 232.01, F.S.; creating s. 234.301, F.S.; authorizing nonpublic schools to participate in the state pool purchase of school buses; providing conditions for such participation; amending s. 236.25, F.S.; authorizing school boards to use certain discretionary ad valorem tax revenues for the purchase of new and replacement library books, audio-visual materials, and motor vehicles; revising provisions relating to regular school attendance; amending s. 232.0315, F.S.; requiring school health examinations for entry to prekindergarten; amending s. 232.032, F.S.; revising provisions relating to immunizations; amending s. 232.06, F.S.; providing requirements for the child care exemption from compulsory school attendance; amending s. 232.145, F.S.; providing for information relating to exceptional students; amending s. 232.245, F.S.; revising provisions relating to pupil progression; amending s. 232.246, F.S.; deleting obsolete language; amending s. 232.2461, F.S.; correcting a cross-reference; amending s. 232.2465, F.S.; revising requirements to qualify as a Florida Academic Scholar; amending s. 232.247, F.S.; revising provisions relating to high school graduation requirements for certain exceptional students; amending s. 232.26, F.S.; providing for recommendation of expulsion of handicapped students; amending s. 232.3015, F.S.; revising provisions relating to outreach programs for educationally deprived children; amending s. 233.0575, F.S.; revising provisions relating to funding for mathematics/science mentor teachers; amending s. 233.0625, F.S.; deleting Department of Education responsibility for the traffic education program; amending s. 233.0663, F.S.; designating grade level at which D.A.R.E. Program is taught; providing exceptions; requiring annual program evaluations; amending s. 233.0664, F.S.; adding the Governor or his designated appointee to the D.A.R.E. Board of Directors; amending s. 234.01, F.S.; revising provisions relating to transportation of students; amending s. 234.051, F.S.; correcting a cross-reference; amending s. 234.091, F.S.; revising general qualifications of school bus drivers; amending s. 236.013, F.S.; including prekindergarten handicapped students in the definition of full-time equivalent students; amending s. 236.081, F.S.; revising provisions relating to calculation of full-time equivalent students for small, isolated high schools and the calculation of the extended day supplement; amending s. 236.088, F.S.; correcting a cross-reference; amending s. 236.1223, F.S.; revising provisions relating to writing skills instruction; amending s. 236.1228, F.S.; revising a statewide indicator for improving student productivity; amending s. 237.091, F.S.; specifying a cross-reference relating to certification of assessed valuation of property; amending s. 237.34, F.S.; correcting cross-references; amending s. 240.35, F.S.; authorizing community colleges to exempt from fees students who are enrolled in approved apprenticeship programs; amending s. 240.402, F.S.; revising provisions relating to awards from the Florida Undergraduate Scholars' Fund; amending s. 240.604, F.S.; correcting a cross-reference; amending ss. 246.041, 246.207, F.S.; conforming provisions; amending s. 229.814, F.S., relating to the Secondary Level Examination Program; repealing ss. 229.055, 229.552, 229.8371, 230.222, 230.23135(3)(m), 230.2405, 230.631, 230.69, 231.031, 231.165, 231.251, 231.29(1), 231.5335, 231.5336, 231.534, 231.609(3)(d) and (e), 231.612, 231.6125, 231.615, 232.302, 233.055, 233.064, 233.505, F.S., relating to education reports, the Florida Center for Educational Statistics, the Center for Middle Grades Education, playing of "Dixie," conforming provisions, accreditation of schools, area vocational centers, Youth Enhancement Services Centers, maximum age for employment of instructional personnel, prevention counselors, adjunct instructors, records of personnel, the Raymond B. Stewart Career Achievement Program, the Professional Teacher Career Development Council, subject area examinations, conforming provisions, school-focused program improvement, professional development plans, the Visiting School Scholars Program, the Florida Center for Dropout Prevention, remedial reading education plan, Americanism versus Communism course, and art or craft materials; providing effective dates.

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

CS for SB 1876—A bill to be entitled An act relating to state employment; prohibiting certain position upgrades and salary increases for positions in the Senior Management Service and the Selected Exempt Service at certain times; providing exceptions; providing a limitation on the payment of unused annual leave; providing an effective date.

By the Committee on Commerce—

CS for SB 1892—A bill to be entitled An act relating to the Florida Credit Union Guaranty Corporation Act; providing for the conversion to federal share insurance through the National Credit Union Administration or the liquidation or merger of all member credit unions and the dissolution of the Florida Credit Union Guaranty Corporation; amending s. 657.251, F.S.; providing a purpose; amending s. 657.253, F.S.; defining member credit union; amending s. 657.257, F.S.; providing for the conversion of member credit unions to federal share insurance and deleting certain procedural requirements for such conversion; amending s. 657.258, F.S.; providing standards in pledging or advancing funds or entering into agreements with the National Credit Union Administration or providing assistance to member credit unions to qualify for federal share insurance; providing for a determination date for liquidating distributions; amending s. 657.259, F.S.; providing that the plan of operation provide for dissolution of the corporation; amending s. 657.260, F.S.; providing authority to the department to require the corporation to take any required action; amending s. 657.262, F.S.; permitting the department to charge the corporation the actual cost of examination of certain member credit unions when examination is requested; amending s. 657.263, F.S.; permitting the department to charge the corporation the actual cost of its annual examination; providing for disposition of the records of the corporation; creating s. 657.269, F.S.; providing for the orderly dissolution of the Florida Credit Union Guaranty Corporation; providing for retroactive application; revising and readopting various sections of ch. 657, F.S., notwithstanding their scheduled repeal; providing for future review and repeal of specified sections of ch. 657, F.S., pursuant to the Regulatory Sunset Act; providing an effective date.

By the Committee on Community Affairs and Senator Thurman—

CS for SB 1996—A bill to be entitled An act relating to fire prevention and control; amending s. 633.021, F.S.; revising definitions; amending s. 633.025, F.S.; revising language with respect to minimum firesafety standards to federal reference to certain subsequently adopted editions of firesafety codes; amending s. 633.061, F.S.; providing that certain fees collected for licenses or permits with respect to fire extinguishers and preengineered systems shall be deposited into the Insurance Commissioner's Regulatory Trust Fund; amending s. 633.065, F.S.; revising language with respect to fire suppression equipment, amending s. 633.085, F.S.; deleting the requirement that the State Fire Marshal conduct performance tests on all components of electronic fire warning and smoke detection systems; amending s. 633.30, F.S.; redefining the term "firefighter"; amending s. 633.34, F.S.; requiring persons who desire to be initially employed as a firefighter to have a medical examination; amending s. 633.382, F.S.; revising the definition of the term "firefighter"; revising language with respect to qualifications for supplemental compensation; amending s. 633.539, F.S.; revising language with respect to fire protection systems; amending s. 633.701, F.S.; revising language with respect to fire alarm system equipment; providing an effective date.

By the Committee on Community Affairs and Senator Jenne—

CS for SB 2004—A bill to be entitled An act relating to local government code enforcement boards; amending s. 162.06, F.S.; providing for code inspectors to notify enforcement boards and violators of repeat violations; providing for repeat violators to request a hearing; amending s. 162.07, F.S., relating to hearings; providing that a board order may include notice that a fine may be imposed if the violation is repeated after the date of the board order; providing an effective date.

By the Committee on Education and Senator Johnson—

CS for SB 2028—A bill to be entitled An act relating to education; amending s. 233.068, F.S.; providing legislative intent; requiring certain admissions provisions for self-contained, open-entry programs of career development and applied technology in public secondary schools; requiring coordinated academic and vocational programs, participation by local businesses and industries, a mission statement, student assistance, basic skills instruction, and student assessment; requiring each school district

to submit a plan and requiring the Commissioner of Education to select a specified number of plans for implementation; providing an implementation date; requiring certain reports; amending s. 228.076, F.S.; revising provisions relating to eligibility for receipt of funds for vocational or adult general education programs; providing for the offering of programs in certain areas of the state; providing an effective date.

By the Committee on Education and Senators Walker and Gardner—

CS for SB's 2054 and 1504—A bill to be entitled An act relating to education; amending s. 229.575, F.S.; revising annual reporting requirements for schools; amending s. 229.58, F.S.; requiring school districts to establish school advisory councils, providing the duties of the councils; amending s. 229.591, F.S.; revising legislative intent regarding school improvement; requiring the State Board of Education to develop a system of school improvement and educational accountability; amending s. 229.592, F.S.; specifying the responsibilities of the Commissioner of Education in implementing the system of school improvement and educational accountability; amending s. 229.593, F.S.; renaming the Commission to Improve Schools and Simplify Education Reports; revising the commission membership; providing duties of the Florida Commission on School Improvement and Accountability; amending s. 230.03, F.S.; providing duties of school principals in developing and implementing school improvement plans; amending s. 230.23, F.S.; providing requirements for school boards in implementing a system of school improvement and accountability; providing requirements for school improvement plans; providing for assistance and intervention in schools that do not meet or make progress toward meeting school performance standards; amending s. 230.33, F.S.; requiring district school superintendents to implement a system of school improvement and accountability; amending s. 231.085, F.S.; providing additional duties for school principals in developing and implementing the school improvement plan; authorizing the Commissioner of Education to reorganize the Division of Public Schools of the Department of Education; providing for expiration of such authorization; requiring the Commissioner of Education to report to the Legislature on the progress of the school accountability system; repealing s. 229.55, F.S., relating to the Educational Accountability Act of 1976; repealing s. 229.594, F.S., relating to the Florida Commission on School Improvement and Accountability; providing for future legislative review and repeal of s. 229.593, F.S., and provisions of this act, relating to the Florida Commission on School Improvement and Accountability, pursuant to the Sundown Act; providing an effective date.

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

CS for SB 2094—A bill to be entitled An act relating to inmate release; amending ss. 944.605, 947.177, F.S.; requiring that an exit photo of the inmate be taken prior to the anticipated release; providing an effective date.

By the Committee on Criminal Justice and Senator Grant—

CS for SB 2220—A bill to be entitled An act relating to sentencing and circuit correctional planning committees; amending s. 921.187, F.S.; authorizing specified substance abuse punishment programs as sentencing alternatives for certain felony drug possessors and felony drug sellers, manufacturers, and deliverers; amending s. 893.15, F.S., and creating s. 893.155, F.S.; providing for placement on probation with set conditions; authorizing residential supervision in a probation and restitution center, a state or county intermediate facility, or other specified residential facility in certain circumstances; authorizing the withholding of adjudication for first-time felony drug possessors; requiring a mandatory minimum 1-year prison sentence for offenders who have three prior drug felonies and are convicted of selling drugs; providing penalties for violation of probation; providing for fines; providing for reports; creating circuit correctional planning committees; providing an effective date.

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

CS for SB 2254—A bill to be entitled An act relating to state employees called into active military service during Operation Desert Storm; providing such state employees with protection from layoff from employment; providing for expiration; providing an effective date.

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

CS for SB 2272—A bill to be entitled An act relating to correctional education; amending s. 242.68, F.S.; transferring library services; requiring the Department of Corrections to be responsible for renovation and new construction of correctional education facilities; revising provisions relating to membership of the Board of Correctional Education; requiring the Department of Education to render assistance to the board; deleting a board requirement to survey facilities; requiring the board to provide for certain agreements and develop and maintain statistics on the number of general educational development certificates; providing for incentive gain-time; deleting provisions for the development of individual plans for staff who do not qualify for certification; deleting provisions relating to qualifications of correctional librarians; requiring an annual update of the 5-year comprehensive plan; deleting requirement for development of a comprehensive training plan; providing for the assessment and identification of inmates with special education needs; providing for the contracting of educational services; amending s. 20.315, F.S.; requiring the Department of Corrections to provide library services; amending s. 944.275, F.S.; providing for incentive gain-time; amending s. 944.704, F.S.; correcting a cross-reference; providing for the expiration and commencement of terms of office for members of the Board of Correctional Education; providing an effective date.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Thomas, by two-thirds vote **House Bills 2345, 2347, 2349, 2351, 2353, 2355, 2357, 2359, 2361, 2363, 2365, 2367, 2369, 2371** and **SB 1346** were withdrawn from the Committee on Rules and Calendar; **SB 2070** was withdrawn from the Committee on Governmental Operations; **CS for SB 350** was withdrawn from the Subcommittee on Health Care and the Committee on Health and Rehabilitative Services; and **CS for SB's 316 and 1290** was withdrawn from the Committee on Governmental Operations.

On motions by Senator Grizzle, by two-thirds vote **CS for SJR's 196, 836, 672, 512 and 28**; and **CS for SJR's 198, 698, 994, 494 and 588** were withdrawn from the Committee on Community Affairs.

On motions by Senator Gardner, by two-thirds vote **CS for SB's 58 and 2294, SB 64, CS for SB 76, CS for SB 204, CS for SB 258, SJR 290, Senate Bills 324 and 678, CS for SB 764, SB 918, CS for SB 1680, CS for SB 962, CS for SB's 1042, 142, 366 and 1070**; and **CS for SB 2010** were withdrawn from the Committee on Appropriations.

On motions by Senator Gardner, by two-thirds vote **CS for SB 350** was also referred to the Committee on Appropriations; and **CS for SB 1024** was removed from the calendar and referred to the Committee on Appropriations.

On motions by Senator Thomas, by two-thirds vote **CS for SB's 476 and 528** was removed from the calendar and referred to the Committee on Transportation; and **HB 573** was withdrawn from the Committee on Health and Rehabilitative Services.

MOTIONS

On motions by Senator Thomas, the rules were waived and by two-thirds vote **CS for SB 2010** was placed on the special order calendar following **CS for CS for CS for SB 480**.

On motion by Senator Langley, the rules were waived and **CS for SB 1492** which passed as amended April 2, was ordered immediately certified to the House.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **SB 168**, which he approved on April 4, 1991.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

First Reading

The Honorable Gwen Margolis, President

I am directed to inform the Senate that the House of Representatives has passed **CS for HB's 21 and 67, CS for HB 637, CS for HB 841, HB 2277**; has passed as amended **CS for HB's 539 and 757, CS for CS for HB 1863, HB 2275, CS for HB 2399** and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Regulated Industries and Representatives Tobin and Deutsch—

CS for HB's 21 and 67—A bill to be entitled An act relating to condominiums; amending s. 718.114, F.S.; revising language with respect to the authority to conduct bingo games by condominium associations; amending s. 849.093, F.S.; providing criteria for an authorized condominium association's right to conduct bingo games; providing an effective date.

—was referred to the Committees on Commerce and Criminal Justice.

By the Committee on Governmental Operations and Representatives Starks and Sansom—

CS for HB 637—A bill to be entitled An act relating to archives; amending s. 257.35, F.S.; providing access of records in the Florida State Archives; providing authority for the Florida State Archives to require the transfer of historical records; providing an effective date.

—was referred to the Committee on Governmental Operations.

By the Committee on Commerce and Representatives Goode and Grindle—

CS for HB 841—A bill to be entitled An act relating to corporations; amending s. 607.1801, F.S.; providing procedures for domestication of non-United States corporations; providing for determination of the effective date of the domestication; providing an effective date.

—was referred to the Committee on Commerce.

By the Committee on Corrections and Representative Logan and others—

HB 2277—A bill to be entitled An act relating to correctional education; amending s. 242.68, F.S.; transferring library services; requiring the Department of Corrections to be responsible for renovation and new construction of correctional education facilities; revising provisions relating to membership of the Board of Correctional Education; requiring the Department of Education to render assistance to the board; deleting a board requirement to survey facilities; requiring the board to provide for certain agreements and develop and maintain statistics on the number of general educational development certificates; revising policies for inmates; providing for educational gain-time; deleting provisions relating to training in physical education and personal health; providing for accountability measures; providing for the development of individual plans approved by the Director of Correctional Education for certain candidates for employment; deleting provisions relating to qualifications of correctional librarians; requiring an annual update of the 5-year comprehensive plan; deleting requirement for development of a comprehensive training plan; authorizing a high impact food preparation course; providing for the contracting of educational services; amending s. 20.315, F.S.; requiring the Department of Corrections to provide library services; amending s. 944.275, F.S.; providing for educational gain-time; amending s. 944.704, F.S.; correcting a cross reference; providing for the expiration and commencement of terms of office for members of the Board of Correctional Education; providing an effective date.

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

By the Committee on Veterans and Military Affairs and Emergency Preparedness; and Representative Bo Johnson and others—

CS for HB's 539 and 757—A bill to be entitled An act relating to veterans; creating s. 295.0195, F.S.; providing educational opportunity at state expense for dependent children of deceased or disabled military personnel who died or became disabled in the Mideast Persian Gulf military arena or in the military action in Panama; amending s. 295.02, F.S.; conforming provisions; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committees on Finance and Taxation; Regulated Services and Technology; and Representative Mackey and others—

CS for CS for HB 1863—A bill to be entitled An act relating to electric utilities; creating s. 366.0401, F.S.; providing legislative findings and purpose; establishing and authorizing the Public Service Commission to certify approved retail service areas for retail distribution of electric energy and power; providing procedures and criteria for aggrieved electric

utilities; providing criteria to resolve certain disputes prior to January 1, 1993; authorizing the Public Service Commission to adopt an implementing schedule; providing that incorporation, consolidation, or annexation of certified approved retail service areas shall not impair or affect service rights; precluding the exercise of the power of eminent domain to acquire property of electric utilities under certain circumstances; providing criteria for the modification of certified approved retail service areas; providing authority for municipalities and certain counties to impose fees for right-of-way; providing for the application of the act; repealing s. 366.04(2)(d) and (e), F.S., relating to territorial agreements and territorial disputes; providing for the application of the act; providing an effective date.

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

By the Committee on Corrections and Representative Logan and others—

HB 2275—A bill to be entitled An act relating to probation services; amending s. 948.01, F.S.; revising and reorganizing provisions relating to the supervision of misdemeanants; providing that adjudications withheld for forcible felonies preclude placement of an offender in community control; reenacting ss. 921.187(1)(a) and 944.28(1), F.S., relating to disposition and forfeiture of gain-time, to incorporate the amendment to s. 948.01, F.S., in references thereto; creating s. 948.015, F.S.; providing for presentence investigation reports; amending s. 948.03, F.S.; revising and reorganizing provisions relating to electronic monitoring and work programs; deleting provisions relating to private entities; amending s. 948.04, F.S.; deleting misdemeanor probation provisions and providing for early terminations of probation; amending and renumbering s. 944.025, F.S., relating to pretrial intervention program; amending and renumbering s. 945.30, F.S., relating to the cost of supervision and rehabilitation payment, and reenacting and amending ss. 946.40(5), 947.1405(2), and 948.06(4), F.S., relating to use of prisoners in public works, conditional release, and violation of probation, to incorporate the amendment to s. 945.30, F.S., in references thereto; creating s. 948.11, F.S.; providing for electronic monitoring devices; creating s. 948.15, F.S.; providing for misdemeanor probation services and requiring private misdemeanor probation services to contract with the county; amending s. 947.146, F.S.; revising and reorganizing provisions relating to control release, and authorizing a warrant to be issued for an ineligible control releasee; amending s. 947.22, F.S.; authorizing the department to arrest offenders who have violated their control release or conditional release; providing an effective date.

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

By the Committees on Appropriations; and Tourism, Hospitality and Economic Development; and Representative Reddick and others—

CS for HB 2399—A bill to be entitled An act relating to tourism; providing legislative findings and definitions; creating the Florida Tourism Commission; providing for membership, terms, and meetings; providing for an executive director; providing duties of the commission, including development of a study, development of policies relating to contracts for research projects to include confidentiality and penalty provisions, and submission of marketing and funding plans for tourism promotion; providing for expiration of the commission; providing for use of certain moneys; providing an effective date.

—was referred to the Committees on International Trade, Economic Development and Tourism; Rules and Calendar; and Appropriations.

RETURNING MESSAGES ON SENATE BILLS

The Honorable Gwen Margolis, President

I am directed to inform the Senate that the House of Representatives has passed SB 2300, with amendments, and requests the concurrence of the Senate, or failing to concur, requests the Senate to appoint a committee of conference to meet with a like committee appointed from the House to resolve the differences between the houses.

House Conferees: Chairman: Saunders; Alternate Chairman/Vice: Ritchie; Ex-Officio: Kelly, Bo Johnson; HRS: Gordon, Brown, Hafner, Sanderson; Alternates: Graber, Gutman; Criminal Justice: Clark, Ireland, Silver, Trammell; Alternates: Logan, Martinez; General Government: Mitchell, Holzendorf, Morse, Rudd; Alternates: Flagg, Hawkins; Transportation and Economic Develop-

ment: Mackenzie, Albright, Healey, Rojas; Alternates: Hargrett, Peeple; Education: Long, Davis, Friedman, Garcia, Lawson; Alternates: King, Young; Monitors: Arnold, Guber, Jamerson

John B. Phelps, Clerk

SB 2300—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1991, and ending June 30, 1992, to pay salaries, other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

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

On motions by Senator Gardner, the Senate refused to concur in the House amendments and acceded to the request for a conference committee.

CONFEREES ON SB 2300 APPOINTED

The President appointed Senator Gardner, Chairman; At Large: Senators Scott and Weinstein; Subcommittee A: Senator Gardner, Chairman; Senators Casas, Crenshaw, Thomas and alternate Girardeau; Subcommittee B: Senator Meek, Chairman; Senators Johnson, Thurman, Walker and alternate Grizzle; Subcommittee C: Senator Davis, Chairman; Senators Bankhead, Gordon, Weinstock and alternate Brown; Subcommittee D: Senator Bruner, Chairman; Senators Diaz-Balart, Grant, Yancey and alternate Myers.

The action of the Senate was certified to the House.

RETURNING MESSAGES—FINAL ACTION

The Honorable Gwen Margolis, President

I am directed to inform the Senate that the House of Representatives has passed SB 1266.

John B. Phelps, Clerk

The bill contained in the foregoing message was ordered enrolled.

AMENDMENTS TO SENATE BILLS

SB 122

The Committee on Finance, Taxation and Claims recommended the following amendments which were moved by Senator Thurman and adopted:

Amendment 1—On page 2, line 25, hyphen through “, except as otherwise specified herein”

Amendment 2—On page 3, lines 16-31, and on page 4, lines 1-9, strike all of said lines and insert:

~~(f) The interest earned from investments of the balance in the Florida Coastal Protection Trust Fund shall be used first for funding the administrative expenses, personnel expenses, and equipment costs of the department relating to the enforcement of ss. 376.011-376.21. When the balance in the trust fund is greater than \$30 million, the amounts from interest earnings in excess of that needed for funding the department's costs previously identified shall be transferred by the department quarterly to the Save Our State Environmental Education Trust Fund created in the department.~~

~~(f)(g)~~ The funding of a grant program to coastal local governments, pursuant to s. 376.15(2)(b) and (c), for the removal of derelict vessels from the public waters of the state.

~~(g)(h)~~ The department may spend up to \$1 million per year from the principal of the fund to acquire, design, train, and maintain emergency cleanup response teams and equipment located at appropriate ports throughout the state for the purpose of cleaning oil and other toxic materials from coastal waters. When the teams and equipment are not needed for these purposes they may be used for any other valid purpose of the department.

~~(h)(i)~~ To provide a temporary transfer of funds in an amount not to exceed \$10 million to the Petroleum Exploration and Production Bond Trust Fund as set forth in s. 376.40.

Amendment 3—On page 4, between lines 27 and 28, insert:

Section 2. Subsection (1) of section 206.9935, Florida Statutes, 1990 Supplement, is amended to read:

206.9935 Taxes imposed.—

(1) TAX FOR COASTAL PROTECTION.—

(a)1. There is hereby levied an excise tax for the privilege of producing in, importing into, or causing to be imported into this state pollutants for sale, use, or otherwise.

2. The tax shall be imposed only once on each barrel of pollutant when first produced in or imported into this state. The tax on pollutants first imported into or produced in this state shall be imposed when the product is first sold or first removed from storage. The tax shall be paid and remitted by any person who is licensed by the department to engage in the production or importation of motor fuel, special fuel, aviation fuel, or other pollutants.

(b) The excise tax shall be 2 cents per barrel of pollutant, or equivalent measure as established by the department, produced in or imported into this state until the balance in the Coastal Protection Trust Fund equals or exceeds \$40 \$50 million. For the fiscal year immediately following the year in which the balance in the fund equals or exceeds \$40 \$50 million, no excise tax shall be levied unless:

1. The balance in the fund is less than or equal to \$30 \$40 million. For the fiscal year immediately following the year in which the balance in the fund is less than or equal to \$30 \$40 million, the excise tax shall be and shall remain 2 cents per barrel or equivalent measure until the fund again equals or exceeds \$40 \$50 million. For the fiscal year immediately following the year in which the fund again is equal to or exceeds \$40 \$50 million, the excise tax and fund shall be controlled as when the fund first was equal to or exceeded \$40 \$50 million.

2. There is a discharge of catastrophic proportions, the results of which could significantly reduce the balance in the fund. In the event of such a catastrophic occurrence, the Governor and Cabinet as the head of the Department of Natural Resources may, by rule, relevel the excise tax in an amount not to exceed 10 cents per barrel for a period of time sufficient to maintain the fund at a balance of \$40 \$50 million, after payment of the costs and damages related to the catastrophic discharge.

3. The fund is unable to pay any proven claims against the fund at the end of the fiscal year. Notwithstanding any other provision of this subsection, for the fiscal year following the year in which the fund is unable to pay any proven claims against the fund at the end of the fiscal year, the excise tax shall be and shall remain 5 cents per barrel or equivalent measure until all outstanding proven claims have been paid and the fund again equals or exceeds \$20 million. For the fiscal year immediately following the year in which the fund, after levy of the 5-cent excise tax, again is equal to or exceeds \$20 million, the excise tax and fund shall be controlled in accordance with subparagraph 1., unless otherwise provided.

4. The fund has had appropriated to it by the Legislature, but has not yet repaid, state funds from the General Revenue Fund. In such event, the excise tax shall continue to be in effect until all such funds are repaid to the General Revenue Fund.

(c)1. Excluding natural gas drilling activities, if offshore oil drilling activity is approved by the United States Department of the Interior for the waters off the coast of this state in the Atlantic Ocean, Gulf of Mexico, or Straits of Florida, paragraph (b) shall not apply. Instead, the excise tax shall be 2 cents per barrel of pollutant, or equivalent measure as established by the department, produced in or imported into this state, and the proceeds shall be deposited into the Coastal Protection Trust Fund with a cap of \$100 million.

2. If a discharge of catastrophic proportions occurs, the results of which could significantly reduce the balance in the fund, the Governor and Cabinet as the head of the Department of Natural Resources may, by rule, increase the levy of the excise tax to an amount not to exceed 10 cents per barrel for a period of time sufficient to pay any proven claim against the fund and restore the balance in the fund until it again equals or exceeds \$40 \$50 million; except that for any fiscal year immediately following the year in which the fund is equal to or exceeds \$40 \$50 million, the excise tax and fund shall be governed by the provisions of subparagraph 1.

Section 3. The sum of \$12,000,000 is appropriated from the Coastal Protection Trust Fund to the General Revenue Fund during the 1991-92 fiscal year.

(Renumber subsequent sections.)

Amendment 4—In title, on page 1, line 24, after the semicolon (;) insert: amending s. 206.9935(1), F.S., reducing the cap on the Coastal Protection Trust Fund; providing an appropriation;

Senator Jenne moved the following amendment which was adopted:

Amendment 5—On page 1, line 30, after “reenacted” insert: and amended

CS for CS for SB's 212 and 266

Senator Jenne moved the following amendment which was adopted:

Amendment 1—On page 4, line 2, before the period (.) insert: , except that section 1 shall take effect July 1, 1991.

CS for CS for CS for SB 480

Senator Meek moved the following amendments which were adopted:

Amendment 1—On page 120, between lines 16 and 17, insert:

Section 48. Any diagnosis-specific supplemental funding to a nursing home does not prevent, or create a disincentive for, a terminally ill individual who resides in the nursing home who is eligible to receive Medicare or Medicaid benefits from electing to receive such benefits for hospice care or services.

(Renumber subsequent sections.)

Amendment 2—In title, on page 6, line 8, after the semicolon (;) insert: providing that certain nursing home residents may receive Medicare or Medicaid hospice benefits;

Senators Langley, Crenshaw, Jennings, Kiser, Johnson, McKay, Dudley, Grant, Crotty and Myers offered the following amendment which was moved by Senator Langley and failed:

Amendment 3—On page 6, line 17, through page 8, line 30, strike all of said lines and renumber subsequent sections.

Senator McKay moved the following amendment which was adopted:

Amendment 4—On page 18, line 21, strike the period (.) and insert: , except the department shall apply for a waiver, within three months of the effective date of this act, designed to provide hospitalization services for mental health reasons to children and adults in the most cost effective and lowest cost settings possible. Such waiver shall include a request for the opportunity to pay for care in hospitals known under federal law as “institutions for mental disease” or “IMDs”. The waiver proposal shall propose no additional aggregate cost to the state or federal government, and shall be conducted in the Department of Health and Rehabilitative Services District 6. The waiver proposal may incorporate competitive bidding for hospital services, comprehensive brokering, prepaid capitated arrangements, or other mechanisms deemed by the department to show promise in reducing the cost of acute care and increasing the effectiveness of preventive care. When developing the waiver proposal, the department shall take into account price, quality, accessibility, linkages of the hospital to community services and family support programs, plans of the hospital to insure the earliest discharge possible, and the comprehensiveness of the mental health and other health care services offered by participating providers. The Department of Health and Rehabilitative Services is directed to monitor and evaluate the implementation of this waiver program if it is granted and report to the Chairmen of the Appropriations Committees by February 1, 1992.

CS for CS for SB's 1000, 1234 and 2158

Senator Malchon moved the following amendments which were adopted:

Amendment 1—On page 6, line 6, strike “(a)-(l)” and insert: (a)-(m)

Amendment 2—On page 7, strike all of lines 11-16 and insert:

(g) An acquisition by or on behalf of a health care facility or health maintenance organization, by any means, which acquisition would have required review if the acquisition had been by purchase, including an acquisition at less than fair market value if the fair market value is greater than the capital expenditure threshold.

(Renumber subsequent paragraphs.)

Amendment 3—On page 10, lines 15 and 16, strike “but shall not apply to” and insert: and but shall not apply to

Amendment 4—On page 21, lines 24 and 25, strike “for data services or publications” and insert: with whom it has established a formal agreement for sharing of data and information services

Amendment 5—On page 19, between lines 7 and 8, insert:

Section 15. Paragraph (a) of subsection (4) of section 400.407, Florida Statutes, is amended to read:

400.407 License required; fee, display.—

(4)(a) The annual license fee required of a facility shall be \$120 \$100 per license, with an additional fee of \$15 \$5 per resident based on the total licensed resident capacity of the facility. The total fee shall not exceed \$5,000 \$1,000, no part of which shall be returned to the facility. ~~Beginning July 1, 1988, the department may adjust the \$100 annual license fee and the maximum total license fee once each year by not more than the average rate of inflation for the 12 months immediately preceding the increase.~~

(Renumber subsequent sections.)

Amendment 6—In title, on page 2, line 22, after “homes;” insert: amending s. 400.407, F.S.; increasing adult congregate living facility licensure fees;

Senator Kiser moved the following amendment which failed:

Amendment 7—On page 11, strike all of lines 20-30 and insert a new Section 5:

Section 5. Certificate of Need Sunset Review

The provision of Chapter 381 relating to the certificate of need process are repealed July 1, 1993.

Senator Gardner moved the following amendment which failed:

Amendment 8—On page 11, strike line 27 and insert: and such repeal shall not abate any proceeding with respect to an

CS for SB 1058

Senators Jenne, Crenshaw, Langley, Scott, Jennings, Crotty, Johnson, Dudley, Beard, Kiser, McKay, Casas, Bankhead and Grizzle offered the following amendments which were moved by Senator Jenne and adopted:

Amendment 1—On page 4, line 12, through page 7, line 15, strike all of said lines and renumber subsequent sections.

Amendment 2—In title, on page 1, strike all of lines 10-17 and insert: penalties; amending s.

Senator Gardner moved the following amendments which were adopted:

Amendment 3—On page 2, line 3, through page 11, line 24, strike all of said lines and insert:

Section 1. Section 212.0515, Florida Statutes, is created to read:

212.0515 Sales from vending machines; sales to vending machine operators; special provisions; registration; quarterly reports; penalties.—

(1) As used in this section:

(a) “Vending machine” means a machine, operated by coin, currency, credit card, slug, token, coupon, or similar device, which dispenses food or beverage items.

(b) “Operator” means any person who possesses a vending machine for the purpose of generating sales through that machine and who maintains the inventory in and removes the receipts from that vending machine.

(2) The amount of the tax to be paid on food and beverage items that are sold in vending machines shall be levied at the rate of 6 percent plus any applicable local option tax, plus the applicable tax bracket as provided in s. 212.12.

(3)(a) An operator of a vending machine may not operate or cause to be operated in this state any vending machine until the operator has registered with the department and has affixed a notice to each vending machine which states the operator's name, address, and Federal Employer Identification (FEI) number. If the operator is not required to have an FEI number, the notice shall include his social security number. The notice must be conspicuously displayed on the vending machine when it is being operated in this state and shall contain the following language in conspicuous type: NOTICE TO CUSTOMER: FLORIDA LAW REQUIRES THIS NOTICE TO BE POSTED ON ALL FOOD AND BEVERAGE VENDING MACHINES. REPORT ALL VIOLATIONS TO (TOLL FREE NUMBER). YOU MAY BE ELIGIBLE FOR A CASH REWARD.

(b) The department shall establish a toll-free number to report any violations of this section. Upon a determination that a violation has occurred, the department shall pay the informant a reward of up to 10 percent of previously unpaid taxes recovered as a result of the information provided.

(4)(a) Each operator shall submit to the department on or before the 20th day of the month following the close of each calendar quarter a report in a format prescribed by the department which provides: the number of vending machines being operated by that operator in this state, which number is coded to indicate whether the machines are food or beverage machines; separate statements for food machines and for beverage machines which indicate the gross receipts from the operation of the machines during the quarterly period; and the amount of tax remitted pursuant to this part with respect to such receipts. All information shall be broken down by county. The report shall first be filed for the quarter ending December 31, 1991.

(b) A penalty of \$250 per machine is imposed on the operator for failing to properly obtain and display the required notice on any machine. A penalty of \$250 is imposed on the operator for failing to timely file a quarterly report. Such penalties shall accrue interest as provided for delinquent taxes under this part and shall apply in addition to all other applicable taxes, interest, and penalties.

(c) The department is authorized to adopt rules regarding the form in which the quarterly report required by this subsection is to be submitted, which form may include magnetic tape or other means of electronic transmission.

(5)(a) Any person who sells food or beverages for resale shall submit to the department on or before the 20th day of the month following the close of each calendar quarter a report which identifies by dealer registration number each operator who has purchased such items from said person and states the gross dollar amount of purchases made by each operator from said person. The report shall first be filed for the quarter ending December 31, 1991. In addition, the report shall also include the purchaser's name, dealer registration number, and sales price for any tax-free sale for resale of canned soft drinks of 50 cases or more.

(b) Each dealer or operator purchasing food or beverages for resale shall annually provide to the dealer from whom the items are purchased a certificate on a form prescribed by the department. The certificate must affirmatively state whether or not the purchaser is a vending machine operator. The certificate shall initially be provided by November 1, 1991, or upon the first transaction between the parties, whichever is later, and by November 1 of each year thereafter.

(c) A penalty of \$250 is imposed on any person who is required to file the quarterly report required by this subsection who fails to do so. A penalty of \$5,000 is imposed on any operator who fails to comply with the requirements of this subsection. A penalty of \$250 for such failure shall apply to other dealers. Such penalties shall accrue interest as provided for delinquent taxes under this part and shall apply in addition to all other applicable taxes, interest, and penalties.

(d) The department is authorized to adopt rules regarding the form in which the quarterly report required by this subsection is to be submitted, which form may include magnetic tape or other means of electronic transmission.

(6) The provisions of this section do not apply to vending machines owned and operated by churches or synagogues.

(7) In addition to any other penalties imposed by this part, a person who knowingly and willfully violates any provision of this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(8) The department may adopt rules necessary to administer the provisions of this section.

Section 2. Effective February 1, 1992, subsection (1) of section 212.12, Florida Statutes, 1990 Supplement, as amended by chapter 90-132, Laws of Florida, is amended to read:

212.12 Dealer's credit for collecting tax; penalties for noncompliance; powers of Department of Revenue in dealing with delinquents; brackets applicable to taxable transactions; records required.—

(1) Notwithstanding any other provision of law and for the purpose of compensating persons granting licenses for and the lessors of real and personal property taxed hereunder, for the purpose of compensating dealers in tangible personal property, for the purpose of compensating dealers providing communication services and taxable services, for the purpose of compensating owners of places where admissions are collected, and for the purpose of compensating remitters of any taxes or fees reported on the same documents utilized for the sales and use tax, as compensation for the keeping of prescribed records and the proper accounting and remitting of taxes by them, such seller, person, lessor, dealer, owner and remitter (except dealers who make mail order sales) shall be allowed 2.5 percent of the amount of the tax due and accounted for and remitted to the department, in the form of a deduction in submitting his report and paying the amount due by him; the department shall allow such deduction of 2.5 percent of the amount of the tax to the person paying the same for remitting the tax in the manner herein provided, for paying the amount due to be paid by him, and as further compensation to dealers in tangible personal property for the keeping of prescribed records and for collection of taxes and remitting the same. However, if the amount of the tax due and remitted to the department for the reporting period exceeds \$1,200, the 2.5-percent allowance shall be reduced to 0.83 1/2 percent for all amounts in excess of \$1,200. The executive director of the department is authorized to negotiate a collection allowance, pursuant to rules promulgated by the department, with a dealer who makes mail order sales. The rules of the department shall provide guidelines for establishing the collection allowance based upon the dealer's estimated costs of collecting the tax, the volume and value of the dealer's mail order sales to purchasers in this state, and the administrative and legal costs and likelihood of achieving collection of the tax absent the cooperation of the dealer. However, in no event shall the collection allowance negotiated by the executive director exceed 10 percent of the tax remitted for a reporting period.

(a) The collection allowance may not be granted, nor may any deduction be permitted, if the tax is delinquent at the time of payment.

(b) The Department of Revenue may reduce the collection allowance by 10 percent or \$50, whichever is less, if a taxpayer files an incomplete return.

1. An "incomplete return" is, for purposes of this chapter, a return which is lacking such uniformity, completeness, and arrangement that the physical handling, verification, or review of the return may not be readily accomplished.

2. The department shall adopt rules requiring such information as it may deem necessary to ensure that the tax levied hereunder is properly collected, reviewed, compiled, and enforced, including, but not limited to: the amount of gross sales; the amount of taxable sales; the amount of tax collected or due; the amount of lawful refunds, deductions, or credits claimed; the amount claimed as the dealer's collection allowance; the amount of penalty and interest; the amount due with the return; and such other information as the Department of Revenue may specify. The department shall require that transient rentals, sales made through vending machines as defined in s. 212.0515, and agricultural equipment transactions be separately shown.

(c) The collection allowance and other credits or deductions provided in this part shall be applied proportionally to any taxes or fees reported on the same documents used for the sales and use tax.

Section 3. Section 27 of chapter 90-132, Laws of Florida, is amended to read:

Section 27. (1) Effective January 1, 1993 ~~1992~~, subsection (1) of section 212.12, Florida Statutes, is amended to read:

212.12 Dealer's credit for collecting tax; penalties for noncompliance; powers of Department of Revenue in dealing with delinquents; brackets applicable to taxable transactions; records required.—

(1) Notwithstanding any other provision of law and for the purpose of compensating persons granting licenses for and the lessors of real and personal property taxed hereunder, for the purpose of compensating dealers in tangible personal property, for the purpose of compensating dealers providing communication services and taxable services, for the purpose of compensating owners of places where admissions are collected, and for the purpose of compensating remitters of any taxes or fees reported on the same documents utilized for the sales and use tax, as compensation for the keeping of prescribed records and the proper accounting and remitting of taxes by them, such seller, person, lessor, dealer, owner and remitter (except dealers who make mail order sales) shall be allowed 2.5 percent of the amount of the tax due and accounted for and remitted to the department, in the form of a deduction in submitting his report and paying the amount due by him; the department shall allow such deduction of 2.5 percent of the amount of the tax to the person paying the same for remitting the tax in the manner herein provided, for paying the amount due to be paid by him, and as further compensation to dealers in tangible personal property for the keeping of prescribed records and for collection of taxes and remitting the same. However, if the amount of the tax due and remitted to the department for the reporting period exceeds \$1,200, the 2.5-percent allowance shall be reduced to 1 ~~0.83~~ percent for all amounts in excess of \$1,200. The executive director of the department is authorized to negotiate a collection allowance, pursuant to rules promulgated by the department, with a dealer who makes mail order sales. The rules of the department shall provide guidelines for establishing the collection allowance based upon the dealer's estimated costs of collecting the tax, the volume and value of the dealer's mail order sales to purchasers in this state, and the administrative and legal costs and likelihood of achieving collection of the tax absent the cooperation of the dealer. However, in no event shall the collection allowance negotiated by the executive director exceed 10 percent of the tax remitted for a reporting period.

(a) The collection allowance may not be granted, nor may any deduction be permitted, if the tax is delinquent at the time of payment.

(b) The Department of Revenue may reduce the collection allowance by 10 percent or \$50, whichever is less, if a taxpayer files an incomplete return.

1. An "incomplete return" is, for purposes of this chapter, a return which is lacking such uniformity, completeness, and arrangement that the physical handling, verification, or review of the return may not be readily accomplished.

2. The department shall adopt rules requiring such information as it may deem necessary to ensure that the tax levied hereunder is properly collected, reviewed, compiled, and enforced, including, but not limited to: the amount of gross sales; the amount of taxable sales; the amount of tax collected or due; the amount of lawful refunds, deductions, or credits claimed; the amount claimed as the dealer's collection allowance; the amount of penalty and interest; the amount due with the return; and such other information as the Department of Revenue may specify. The department shall require that transient rentals, sales made through vending machines as defined in s. 212.0515, and agricultural equipment transactions be separately shown.

(c) The collection allowance and other credits or deductions provided in this part shall be applied proportionally to any taxes or fees reported on the same documents used for the sales and use tax.

(2) The amendment to s. 212.12, Florida Statutes, contained in this section shall first apply to sales tax returns remitted in January 1993 ~~1992~~.

Section 4. Subsection (25) is added to section 212.02, Florida Statutes, 1990 Supplement, to read:

212.02 Definitions.—The following terms and phrases when used in this chapter have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning:

(25) "Coin-operated amusement machine" means any machine operated by coin, slug, token, coupon, or similar device for the purposes of entertainment or amusement. The term includes, but is not limited to, coin-operated pinball machines, music machines, juke boxes, mechanical games, video games, arcade games, billiard tables, moving picture viewers, shooting galleries, and all other similar amusement devices.

Section 5. Paragraph (j) is added to subsection (1) of section 212.05, Florida Statutes, 1990 Supplement, to read:

212.05 Sales, storage, use tax.—It is hereby declared to be the legislative intent that every person is exercising a taxable privilege who engages in the business of selling tangible personal property at retail in this state, including the business of making mail order sales, or who rents or furnishes any of the things or services taxable under this chapter, or who stores for use or consumption in this state any item or article of tangible personal property as defined herein and who leases or rents such property within the state.

(1) For the exercise of such privilege, a tax is levied on each taxable transaction or incident, which tax is due and payable as follows:

(j)1. Effective January 1, 1992, a tax is imposed upon the gross receipts derived from coin-operated amusement machines. When a machine is activated by a slug, token, coupon, or any similar device which has been purchased, the gross receipts derived from the machine shall include the price paid by the user of the device for such device.

2. The taxable receipts from such a machine is the gross amount received without deduction for commissions paid, rental cost for the equipment, or other expenses.

3. The amount of tax paid on coin-operated amusement machine receipts shall be levied at the rate of 6 percent plus any applicable local option tax, plus the applicable tax bracket as provided in s. 212.12.

4. As used in this paragraph, "operator" means any person who possesses a coin-operated amusement machine for the purpose of generating sales through that machine and who is responsible for removing the receipts from the machine.

a. In the event that the owner of the machine is also the operator of it, he shall be liable for payment of the tax without any deduction for rent paid by the operator to the lessor or licensor of the real property where the machine is located.

b. In the event that the owner or lessee of the machine is also its operator, he shall be liable for payment of the tax on the purchase or lease of the machine, as well as the tax on the receipts derived from such machine.

5.a. An operator of a coin-operated amusement machine may not operate or cause to be operated in this state any such machine until the operator has registered with the department and has affixed a notice to each machine which states the operator's name, address, and Federal Employer Identification (FEI) number. If the operator is not required to have an FEI number, the notice shall include his social security number. The notice must be conspicuously displayed on the machine when it is being operated in this state and shall contain the following language in conspicuous type: NOTICE TO CUSTOMER: FLORIDA LAW REQUIRES THIS NOTICE TO BE POSTED ON ALL AMUSEMENT MACHINES. REPORT ALL VIOLATIONS TO (TOLL FREE NUMBER). YOU MAY BE ELIGIBLE FOR A CASH REWARD.

b. The department shall establish a toll-free number to report any violations of this paragraph. Upon a determination that a violation has occurred, the department shall pay the informant up to 10 percent of previously unpaid taxes recovered as a result of the information provided.

c. A penalty of \$250 per machine is imposed on the operator for failing to properly obtain and display the required notice on any machine. Such penalty shall accrue interest as provided for delinquent taxes under this part and shall apply in addition to all other applicable taxes, interest, and penalties.

d. Operators of coin-operated amusement machines must obtain a separate sales and use tax certificate of registration for each county in which such machines are located. One sales and use tax certificate of registration is sufficient for all of the operator's machines within a single county.

6. *The provisions of this paragraph do not apply to coin-operated amusement machines owned and operated by churches or synagogues.*

7. *In addition to any other penalties imposed by this part, a person who knowingly and willfully violates any provision of this paragraph commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.*

8. *The department may adopt rules necessary to administer the provisions of this paragraph.*

Section 6. Paragraph (m) is added to subsection (3) of section 212.054, Florida Statutes, 1990 Supplement, to read:

212.054 Discretionary sales surtax; limitations, administration, and collection.—

(3) For the purpose of this section, a transaction shall be deemed to have occurred in a county imposing the surtax when:

(m) *The coin-operated amusement or vending machine is located in the county.*

Section 7. Effective upon this act becoming a law, paragraph (a) of subsection (6) of section 212.11, Florida Statutes, 1990 Supplement, is amended to read:

212.11 Tax returns and regulations.—

(6)(a)1. Notwithstanding the provisions of subsections (4) and (5), each dealer who is subject to the tax imposed by this part and who paid such tax for the preceding state fiscal year in an amount greater than or equal to \$200,000 shall calculate the amount of estimated tax due pursuant to this section for any month as provided in subparagraph (1)(a)1.

2. Beginning July 1, 1992 1991, the 66 percent rate provided in subsection (1) and subparagraph 1. shall be reduced to 55 percent.

Section 8. Effective January 1, 1992, paragraph (a) of subsection (6) of section 212.11, Florida Statutes, 1990 Supplement, is amended to read:

212.11 Tax returns and regulations.—

(6)(a)1. Notwithstanding the provisions of subsections (4) and (5), each dealer who is subject to the tax imposed by this part and who paid such tax for the preceding state fiscal year in an amount greater than or equal to \$100,000 ~~\$200,000~~ shall calculate the amount of estimated tax due pursuant to this section for any month as provided in subparagraph (1)(a)1.

2. Beginning July 1, 1992 1991, the 66 percent rate provided in subsection (1) and subparagraph 1. shall be reduced to 55 percent.

Section 9. (1) The amendment to section 212.11, Florida Statutes, 1990 Supplement, contained in section 8 of this act shall first apply to sales tax returns remitted in January 1992.

(2) Notwithstanding the provisions of section 212.20, Florida Statutes, 11.15 percent of the estimated sales taxes collected in January 1992 from any dealer who remits such taxes pursuant to section 212.11, Florida Statutes, as amended by section 5 of this act, shall be deposited into the General Revenue Fund. The remainder shall be allocated as provided in sections 212.20 and 212.235, Florida Statutes.

(Renumber subsequent section.)

Amendment 4—In title, on page 1, strike all of lines 3-29 and insert: 212.0515, F.S.; imposing a tax on food and beverages sold in vending machines; requiring registration of vending machine operators and display of notice on machines; authorizing payment of rewards for reports of violations; requiring quarterly reports by operators; requiring quarterly reports by persons selling food and beverages to vending machine operators; requiring dealers and operators purchasing food or beverages for resale to provide the dealer with a certificate stating whether the purchaser is a vending machine operator; providing penalties; amending s. 212.12, F.S.; requiring that sales made through such vending machines be separately shown on returns; amending s. 27, ch. 90-132, Laws of Florida, delaying the effective date of a revision in the dealer's credit provided under s. 212.12, F.S., for collecting sales taxes; amending s. 212.02, F.S.; defining "coin-operated amusement machine"; amending s. 212.05, F.S.; imposing a tax on receipts from such machines; requiring registration of operators of such machines and display of notice on machines; authorizing payment of rewards for reports of violations;

providing requirements with respect to certificates of registration for operators of such machines; providing penalties; amending s. 212.054, F.S.; revising provisions which specify conditions under which a transaction is deemed to occur in a county imposing a discretionary sales surtax, to include coin-operated vending and amusement machines; amending s. 212.11, F.S.; delaying the effective date of a reduction in estimated tax rates; revising the threshold amount under which certain taxpayers are required to pay estimated sales taxes; providing for application; providing for distribution of certain estimated sales tax revenues;

CS for CS for SB 1120

Senator Gardner moved the following amendment which was adopted:

Amendment 1—On page 17, strike line 2 and insert: section. Any funds

CS for SB 1128

Senator Jenne moved the following amendments which were adopted:

Amendment 1—On page 20, lines 12-31, and on page 21, lines 1-4, strike all of said lines

Amendment 2—In title, on page 1, strike all of lines 19-21 and insert: State; amending s. 203.01,

Senator Gardner moved the following amendments which were adopted:

Amendment 3—On page 21, between lines 4 and 5, insert:

Section 13. Effective June 1, 1991, section 201.02, Florida Statutes, 1990 Supplement, is amended to read:

201.02 Tax on deeds and other instruments relating to real property or interests in real property.—

(1) On deeds, instruments, or writings whereby any lands, tenements, or other real property, or any interest therein, shall be granted, assigned, transferred, or otherwise conveyed to, or vested in, the purchaser or any other person by his direction, on each \$100 of the consideration therefor the tax shall be 60 55 cents. When the full amount of the consideration for the execution, assignment, transfer, or conveyance is not shown in the face of such deed, instrument, document, or writing, the tax shall be at the rate of 60 55 cents for each \$100 or fractional part thereof of the consideration therefor. For purposes of this section, consideration includes, but is not limited to, the money paid or agreed to be paid; the discharge of an obligation; and the amount of any mortgage, purchase money mortgage lien, or other encumbrance, whether or not the underlying indebtedness is assumed. If the consideration paid or given in exchange for real property or any interest therein includes property other than money, it is presumed that the consideration is equal to the fair market value of the real property or interest therein.

(2) The tax imposed by subsection (1) shall also be payable upon documents by which the right is granted to a tenant-stockholder to occupy an apartment in a building owned by a cooperative apartment corporation.

(3) The tax imposed by subsection (2) shall be paid by the purchaser, and the document recorded in the office of the clerk of the circuit court as evidence of ownership.

(4) The tax imposed by subsection (1) shall also be payable upon documents which convey or transfer, pursuant to s. 689.071, any beneficial interest in lands, tenements, or other real property, or any interest therein, even though such interest may be designated as personal property, notwithstanding the provisions of s. 689.071(4). The tax shall be paid upon execution of any such document.

(5) All conveyances of real property to a partner from a partnership which property was conveyed to the partnership after July 1, 1986, are taxable if:

(a) The partner receiving the real property from the partnership is a partner other than the partner who conveyed the real property to the partnership; or

(b) The partner receiving the real property from the partnership is the partner who conveyed the real property to the partnership and there is a mortgage debt or other debt secured by such real property for which the partner was not personally liable prior to conveying the real property to the partnership.

For purposes of this subsection, the value of the consideration paid for the conveyance of the real property to the partner from the partnership includes, but is not limited to, the amount of any outstanding mortgage debt or other debt which the partner pays or agrees to pay in exchange for the real property, regardless of whether the partner was personally liable for the debts of the partnership prior to the conveyance to the partner from the partnership.

Section 14. Effective June 1, 1991, section 201.15, Florida Statutes, 1990 Supplement, is amended to read:

201.15 Distribution of taxes collected.—All taxes collected under the provisions of this chapter shall be distributed as follows:

(1) *Seventy-one and seven-tenths* ~~Seventy and four-tenths~~ percent of the total taxes collected under the provisions of this chapter shall be used for the following purposes:

(a) Subject to the maximum amount limitations set forth in this paragraph, an amount as shall be necessary to pay the debt service on, or fund debt service reserve funds, rebate obligations, or other amounts with respect to bonds issued pursuant to s. 375.051 and payable from moneys transferred to the Land Acquisition Trust Fund pursuant to this paragraph shall be paid into the State Treasury to the credit of the Land Acquisition Trust Fund to be used for such purposes. The amount transferred to the Land Acquisition Trust Fund shall not exceed \$30 million in fiscal year 1991-1992, \$60 million in fiscal year 1992-1993, \$90 million in fiscal year 1993-1994, \$120 million in fiscal year 1994-1995, \$150 million in fiscal year 1995-1996, \$180 million in fiscal year 1996-1997, \$210 million in fiscal year 1997-1998, \$240 million in fiscal year 1998-1999, and \$270 million in fiscal year 1999-2000 and thereafter. No individual series of bonds may be issued pursuant to this paragraph unless the first year's debt service for such bonds is specifically appropriated in the General Appropriations Act. No moneys transferred to the Land Acquisition Trust Fund pursuant to this paragraph, or earnings thereon, shall be used or made available to pay debt service on the Department of Natural Resources Save Our Coast revenue bonds.

(b) The remainder of the moneys distributed pursuant to this subsection, after the required payment under paragraph (a), shall be paid into the State Treasury to the credit of the General Revenue Fund of the state to be used and expended for the purposes for which the General Revenue Fund was created and exists by law.

(2) *Eight and five-tenths* ~~Eight and nine-tenths~~ percent of the total taxes collected under the provisions of this chapter shall be paid into the State Treasury to the credit of the Land Acquisition Trust Fund. Sums deposited in such fund pursuant to this subsection may be used for any purpose for which funds deposited in the Land Acquisition Trust Fund may lawfully be used and may be used to pay the cost of the collection and enforcement of the tax levied by this chapter.

(3) *Two and two-tenths* ~~Two and three-tenths~~ percent of the total taxes collected under the provisions of this chapter shall be paid into the State Treasury to the credit of the Land Acquisition Trust Fund. Moneys deposited in the trust fund pursuant to this section shall be used for the following purposes:

(a) Sixty percent of the moneys shall be used to acquire coastal lands or to pay debt service on bonds issued to acquire coastal lands; and

(b) Forty percent of the moneys shall be used to develop and manage lands acquired with moneys from the Land Acquisition Trust Fund.

(4) *Six and six-tenths* ~~Six and nine-tenths~~ percent of the total taxes collected under the provisions of this chapter shall be paid into the State Treasury to the credit of the Water Management Lands Trust Fund. Sums deposited in that fund may be used for any purpose authorized in s. 373.59 and may be used to pay the cost of the collection and enforcement of the tax levied by this chapter.

(5) *Four and four-tenths* ~~Four and six-tenths~~ percent of the total taxes collected under the provisions of this chapter shall be paid into the State Treasury to the credit of the State Infrastructure Trust Fund.

(6) *Six and six-tenths* ~~Six and nine-tenths~~ percent of the total taxes collected under the provisions of this chapter shall be paid into the State Treasury to the credit of the Conservation and Recreation Lands Trust Fund to carry out the purposes set forth in s. 253.023.

Section 15. Notwithstanding the requirement in section 201.15(1)(a), Florida Statutes, that a specific appropriation be contained in the General Appropriations Act, there is hereby specifically appropriated \$29.3 million from the Land Acquisition Trust Fund in fiscal year 1991-1992 to fund the first year's debt service on bonds issued pursuant to section 375.051, Florida Statutes, in fiscal year 1991-1992. It is the intent that such appropriation implement the provisions of section 201.15(1)(a), Florida Statutes, regarding distributions of documentary stamp tax collections to the Land Acquisition Trust Fund.

(Renumber subsequent sections.)

Amendment 4—In title, on page 1, line 21, after the semicolon (;) insert: amending s. 201.02, F.S.; raising the amount of the documentary stamp tax; amending s. 201.15, F.S.; revising the distribution of taxes collected under ch. 201, F.S.; providing a specific appropriation from the Land Acquisition Trust Fund; providing for the use of the appropriated funds;

Amendments 3 and 4 were withdrawn after reconsideration.

Senator Gardner moved the following amendment:

Amendment 5—On page 77, between lines 17 and 18, insert:

Section 102. Section 215.20, Florida Statutes, as amended by chapters 90-110 and 90-132, Laws of Florida, is amended to read:

(*Substantial rewording of section. See s. 215.20, F.S., as amended by ch. 90-110 and ch. 90-132, Laws of Florida, for present text.*)

215.20 Certain income and certain trust funds to contribute to the General Revenue Fund.—

(1) A service charge of 7 percent, representing the estimated pro rata share of the cost of general government paid from the General Revenue Fund, shall be deducted from all income of a revenue nature deposited in all trust funds except those enumerated in s. 215.22. Income of a revenue nature shall include all earnings received or credited by such trust funds, including the interest or benefit received from the investment of the principal of such trust funds as may be permitted by law. This provision shall be construed in favor of the General Revenue Fund in each instance. All such deductions shall be deposited in the General Revenue Fund.

(2) Notwithstanding the provisions of subsection (1), funds collected for peanut, soybean, or tobacco marketing orders pursuant to chapter 570 and the Florida Citrus Advertising Trust Fund shall be subject to a 3-percent service charge, to be deposited in the General Revenue Fund.

(3) A service charge of 0.3 percent shall be deducted from income of a revenue nature deposited in the trust funds enumerated in subsection (4). Income of a revenue nature shall include all earnings received or credited by such trust funds, including the interest or benefit received from the investment of the principal of such trust funds as may be permitted by law. This provision shall be construed in favor of the General Revenue Fund in each instance. All such deductions shall be deposited in the General Revenue Fund.

(4) The income of a revenue nature deposited in the following described trust funds, by whatever name designated, is that from which the deductions authorized by subsection (3) shall be made:

(a) The Gas Tax Collection Trust Fund created by s. 206.45.

(b) All income derived from outdoor advertising and overweight violations which is deposited in the State Transportation Trust Fund created by s. 206.46.

(c) All taxes levied on motor fuels other than gasoline levied pursuant to the provisions of s. 206.87.

(d) The State Alternative Fuel User Fee Clearing Trust Fund established pursuant to s. 206.879(1).

(e) The Local Alternative Fuel User Fee Clearing Trust Fund established pursuant to s. 206.879(2).

(f) The Cigarette Tax Collection Trust Fund created by s. 210.20.

(g) The Nonmandatory Land Reclamation Trust Fund established pursuant to s. 211.3103.

(h) The Phosphate Research Trust Fund established pursuant to s. 211.3103.

(i) The Land Reclamation Trust Fund established pursuant to s. 211.32(1)(f).

(j) The Educational Certification and Service Trust Fund created by s. 231.30.

(k) The trust funds administered by the Division of Historical Resources of the Department of State.

(l) The Motorboat Revolving Trust Fund created by s. 327.28.

(m) The Local Option Gas Tax Trust Fund created pursuant to s. 336.025.

(n) The Florida Public Service Regulatory Trust Fund established pursuant to s. 350.113.

(o) The State Game Trust Fund established by s. 372.09.

(p) All revenues deposited in the Port Trust Fund created pursuant to s. 376.22.

(q) The Health Care Cost Containment Trust Fund established pursuant to s. 407.04.

(r) The Special Disability Trust Fund created by s. 440.49.

(s) The Workers' Compensation Administration Trust Fund created by s. 440.50(1)(a).

(t) The Employment Security Administration Trust Fund created by s. 443.211(1).

(u) The Special Employment Security Administration Trust Fund created by s. 443.211(2).

(v) The Professional Regulation Trust Fund established pursuant to s. 455.219.

(w) The Speech-Language Pathology and Audiology Trust Fund.

(x) The Division of Licensing Trust Fund established pursuant to s. 493.6117.

(y) The Division of Florida Land Sales, Condominiums, and Mobile Homes Trust Fund established pursuant to s. 498.019.

(z) The trust fund of the Division of Hotels and Restaurants, as defined in s. 509.072, with the exception of those fees collected for the purpose of funding of the hospitality education program as stated in s. 509.302.

(aa) The trust funds administered by the Division of Pari-mutuel Wagering and the Florida Quarter Horse Racing Promotion Trust Fund.

(bb) The General Inspection Trust Fund and subsidiary accounts thereof, unless a different percentage is authorized by s. 570.20.

(cc) The Florida Citrus Advertising Trust Fund created by s. 601.15(7), including transfers from any subsidiary accounts thereof, unless a different percentage is authorized in that section.

(dd) The Agents and Solicitors County Tax Trust Fund created by s. 624.506.

(ee) The Insurance Commissioner's Regulatory Trust Fund created by s. 624.523.

(ff) The Financial Institutions' Regulatory Trust Fund established pursuant to s. 655.049.

(gg) The Crimes Compensation Trust Fund established pursuant to s. 960.21.

(hh) The Records Management Trust Fund established pursuant to s. 257.375.

(ii) The Alcoholic Beverage and Tobacco Trust Fund established pursuant to s. 561.025.

(jj) The Motor Vehicle Inspection Trust Fund established pursuant to s. 325.214.

The enumeration of the foregoing moneys or trust funds shall not prohibit the applicability thereto of s. 215.24 should the Governor determine that for the reasons mentioned in s. 215.24 the money or trust funds

should be exempt herefrom, as it is the purpose of this law to exempt all trust funds from its force and effect when, by the operation of this law, federal matching funds or contributions to any trust fund would be lost to the state.

(5) There is appropriated from the proper respective trust funds from time to time such sums as may be necessary to pay to the General Revenue Fund the service charges imposed by this section.

Section 103. Section 215.22, Florida Statutes, as amended by chapters 90-110, 90-132, 90-363, and 90-364, Laws of Florida, is amended to read:

(Substantial rewording of section. See s. 215.22, F.S., as amended by ch. 90-110, ch. 90-132, ch. 90-363, and ch. 90-364, Laws of Florida, for present text.)

215.22 Certain income and certain trust funds exempt.—

(1) The following income of a revenue nature or the following trust funds shall be exempt from the deduction required by s. 215.20(1):

(a) Student financial aid or prepaid tuition receipts.

(b) Trust funds administered by the Department of the Lottery.

(c) Departmental administrative assessments for administrative divisions.

(d) Funds charged by a state agency for services provided to another state agency.

(e) State, agency, or political subdivision investments by the Treasurer.

(f) Retirement or employee benefit funds.

(g) Self-insurance programs administered by the Treasurer.

(h) Funds held for the payment of citrus canker eradication and compensation.

(i) Medicaid, Medicare, or third-party receipts for client custodial care.

(j) Bond proceeds or revenues dedicated for bond repayment, except for the Documentary Stamp Clearing Trust Fund administered by the Department of Revenue.

(k) Trust funds administered by the Department of Education.

(l) Trust funds administered by the Department of Transportation.

(m) Trust funds administered by the Department of Agriculture and Consumer Services.

(n) The Motor Vehicle License Clearing Trust Fund.

(o) The Solid Waste Management Trust Fund.

(2) Moneys and income of a revenue nature shared with political subdivisions or received from taxes or fees authorized to be levied by any political subdivision shall be exempt from the deduction required by s. 215.20(1).

(3) In addition to the exemptions enumerated in subsections (1) and (2), the Executive Office of the Governor is authorized to exempt any income or trust fund when, by the operation of this law and pursuant to s. 215.24, federal matching funds or contributions to any trust fund would be lost to the state.

(4) Notwithstanding the exemptions granted in subsections (1), (2), and (3), this section shall not exempt income of a revenue nature or any trust fund which was subject to the service charge pursuant to s. 215.20 on January 1, 1990.

Section 104. Section 215.23, Florida Statutes, is amended to read:

215.23 When contributions to be made.—~~The deductions deduction hereby required by s. 215.20 shall be paid into the appropriate fund General Revenue Fund~~ by the Department of Banking and Finance or by the State Treasurer, as the case may be, for quarterly periods ending March 31, June 30, September 30, and December 31 of each year, and when so paid ~~into the General Revenue Fund~~ shall thereupon become a part of ~~that said fund~~ to be accounted for and disbursed as provided by law ~~with respect to the General Revenue Fund.~~

Section 105. Subsection (2) of section 200.132, Florida Statutes, 1990 Supplement, is amended to read:

200.132 Municipal Financial Assistance Trust Fund; administration of grant program.—

(2) Amounts deposited in the Municipal Financial Assistance Trust Fund are hereby appropriated exclusively for grants to municipalities as provided in subsection (1). No deduction from these amounts shall be made for the service charges charge provided in s. 215.20.

Section 106. Paragraph (a) of subsection (2) of section 206.60, Florida Statutes, is amended to read:

206.60 County tax on motor fuel.—

(2) The proceeds of such tax are hereby appropriated for public transportation purposes in the manner following:

(a) The department, after deducting its expenses of collection, which shall include the administrative costs incurred by the department in the collection, administration, and distribution back to the counties of the taxes levied pursuant to this section, and after ~~deducting transferring to the General Revenue Fund~~ the service charges charge provided for by s. 215.20, shall monthly divide the proceeds of such tax in the same manner as the constitutional gas tax pursuant to s. 206.47 and the formula contained in s. 9(c)(4), Art. XII of the revised State Constitution of 1968.

Section 107. Subsection (1) of section 206.875, Florida Statutes, is amended to read:

206.875 Allocation of tax.—

(1) All moneys derived from the taxes imposed by this part shall be paid into the State Treasury by the department for deposit in the Gas Tax Collection Trust Fund, which fund is created and from which the following transfers shall be made: After withholding \$10,000 from the proceeds of 4 cents of such tax, to be used as a revolving cash balance, all other moneys shall be transferred in the same manner and for the same purpose as provided by law for allocation of the taxes levied in part I, including ~~deduction transfer to the General Revenue Fund~~ of the service charges charge provided for in s. 215.20.

Section 108. Section 206.879, Florida Statutes, 1990 Supplement, is amended to read:

206.879 State and local alternative fuel user fee clearing trust funds; distribution.—

(1) Notwithstanding the provisions of s. 206.875, the revenues from the state alternative fuel fees imposed by s. 206.877 shall be deposited into the State Alternative Fuel User Fee Clearing Trust Fund, which is hereby created. After deducting the service charges charge provided in s. 215.20, the proceeds in this trust fund shall be distributed as follows: one-fifth of the proceeds in calendar year 1991, one-third of the proceeds in calendar year 1992, three-sevenths of the proceeds in calendar year 1993, and one-half of the proceeds in each calendar year thereafter shall be transferred to the State Transportation Trust Fund; the remainder shall be distributed as follows: 50 percent shall be transferred to the State Board of Administration for distribution according to the provisions of s. 16, Art. IX of the State Constitution of 1885, as amended; 25 percent shall be transferred to the Revenue Sharing Trust Fund for Municipalities; and the remaining 25 percent shall be distributed using the formula contained in s. 206.60(2).

(2) Notwithstanding the provisions of s. 206.875, the revenues from the local alternative fuel fees imposed in lieu of s. 336.021 or s. 336.025 shall be deposited into the Local Alternative Fuel User Fee Clearing Trust Fund, which is hereby created. After deducting the service charges charge provided in s. 215.20, the proceeds in this trust fund shall be returned monthly to the appropriate county.

Section 109. Section 206.9845, Florida Statutes, is amended to read:

206.9845 Distribution of proceeds.—Moneys collected pursuant to this part shall be deposited in the Gas Tax Collection Trust Fund created by s. 206.45. Such moneys, exclusive of the service charges charge imposed by s. 215.20 and exclusive of refunds granted pursuant to s. 206.9855, shall be distributed monthly to the State Transportation Trust Fund.

Section 110. Subsection (1) of section 206.9945, Florida Statutes, 1990 Supplement, is amended to read:

206.9945 Funds collected; disposition; department authority.—

(1) The department shall deposit all funds received and collected by it under this part into the Gas Tax Collection Trust Fund to be transferred, less the costs of administration and less the service charges charge to be deducted ~~and deposited in the General Revenue Fund~~ pursuant to s. 215.20, as follows:

(a) Moneys collected pursuant to s. 206.9935(1) shall be transferred to the Florida Coastal Protection Trust Fund as provided in s. 376.11;

(b) Moneys collected pursuant to s. 206.9935(2) shall be transferred to the Water Quality Assurance Trust Fund as provided in s. 376.307; and

(c) Moneys collected pursuant to s. 206.9935(3), less any refunds granted under s. 206.9942, shall be transferred to the Inland Protection Trust Fund as provided in s. 376.3071.

Section 111. Paragraph (a) of subsection (2) of section 210.20, Florida Statutes, 1990 Supplement, is amended to read:

210.20 Employees and assistants; distribution of funds.—

(2) As collections are received by the division from such cigarette taxes, it shall pay the same into a trust fund in the State Treasury designated "Cigarette Tax Collection Trust Fund" which shall be paid and distributed as follows:

(a) The division shall from month to month certify to the Comptroller the amount derived from the cigarette tax imposed by s. 210.02, less the service charges charge provided for in s. 215.20 and less 0.9 percent of the amount derived from the cigarette tax imposed by s. 210.02, which shall be deposited into the Alcoholic Beverage and Tobacco Trust Fund, specifying the amounts to be transferred from the Cigarette Tax Collection Trust Fund and credited on the basis of 5.8 percent of the net collections to the Municipal Financial Assistance Trust Fund, 32.4 percent of the net collections to the Revenue Sharing Trust Fund for Municipalities, 2.9 percent of the net collections to the Revenue Sharing Trust Fund for Counties, and 29.3 percent of the net collections for the funding of indigent health care to the Public Medical Assistance Trust Fund.

Section 112. Paragraph (a) of subsection (5) of section 212.06, Florida Statutes, is amended to read:

212.06 Sales, storage, use tax; collectible from dealers; "dealer" defined; dealers to collect from purchasers; legislative intent as to scope of tax.—

(5)(a)1. Except as provided in subparagraph 2., it is not the intention of this chapter to levy a tax upon tangible personal property imported, produced, or manufactured in this state for export, provided that tangible personal property may not be considered as being imported, produced, or manufactured for export unless the importer, producer, or manufacturer delivers the same to a licensed exporter for exporting or to a common carrier for shipment outside the state or mails the same by United States mail to a destination outside the state; or, in the case of aircraft being exported under their own power to a destination outside the continental limits of the United States, by submission to the department of a duly signed and validated United States customs declaration, showing the departure of the aircraft from the continental United States; and further with respect to aircraft, the canceled United States registry of said aircraft; or in the case of parts and equipment installed on aircraft of foreign registry, by submission to the department of documentation, the extent of which shall be provided by rule, showing the departure of the aircraft from the continental United States; nor is it the intention of this chapter to levy a tax on any sale which the state is prohibited from taxing under the Constitution or laws of the United States. Every retail sale made to a person physically present at the time of sale shall be presumed to have been delivered in this state.

2.a. Notwithstanding subparagraph 1., a tax is levied on each sale of tangible personal property to be transported to a cooperating state as defined in sub-subparagraph c., at the rate specified in sub-subparagraph d. However, a Florida dealer will be relieved from the requirements of collecting taxes pursuant to this subparagraph if the Florida dealer obtains from the purchaser an affidavit setting forth the purchaser's name, address, state taxpayer identification number, and a statement that the purchaser is aware of his state's use tax laws, is a registered

dealer in Florida or another state, or is purchasing the tangible personal property for resale or is otherwise not required to pay the tax on the transaction. The department may, by rule, provide a form to be used for the purposes set forth herein.

b. For purposes of this subparagraph, "a cooperating state" is one determined by the executive director of the department to cooperate satisfactorily with this state in collecting taxes on mail order sales. No state shall be so determined unless it meets all the following minimum requirements:

(I) It levies and collects taxes on mail order sales of property transported from that state to persons in this state, as described in s. 212.0596, upon request of the department.

(II) The tax so collected shall be at the rate specified in s. 212.05, not including any local option or tourist or convention development taxes collected pursuant to s. 125.0104 or this part.

(III) Such state agrees to remit to the department all taxes so collected no later than 30 days from the last day of the calendar quarter following their collection.

(IV) Such state authorizes the department to audit dealers within its jurisdiction who make mail order sales that are the subject of s. 212.0596, or makes arrangements deemed adequate by the department for auditing them with its own personnel.

(V) Such state agrees to provide to the department records obtained by it from retailers or dealers in such state showing delivery of tangible personal property into this state upon which no sales or use tax has been paid in a manner similar to that provided in sub-subparagraph g.

c. For purposes of this subparagraph, "sales of tangible personal property to be transported to a cooperating state" means mail order sales to a person who is in the cooperating state at the time the order is executed, from a dealer who receives that order in this state.

d. The tax levied by sub-subparagraph a. shall be at the rate at which such a sale would have been taxed pursuant to the cooperating state's tax laws if consummated in the cooperating state by a dealer and a purchaser, both of whom were physically present in that state at the time of the sale.

e. The tax levied by sub-subparagraph a., when collected, shall be held in the State Treasury in trust for the benefit of the cooperating state and shall be paid to it at a time agreed upon between the department, acting for this state, and the cooperating state or the department or agency designated by it to act for it; however, such payment shall in no event be made later than 30 days from the last day of the calendar quarter after the tax was collected. Funds held in trust for the benefit of a cooperating state shall not be subject to the service charges charge imposed by s. 215.20.

f. The department is authorized to perform such acts and to provide such cooperation to a cooperating state with reference to the tax levied by sub-subparagraph a. as is required of the cooperating state by sub-subparagraph b.

g. In furtherance of this act, dealers selling tangible personal property for delivery in another state shall make available to the department, upon request of the department, records of all tangible personal property so sold. Such records shall include a description of the property, the name and address of the purchaser, the name and address of the person to whom the property was sent, the purchase price of the property, information regarding whether sales tax was paid in this state on the purchase price, and such other information as the department may by rule prescribe.

Section 113. Subsection (1) of section 212.69, Florida Statutes, is amended to read:

212.69 Distribution of proceeds.—

(1) Moneys collected pursuant to this part shall be deposited in the Gas Tax Collection Trust Fund created by s. 206.45. Such moneys, exclusive of the service charges charge imposed by s. 215.20, and exclusive of refunds granted pursuant to s. 212.67, shall be distributed monthly to the State Transportation Trust Fund, except that \$3.8 million per year shall be transferred to the Department of Natural Resources in equal monthly amounts; \$1 million of this amount shall be spent solely for nonchemical control of aquatic weeds, research into nonchemical controls, and enforcement of aquatic weed control programs.

Section 114. Subsection (4) of section 319.32, Florida Statutes, 1990 Supplement, is amended to read:

319.32 Fees; service charges; disposition.—

(4) All fees collected pursuant to subsection (3) shall be paid into the Nongame Wildlife Trust Fund. Twenty-one dollars of each fee for each applicable original certificate of title and each applicable duplicate copy of a certificate of title, after deducting the service charges charge imposed by s. 215.20, shall be deposited into the State Transportation Trust Fund. All other fees collected by the department under this chapter shall be paid into the General Revenue Fund.

Section 115. Subsection (1) of section 325.214, Florida Statutes, is amended to read:

325.214 Motor Vehicle Inspection Trust Fund; creation; fees; disposition of fees.—

(1) All moneys received by the department pursuant to this act, less the deductions deduction required by s. 215.20, shall be deposited into the Motor Vehicle Inspection Trust Fund which is hereby created.

Section 116. Subsection (1) of section 624.506, Florida Statutes, 1990 Supplement, is amended to read:

624.506 County tax; deposit and remittance.—

(1) The Insurance Commissioner and Treasurer shall deposit in the Agents and Solicitors County Tax Trust Fund all moneys accepted as county tax under this part. He shall keep a separate account for all moneys so collected for each county and, after deducting therefrom the service charges charge provided for in s. 215.20, shall remit the balance to the counties.

Section 117. Section 6 of chapter 90-110, Laws of Florida, is repealed. All moneys in or designated for deposit into the Agency Budget Sunset Trust Fund on June 30, 1991, are transferred to the General Revenue Fund.

(Renumber subsequent sections.)

Senator Gordon moved the following amendment to **Amendment 5** which was adopted:

Amendment 5A—On page 6, line 31, insert:

(p) The Coconut Grove Playhouse Trust Fund.

Amendment 5 as amended was adopted.

Senator Gardner moved the following amendment which was adopted:

Amendment 6—In title, on page 7, line 11, after the semicolon (,) insert: amending s. 215.20, F.S.; specifying trust funds from which a deduction for the cost of general government shall be made, for deposit in the General Revenue Fund; amending s. 215.22, F.S.; specifying the income and trust funds exempt from the deduction for the General Revenue Fund; amending s. 215.23, F.S., to conform; amending ss. 200.132, 206.60, 206.875, 206.879, 206.9845, 206.9945, 210.20, 212.06, 212.69, 319.32, 325.214, 624.506, F.S.; conforming language relating to various revenues and trust funds to the amendments made in s. 215.20, F.S.; repealing s. 6, ch. 90-110, Laws of Florida, relating to the Agency Budget Trust Fund; providing for deposit of moneys into the General Revenue Fund;

Senator Weinstein moved the following amendment which was adopted:

Amendment 7—On page 29, line 5, after the period (.) insert: *Money paid for admitting a person to a foreign-registered vessel for carriage to the high seas on a cruise known as a "cruise to nowhere" is not an admission for purposes of this chapter.*

Senator Diaz-Balart moved the following amendments which were adopted:

Amendment 8—On page 29, between lines 5 and 6, insert:

Section 24. Paragraph (b) of subsection (4) of section 212.0305, Florida Statutes, 1990 Supplement, is amended to read:

212.0305 Convention development taxes; intent; administration; authorization; use of proceeds.—

(4) AUTHORIZATION TO LEVY; USE OF PROCEEDS; OTHER REQUIREMENTS.—

(b) Charter county levy for convention development.—

1. Each county, as defined in s. 125.011(1), may impose, pursuant to an ordinance enacted by the governing body of the county, a levy on the exercise within its boundaries of the taxable privilege of leasing or letting transient rental accommodations described in subsection (3) at the rate of 3 percent of the total consideration charged therefor. The proceeds of this levy shall be known as the charter county convention development tax.

2. All charter county convention development moneys, including any interest accrued thereon, received by a county imposing the levy shall be used as follows:

a. Two-thirds of the proceeds shall be used to extend, enlarge, and improve the largest existing publicly owned convention center in the county.

b. One-third of the proceeds shall be used to construct a new multipurpose convention/coliseum/exhibition center/stadium or the maximum components thereof as funds permit in the most populous municipality in the county.

c. After the completion of any project under sub-subparagraph a., the tax revenues and interest accrued under sub-subparagraph a. may be used to acquire, construct, extend, enlarge, remodel, repair, improve, plan for, operate, manage, or maintain one or more convention centers, stadiums, exhibition halls, arenas, coliseums, or auditoriums, and may be used to acquire and construct an intercity light rail transportation system as described in the Light Rail Transit System Status Report to the Legislature dated April 1988, which shall provide a means to transport persons to and from the largest existing publicly owned convention center in the county and the hotels north of the convention center and to and from the downtown area of the most populous municipality in the county as determined by the county.

d. After completion of any project under sub-subparagraph b., the tax revenues and interest accrued under sub-subparagraph b. may be used to acquire, construct, extend, enlarge, remodel, repair, improve, operate, or maintain one or more convention centers, stadiums, exhibition halls, arenas, coliseums, or auditoriums in the most populous municipality in the county as determined by the county.

e. For the purposes of completion of any project pursuant to this paragraph, tax revenues and interest accrued may be used:

(I) As collateral, pledged, or hypothecated for projects authorized by this paragraph, including bonds issued in connection therewith; or

(II) As a pledge or capital contribution in conjunction with a partnership, joint venture, or other business arrangement between a municipality and one or more business entities for projects authorized by this paragraph.

3. The governing body of each municipality in which a municipal tourist tax is levied may adopt a resolution prohibiting imposition of the charter county convention development levy within such municipality. If the governing body adopts such a resolution, the convention development levy shall be imposed by the county in all other areas of the county except such municipality. No funds collected pursuant to this paragraph may be expended in a municipality which has adopted such a resolution.

4.a. Before the county enacts an ordinance imposing the levy, the county shall notify the governing body of each municipality in which projects are to be developed pursuant to sub-subparagraph 2.a. or sub-subparagraph 2.b. The governing bodies of such municipalities shall designate or appoint an authority that shall have the sole power to approve the concept, location, program, and design of the facilities or improvements to be built in accordance with this paragraph and to administer and disburse such proceeds and any other related source of revenue. The members of each such authority shall be selected from the tourism and hospitality industry that does business within such municipality and shall serve at the pleasure of the governing body of such municipality. The annual budget of such authority shall be subject to approval of the governing body of the municipality.

b. The authority, by resolution to be adopted from time to time, may invest and reinvest the proceeds from the convention development tax

and any other revenues generated by the authority in the same manner that the municipality in which the authority is located may invest surplus funds.

5. The charter county convention development levy shall be in addition to any other levy imposed pursuant to this section.

6. A certified copy of the ordinance imposing the levy shall be furnished by the county to the department within 10 days after approval of such ordinance. The effective date of imposition of the levy shall be the first day of any month at least 60 days after enactment of the ordinance.

7. Revenues collected pursuant to this paragraph shall be deposited in a convention development trust fund, which shall be established by the county as a condition precedent to receipt of such funds.

(Renumber subsequent sections.)

Amendment 9—In title, on page 2, line 18, after the semicolon (;) insert: amending s. 212.0305, F.S.; allowing an authority to invest and reinvest tax proceeds in the same manner that the municipality in which the authority is located may invest surplus funds;

CS for CS for SB 1436

Senator Weinstock moved the following amendment which was adopted:

Amendment 1—On page 54, lines 2 and 3, strike “conducting food events of 18 days or less during any calendar year,” and insert: temporarily serving such events as fairs, carnivals, and athletic contests

Senator Weinstock moved the following amendment:

Amendment 2—On page 34, line 30, through page 35, line 2, strike all of said language and insert: capability. In areas which are either zoned, rezoned, platted, or subdivided for industrial, manufacturing, or equivalent purposes after the effective date of this act July 5, 1989, the department shall not authorize onsite sewage disposal system construction. An

Senator Malchon moved the following amendment to **Amendment 2** which was adopted:

Amendment 2A—On page 1, line 16, after “construction” insert: , except that this provision does not apply to any county that does not have an existing sewage treatment system

Amendment 2 as amended failed.

Senator Dantzer moved the following amendment which failed:

Amendment 3—On page 60, line 1, through page 69, line 31, strike all of said lines

Senator Weinstock moved the following amendment which failed:

Amendment 4—On page 87, between lines 21 and 22, insert:

Section 67. The provisions of subsection (9) of section 381.0065, as amended by section 25. of this act, is repealed October 1, 1992, and shall be reviewed by the Legislature prior to that date.

(Renumber subsequent section.)

Senator Brown moved the following amendment which was adopted:

Amendment 5—On page 87, line 7, after “of” insert: chapter 370 or

Senator Dudley moved the following amendment which was adopted:

Amendment 6—On page 69, line 22, after “egress” insert: at reasonable hours

CS for SB 2010

The Committee on Finance, Taxation and Claims recommended the following amendments which were moved by Senator Jenne and adopted:

Amendment 1—On page 2, between lines 24 and 25, insert:

Section 2. Subsection (9) of section 318.18, Florida Statutes, 1990 Supplement, is amended, subsection (10) is renumbered as subsection (11), and a new subsection (10) is added to said section, to read:

318.18 Amount of civil penalties.—The penalties required for a non-criminal disposition pursuant to ss. 316.2935(6) and 318.14(1), (2), and (4) are as follows:

(9) *One dollar and seventy-five cents* ~~Two dollars~~ for every mile per hour over the lawful speed limit for violations for unlawful speed shall be assessed in addition to the penalties set forth in subsection (3). Funds collected pursuant hereto shall be deposited in the Impaired Drivers and Speeders Trust Fund for the purposes set forth in s. 413.613, after 5 percent is deducted by the clerk of the court for administrative costs.

(10) *Twenty-five cents for each mile per hour in excess of the lawful speed limit for violations for unlawful speed shall be assessed in addition to the penalties set forth in subsections (3) and (9), and such additional assessment shall be deposited in the Nongame Wildlife Trust Fund, less 5 percent which shall be distributed to the clerk of the court to cover administrative costs.*

(11)(10) In addition to the civil penalties imposed in subsections (2) and (4) for the violation of child restraint requirements provided in s. 316.613 and safety belt requirements as provided in s. 316.614, there is hereby imposed an additional \$5 surcharge. This surcharge shall be deposited in the Epilepsy Services Trust Fund established pursuant to s. 385.207.

(Renumber subsequent sections.)

Amendment 2—On page 3, between lines 25 and 26, insert:

Section 3. Section 318.21, Florida Statutes, 1990 Supplement, is amended to read:

318.21 Disposition of civil penalties by county courts.—All civil penalties received by a county court pursuant to the provisions of this chapter shall be distributed and paid monthly as follows:

(1) Two dollars from every civil penalty shall be paid to the Department of Health and Rehabilitative Services for deposit, in equal amounts, into the Child Welfare Training Trust Fund for child welfare training purposes pursuant to s. 402.40 and into the Juvenile Justice Training Trust Fund for juvenile justice training purposes pursuant to s. 39.024.

(2) *Seventy-five percent of the revenues collected pursuant to s. 318.14(9), shall be paid to the General Revenue Fund of the state.*

(3)(2) Of the remainder:

(a) If the violation occurred within a municipality or a special improvement district of the Seminole Indian Tribe or Miccosukee Indian Tribe:

1. Twenty-five percent shall be paid to the General Revenue Fund of the state; and

2. Seventy-five percent shall be paid to that municipality or special improvement district.

(b) If the violation occurred within the unincorporated area of a county that is not within a special improvement district of the Seminole Indian Tribe or Miccosukee Indian Tribe:

1. Twenty-five percent shall be paid to the General Revenue Fund of the state; and

2. Seventy-five percent shall be paid to that county.

(4)(3)(a) Moneys paid to the General Revenue Fund of the state under subsection (2) shall be distributed as follows:

1. Forty percent shall be deposited in the Emergency Medical Services Trust Fund for the purposes set forth in s. 401.113;

2. Twenty-five percent shall be deposited in the Additional Court Cost Clearing Trust Fund established pursuant to s. 943.25 for criminal justice purposes; and

3. The remainder may be used for any lawful purpose.

(b) Moneys paid to a municipality or special improvement district under subsection (2) must be used to fund local criminal justice training as provided in s. 943.25(13) when such a program is established by ordinance; to fund a municipal school crossing guard program when such a program is established by ordinance; and for any other lawful purpose.

(c) Moneys paid to a county under subsection (2) shall be used to fund local criminal justice training as provided in s. 943.25(13) when such a program is established by ordinance, to fund a county school crossing guard program when such a program is established by ordinance, and for any other lawful purpose.

(Renumber subsequent sections.)

Amendment 3—In title, on page 1, line 24, after "fees;" insert: amending s. 318.21, F.S.; providing for distribution of funds;

Senator Jenne moved the following amendment which was adopted:

Amendment 4—On page 3, strike line 30 and insert:

Section 5. This act shall take effect July 1, 1991.

SB 2300

Senator McKay moved the following amendment which was adopted:

Amendment 1—

Section 01
Page 285
Item

Insert new section 3 and renumber subsequent sections.

Section 3. The State Board of Administration and the Division of Bond Finance are hereby authorized and directed to issue bonds to refund the Skyway Bridge bonds and bonds issued under the Facilities Management Bond Program. Reserved funds becoming unobligated as a result of this bond refunding program are hereby appropriated for transfer to the Working Capital Fund.

Senators Gardner and Jenne offered the following amendment which was moved by Senator Gardner:

Amendment 2—

Section 01
Page 1
Item 3

ADMINISTERED FUNDS

	STRIKE	INSERT
3 LUMP SUM SALARY INCREASES FROM GENERAL REVENUE FUND	29,000,000	0
3 LUMP SUM SALARY INCREASES FROM TRUST FUNDS	24,300,000	0

Senators Gardner and Jenne offered the following substitute amendment which was moved by Senator Gardner and adopted:

Amendment 3—

Section 01
Page 235
Item 1899

VETERANS' AFFAIRS, DEPARTMENT OF

1899 SPECIAL CATEGORIES
TRANSFER TO ADMINISTRATIVE TRUST
FUND FOR ADMINISTRATIVE COSTS

Insert after Specific Appropriation 1899 the following proviso language.

From funds appropriated in Specific Appropriations 16 through 1899 from the salaries and benefits appropriation category, the Executive Office of the Governor shall on or before July 15, 1991, place in reserve funds equal to 30 hours of uncompensated leave for all state employees earning over \$20,000 annually as of July 1, 1991.

Senators Gardner and Kirkpatrick offered the following amendment which was moved by Senator Gardner and adopted:

Amendment 4—

Section 01
Page 2
Item 15-AA

Insert after Specific Appropriation 15 on Page 2:

ADMINISTERED FUNDS

	STRIKE	INSERT
15-AA SPECIAL CATEGORIES - SUNSHINE STATE GAMES FROM GENERAL REVENUE FUND		300,000
2 LUMP SUM SOCIAL SECURITY CONTRIBUTION INCREASE FROM GENERAL REVENUE FUND	6,226,725	5,926,725

Senator Gardner moved the following amendments which were adopted:

Amendment 5—

Section 01
Page 17
Item 170

BANKING AND FINANCE, DEPARTMENT OF,
AND COMPTROLLER
FINANCE, DIVISION OF

	STRIKE	INSERT
170 OTHER PERSONAL SERVICES FROM REGULATORY TRUST FUND	725,800	755,800

Amendment 6—

Section 01
Page 17
Item 170

BANKING AND FINANCE, DEPARTMENT OF,
AND COMPTROLLER FINANCE, DIVISION OF

	STRIKE	INSERT
170 OTHER PERSONAL SERVICES FROM REGULATORY TRUST FUND	725,800	845,800

Amendment 7—

Section 01
Page 18
Item 176

BANKING AND FINANCE, DEPARTMENT OF,
AND COMPTROLLER SECURITIES AND
INVESTOR PROTECTION, DIVISION OF

	STRIKE	INSERT
176 OTHER PERSONAL SERVICES FROM ANTI-FRAUD TRUST FUND		200,000

Senator Langley moved the following amendment which was adopted:

Amendment 8—

Section 01
Page 157
Item 1089-AA

Insert Following 1089:

INSURANCE, DEPARTMENT OF,
AND TREASURER OFFICE OF THE
TREASURER AND DIVISION OF
ADMINISTRATION

	STRIKE	INSERT
1089-AA SPECIAL CATEGORIES FLORIDA HEALTHY KIDS CORPORATION FROM INSURANCE COMMISSIONER'S REGULATORY TRUST FUND		2,200,000

Senator Dudley moved the following amendment which was adopted:

Amendment 9—

Section 01
Page 96
Item 597

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
UNIVERSITIES, DIVISION OF
BOARD OF REGENTS GENERAL OFFICE

597 SPECIAL CATEGORIES
SOLID AND HAZARDOUS WASTE
MANAGEMENT RESEARCH CENTER

Insert the following proviso after Line Item 597:

From Funds in Specific Appropriation 597, \$150,000 shall be used for composting research with special emphasis on melaleuca.

Senator Gardner moved the following amendment which was adopted:

Amendment 10—

Section 01
Page 187
Item 1439-AA

Insert new item after line item 1439:

LABOR AND EMPLOYMENT
SECURITY, DEPARTMENT OF
OFFICES OF THE SECRETARY
AND ADMINISTRATIVE SERVICES

	STRIKE	INSERT
CETA AUDIT EXCEPTIONS - REIMBURSEMENT TO FEDERAL GOVERNMENT		

1439-AA GENERAL REVENUE FROM GENERAL REVENUE FUND		100,000
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Funds in Specific Appropriation 1439-AA shall be used as the initial payment to the U.S. Dept. of Labor for settlement of Florida's outstanding Comprehensive Employment Training Act (CETA) Audit Exceptions.

Senator McKay moved the following amendment:

Amendment 11—

Section 01
Page 200
Item 1556

LEGISLATIVE BRANCH
SENATE

1556 LUMP SUM
 SENATE
 FROM GENERAL
 REVENUE FUND

	STRIKE		INSERT
		28,730,543	28,673,109

LEGISLATIVE BRANCH

1557 LUMP SUM
 HOUSE
 FROM GENERAL
 REVENUE FUND

	STRIKE		INSERT
		45,834,295	45,663,039

EXECUTIVE OFFICE
OF THE GOVERNOR

729A SALARIES AND BENEFITS

	STRIKE		INSERT
FROM GENERAL REVENUE FUND		8,567,456	8,554,808

On page 200 following line item 1556 insert:

"From funds provided in Specific Appropriation 1556, the salaries and benefits of legislators is reduced by five percent (5%) effective July 1, 1991."

On page 201 following line item 1557 insert:

"From the funds provided in Specific Appropriation 1557, the salaries and benefits of legislators is reduced by five percent (5%) effective July 1, 1991."

Senator Gardner moved the following substitute amendment which was adopted:

Amendment 12—

Section 01
 Page 201
 Item 1557

LEGISLATIVE BRANCH
HOUSE OF REPRESENTATIVES

1557 LUMP SUM
HOUSE

Following Line Item 1557 on page 201 insert the following:

"No funds are provided in Specific Appropriation 1556 and 1557 for pay adjustments to Legislators' salaries."

Senator Thurman moved the following amendment which was adopted:

Amendment 13—

Section 01
 Page 213
 Item 1670

PROFESSIONAL REGULATION,
DEPARTMENT OF

	STRIKE		INSERT
1670 OTHER PERSONAL SERVICES FROM PROFESSIONAL REGULATION TRUST FUND		8,302,319	8,602,319

Senator Dantzler moved the following amendment which was adopted:

Amendment 14—

Section 01
 Page 223
 Item 1791

STATE, DEPARTMENT OF,
AND SECRETARY OF STATE
CULTURAL AFFAIRS, DIVISION OF

1791 SPECIAL CATEGORIES
 GRANTS AND AIDS - ARTS MAJOR
 INSTITUTIONS/LOCAL INTEREST

After Specific Appropriation 1791, insert the following proviso language:

From funds provided in Specific Appropriation 1791, a minimum of \$200,000 shall be used to fund additional Vital Local Cultural Programs that have submitted applications and meet the program requirements specified in s. 265.286(7). Additional Vital Local Programs shall be funded in priority order as recommended by the Department in an amount not to exceed \$100,000 per institution.

Senator Gardner moved the following amendments which were adopted:

Amendment 15—

Section 01
 Page 229
 Item 1836

TRANSPORTATION, DEPARTMENT OF
PLANNING AND ENGINEERING

		STRIKE		INSERT
1836 OPERATING CAPITAL OUTLAY FROM GOVERNOR'S HIGHWAY SAFETY COMMISSION TRUST FUND				1,605
1833 SALARIES AND BENEFITS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	POS.	1,042	POS.	1,051
		42,550,218		42,704,291
1833 SALARIES AND BENEFITS FROM GOVERNOR'S HIGHWAY SAFETY COMMISSION TRUST FUND				199,165
1834 OTHER PERSONAL SERVICES FROM GOVERNOR'S HIGHWAY SAFETY COMMISSION TRUST FUND				50,000
1835 EXPENSES FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND		5,635,651		5,711,046
1835 EXPENSES FROM GOVERNOR'S HIGHWAY SAFETY COMMISSION TRUST FUND				219,669

Section 2F
 Page 275
 Item 2013-AA

TRANSPORTATION, DEPARTMENT OF
PLANNING AND ENGINEERING

AID TO LOCAL GOVERNMENTS -
HIGHWAY SAFETY GRANTS

2013-AA GOV. HWY SAFETY COMM TR FD FROM GOVERNOR'S HIGHWAY SAFETY COMMISSION TRUST FUND				3,605,863
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GRANTS AND AIDS -
HWY SAFETY ASSIST
STATE AGENCIES

2013-AB GOV HWY SAFETY COMM TR FD FROM GOVERNOR'S HIGHWAY SAFETY COMMISSION TRUST FUND				2,800,000
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Amendment 16—

Section 01
Page 22
Item 230A

COMMERCE, DEPARTMENT OF
OFFICE OF THE SECRETARY AND
ADMINISTRATIVE SERVICES

	STRIKE	INSERT
230A SPECIAL CATEGORIES GRANTS AND AIDS - SPACEPORT FLORIDA AUTHORITY		
FROM SPACEPORT FLORIDA AUTHORITY OPERATING TRUST FUND	360,000	480,000

Senator Meek moved the following amendment which was adopted:

Amendment 17—

Section 01
Page 58
Item 465

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
OFFICE OF STUDENT FINANCIAL
ASSISTANCE

	STRIKE	INSERT
465 SPECIAL CATEGORIES TRANSFER FLORIDA ACADEMIC SCHOLARS FUND FROM FINANCIAL ASSISTANCE PAYMENTS FROM GENERAL REVENUE FUND	25,610,590	19,610,590
466 SPECIAL CATEGORIES TRANSFER PUBLIC STUDENT ASSISTANCE GRANT FINANCIAL ASSISTANCE PAYMENT FROM GENERAL REVENUE FUND	11,482,182	16,682,182
467 SPECIAL CATEGORIES TRANSFER PRIVATE STUDENT ASSISTANCE GRANT FINANCIAL ASSISTANCE PAYMENT FROM GENERAL REVENUE FUND	5,099,350	5,899,350

In proviso after Specific Appropriation 465:

Strike "25,610,590" and Insert "19,610,590"

And in proviso after Specific Appropriation 466 Strike "23,909,033" and Insert "18,109,033"

And in proviso after Specific Appropriation 467 Strike "6,029,499" and Insert "6,829,499"

Senators Meek, Weinstein and Forman offered the following amendment which was moved by Senator Meek:

Amendment 18—

Section 01
Page 65
Item 509

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
PUBLIC SCHOOLS, DIVISION OF

	STRIKE	INSERT
509 AID TO LOCAL GOVERNMENTS		

GRANTS AND AIDS - FLORIDA
EDUCATIONAL FINANCE PROGRAM
FROM GENERAL REVENUE
FUND 4,084,684,695 4,114,684,695

Following the first full paragraph of proviso on page 66 insert the following new paragraphs of proviso:

Funds provided in Specific Appropriation 509 shall be allocated using a base student allocation of \$2,812.66.

From the funds in Specific Appropriation 509, \$30,000,000 is provided for an adequacy supplement to guarantee 0.0 percent increase in funding per weighted FTE student. The supplement shall be computed by comparing the total potential funds per weighted FTE for 1990-91 with the funds per weighted FTE student for 1991-92. Funds included in the calculation shall be the total state and local FEFP, discretionary local funds, and the major formula based categoricals. For each district which is below a 0.0 percent increase, funds shall be provided to assure that a 0.0 percent increase in funds per weighted FTE student is achieved. If the total amount of the 0.0 percent supplement exceeds \$30,000,000, each district's allocation shall be prorated.

And Item 510 on Page 69 insert the following new paragraph of proviso:

Funds appropriated in Specific Appropriation 510 are provided as enhancement funds for school districts and shall be allocated by multiplying each district's weighted full-time-equivalent student count by \$198.33 and by the district cost differential.

Senator Meek moved the following substitute amendment which was adopted:

Amendment 19—

Section 01
Page 65
Item 509

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
PUBLIC SCHOOLS, DIVISION OF

509 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - FLORIDA
EDUCATIONAL FINANCE PROGRAM
FROM GENERAL REVENUE
FUND 4,084,684,695 4,114,684,695

Following the first full paragraph of proviso on page 66 insert the following new paragraphs of proviso:

Funds provided in Specific Appropriation 509 shall be allocated using a base student allocation of \$2,827.17.

Funds appropriated in Specific Appropriation 509 shall be allocated using an adequacy adjustment calculated in the following manner: Step 1: Each district's total potential 1990-91 funds shall be divided by the district's 1990-91 weighted full-time-equivalent (FTE) student enrollment. Total potential funds shall include state formula and major categorical funds and local required and discretionary funds. Step 2: Each district's 1990-91 total potential funds per weighted student calculated in Step 1 shall be multiplied by the district's 1991-92 FTE student enrollment. Step 3: The amounts calculated in Step 2 shall be prorated to achieve a state total amount equal to the sum of districts' 1991-92 unadjusted FEFP entitlements. Each district's 1991-92 unadjusted FEFP entitlement shall be the product of its weighted FTE enrollment multiplied by the base student allocation (BSA) and by its statutory district cost differential (DCD) and shall be added to its declining enrollment adjustment. Step 4: The prorated amount for each district calculated in Step 3 shall be subtracted from the district's 1991-92 unadjusted FEFP entitlement amount, which is defined in Step 3. That difference shall be the districts' adequacy adjustment amount and shall be added to the district's unadjusted FEFP entitlement.

And Item 510 on page 69

Insert the following new paragraph of proviso:

Funds appropriated in Specific Appropriation 510 are provided as enhancement funds for school districts and shall be allocated by multiplying each district's weighted full-time-equivalent (FTE) student enrollment by \$198.33 by the different cost differential (DCD).

Senator Jennings moved the following amendment which was adopted:

Amendment 20—

Section 01
Page 65
Item 509

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
PUBLIC SCHOOLS, DIVISION OF

509 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - FLORIDA
EDUCATIONAL FINANCE PROGRAM

After Line Item 509 on page 65 add the following new paragraph of proviso:

In the event of a state revenue shortfall and a subsequent mandatory reserve of funds appropriated in Specific Appropriation 509, school districts shall not reduce direct instructional costs unless such reductions are associated with increased efficiency or declining student enrollment.

Senator Gardner moved the following amendment which was adopted:

Amendment 21—

Section 01
Page 69
Item 510

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
PUBLIC SCHOOLS, DIVISION OF

510 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - DISTRICT
DISCRETIONARY LOTTERY FUNDS

After Line Item 510 on page 69 insert the following new paragraph of proviso:

Prior to the expenditure of funds appropriated in Specific Appropriation 510, each school district shall establish policies and procedures that define enhancement and the types of expenditures that will be considered consistent with that definition. Districts shall provide to the Department of Education a copy of all policies and procedures that relate to the use of enhancement funds and shall annually, within a sixty day period following the end of each fiscal year, submit a report to the Department of Education showing the actual expenditure of all enhancement funds.

Senator Meek moved the following amendment:

Amendment 22—

Section 01
Page 72
Item 523

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
PUBLIC SCHOOLS, DIVISION OF

523 SPECIAL CATEGORIES
GRANTS AND AIDS -
PRE-SCHOOL PROJECTS

Following Line Item 523 strike all proviso and insert the following:

From the funds in Specific Appropriation 523, \$3,295,172 is provided to continue the Migrant Education 3 and 4 Year Old's Program.

From funds provided in Specific Appropriation 523, \$77,500 shall be used for the operation of the State Coordinating Council on Early Childhood Services.

Funds in Specific Appropriation 523 shall be allocated to each eligible school district consistent with the provisions of s. 230.2305, Florida Statutes, and shall be used to provide a school day of quality contact time in a developmentally appropriate program equal to or exceeding the school

day required in kindergarten by s. 236.013 for at least 180 days. At least 70 percent of the total funds allocated to each school district by Specific Appropriation 523 shall be used for implementing and conducting a pre-kindergarten early intervention program or contracting with other public or nonpublic entities for programs to serve eligible children. The maximum amount to be spent per child for this purpose is \$3,600. No more than 30 percent of the funds may be used to enhance existing public and nonpublic programs for eligible children, to provide before-school and after-school care, to lease facilities, to purchase classroom equipment, and to provide training for prekindergarten personnel.

Senator Meek moved the following substitute amendment which was adopted:

Amendment 23—

Section 01
Page 72
Item 523

STRIKE: INSERT:

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
PUBLIC SCHOOLS, DIVISION OF

523 SPECIAL CATEGORIES
GRANTS AND AIDS -
PRE-SCHOOL PROJECTS

Following Line Item 523 strike all proviso and insert the following:

From the funds in Specific Appropriation 523, \$3,295,172 is provided to continue the Migrant Education 3 and 4 year Old's Program.

From funds provided in Specific Appropriation 523, \$77,500 shall be used for the operation of the State Coordinating Council on Early Childhood Services.

Funds in Specific Appropriation 523 shall be allocated to each eligible school district consistent with the provisions of s. 230.2305, Florida Statutes, and shall be used to provide a school day of quality contact time in a developmentally appropriate program equal to or exceeding the school day required in kindergarten by s. 236.013 for at least 180 days. At least 70 percent of the total funds allocated to each school district by Specific Appropriation 523 shall be used for implementing and conducting a pre-kindergarten early intervention program or contracting with other public or nonpublic entities for programs to serve eligible children.

Senator Thurman moved the following amendments which were adopted:

Amendment 24—

Section 01
Page 81
Item 546

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
COMMUNITY COLLEGES, DIVISION OF

546 EXPENSES

Insert following Specific Appropriation 546 the following proviso:

From funds provided in Specific Appropriations 544 and 546, the State Board of Community Colleges shall negotiate an articulation agreement with the Florida State Fire College which shall ensure that all postsecondary level training provided by the Fire College is uniformly accepted by Florida community colleges as credit toward the appropriate degrees. This will not result in individual colleges reporting these credits for FTE purposes but shall be counted as transfer credit on individual student's transcripts. This articulation agreement should function in the same fashion as s. 240.115, Florida Statutes.

Amendment 25—

Section 01
Page 83
Item 553

EDUCATION, DEPARTMENT OF,

AND COMMISSIONER OF EDUCATION
COMMUNITY COLLEGES, DIVISION OF

Page 270
Item 1990

	STRIKE	INSERT
553 SPECIAL CATEGORIES GRANTS AND AIDS - LIBRARY AUTOMATION FROM GENERAL REVENUE FUND	2,837,438	2,632,067

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
OFFICE OF EDUCATIONAL FACILITIES

1990 FIXED CAPITAL OUTLAY
PLANNING - RESIDENTIAL
MAGNET SCHOOL - BREVARD COUNTY

SPECIAL CATEGORIES - CENTRAL
FLORIDA/ FIRE COLLEGE
ENROLLMENT

Following Specific Appropriation 1990 insert the following proviso:

554-AC WORK LOAD FROM GENERAL REVENUE FUND	205,371
--	---------

Funds in Specific Appropriation 1990 are for a residential math/science magnet school.

Senator Meek moved the following amendment which was adopted:

Amendment 29—

And insert the following proviso after the new item:

Section 01
Page 77
Item 543A

Funds in Specific Appropriation 554-AC are to fund one-half of the work-load associated with costs of operating the Fire Science program at Central Florida Community College.

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
VOCATIONAL, ADULT, AND
COMMUNITY EDUCATION, DIVISION OF

Senators Gardner and Kirkpatrick offered the following amendments which were moved by Senator Gardner and adopted:

Amendment 26—

Section 2C
Page 267
Item 1981

	STRIKE	INSERT
543A SPECIAL CATEGORIES GRANTS AND AIDS - INDUSTRY SERVICES FROM GENERAL REVENUE FUND	1,000,000	50,000

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
OFFICE OF EDUCATIONAL FACILITIES

DEPARTMENT OF EDUCATION

	STRIKE	INSERT
1981 FIXED CAPITAL OUTLAY SPECIAL FACILITY CONSTRUCTION ACCOUNT FROM PUBLIC EDUCATION CAPITAL OUTLAY AND DEBT SERVICE TRUST FUND	14,186,201	19,907,314

465-AA VOCATIONAL GOLD SEAL SCHOLARSHIP FROM GENERAL REVENUE FUND	950,000
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Senator Gardner moved the following amendment which was adopted:

Amendment 30—

Insert following the existing proviso language.

Section 01
Page 83
Item 555A

"Lafayette County High School
(p,c,e).....5,721,113"

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
COMMUNITY COLLEGES, DIVISION OF

Amendment 27—

Section 2C
Page 267
Item 1981

555A SPECIAL CATEGORIES MIAMI BOOK FAIR INTERNATIONAL FROM GENERAL REVENUE FUND	100,000
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EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
OFFICE OF EDUCATIONAL FACILITIES

Senator Meek moved the following amendments which were adopted:

Amendment 31—

	STRIKE	INSERT
1981 FIXED CAPITAL OUTLAY SPECIAL FACILITY CONSTRUCTION ACCOUNT FROM PUBLIC EDUCATION CAPITAL OUTLAY AND DEBT SERVICE TRUST FUND	14,186,201	22,324,696

Section 01
Page 87
Item 577A

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
UNIVERSITIES, DIVISION OF
EDUCATIONAL AND GENERAL ACTIVITIES

and following the existing proviso insert:

"Levy County Elementary School (p,c,e)
.....8,138,495

	STRIKE	INSERT
577A SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	POS. 7,209 211,856,335	0
FROM OPERATION AND MAINTENANCE TRUST FUND	19,397	0

Each project shall comply with the provisions of s. 235.435(2), Florida Statutes before any funds are released for that project.

Senator Gardner moved the following amendment which was adopted:

Amendment 28—

Section 2C

577B	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	5,701,397	0	FUND	12,016,786	13,031,130
577C	EXPENSES FROM GENERAL REVENUE FUND	77,227,538	0	582F SPECIAL CATEGORIES PLANT MAINTENANCE FROM GENERAL REVENUE FUND	4,281,373	0
577C	EXPENSES FROM ENGINEERING INDUSTRIAL EXPERIMENT STATION TRUST FUND	7,413	0	582G SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	267,715	0
577C	EXPENSES FROM OPERATION AND MAINTENANCE TRUST FUND	4,322	0	582I SPECIAL CATEGORIES WATER CONSERVATION LABORATORY FROM GENERAL REVENUE FUND	129,823	0
577D	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	2,246,361	0	582J SPECIAL CATEGORIES GRADUATE ASSISTANT MATRICULATION FEE WAIVERS FROM GENERAL REVENUE FUND	6,701,623	7,638,647
577E	LUMP SUM FLORIDA NATIONAL HIGH MAGNETIC FIELD LABORATORY FROM GENERAL REVENUE FUND	POS. 25 4,453,970	0	582L DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND	7,818,844	0
580A	LUMP SUM INSTRUCTION AND RESEARCH FROM GENERAL REVENUE FUND	POS. 9,183 349,988,106	0	580B LUMP SUM STUDENT SERVICES ENHANCEMENT FROM INCIDENTAL TRUST FUND	POS. 45 2,000,000	0
580A	LUMP SUM INSTRUCTION AND RESEARCH FROM ENGINEERING INDUSTRIAL EXPERIMENT STATION TRUST FUND	28,984,091	0	DEPARTMENT OF EDUCATION 582M SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	POS. 2,161 78,428,227	0
580A	LUMP SUM INSTRUCTION AND RESEARCH FROM INCIDENTAL TRUST FUND	200,846,360	0	582M SALARIES AND BENEFITS FROM EXPERIMENT STATION FEDERAL GRANT TRUST FUND	2,136,739	0
580A	LUMP SUM INSTRUCTION AND RESEARCH FROM OPERATION AND MAINTENANCE TRUST FUND	31,321	0	582M SALARIES AND BENEFITS FROM EXTENSION SERVICE FEDERAL GRANT TRUST FUND	2,485,129	0
581A	SPECIAL CATEGORIES COASTAL AND OCEANOGRAPHIC ENGINEERING RESEARCH LABORATORY FROM GENERAL REVENUE FUND	567,970	0	582M SALARIES AND BENEFITS FROM INSTITUTE OF FOOD AND AGRICULTURAL SCIENCES STUDENT FEE TRUST FUND	2,471,160	0
582A	SPECIAL CATEGORIES ENERGY CONSERVATION AND CONVERSION LABORATORY FROM GENERAL REVENUE FUND	169,360	0	582N OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	2,617,046	0
582B	SPECIAL CATEGORIES INSTITUTE OF GOVERNMENT FROM GENERAL REVENUE FUND	1,102,275	0	582N OTHER PERSONAL SERVICES FROM EXPERIMENT STATION FEDERAL GRANT TRUST FUND	236,248	0
582D	SPECIAL CATEGORIES NATIONAL AERONAUTICS AND SPACE ADMINISTRATION STATE TECHNOLOGY APPLICATION CENTER FROM GENERAL REVENUE FUND	113,035	0	582N OTHER PERSONAL SERVICES FROM EXPERIMENT STATION INCIDENTAL TRUST FUND	30,291	0
582E	SPECIAL CATEGORIES OUT-OF-STATE FEE WAIVERS FROM GENERAL REVENUE			582N OTHER PERSONAL SERVICES FROM EXTENSION SERVICE FEDERAL GRANT TRUST FUND	82,995	0
				582N OTHER PERSONAL SERVICES FROM EXTENSION SERVICE INCIDENTAL TRUST FUND	128,164	0
				582O EXPENSES FROM GENERAL REVENUE FUND	10,082,800	0

5820 EXPENSES FROM EXPERIMENT STATION FEDERAL GRANT TRUST FUND	417,653	0	TRUST FUND	225,875	0
5820 EXPENSES FROM EXPERIMENT STATION INCIDENTAL TRUST FUND	1,048,800	0	584E OTHER PERSONAL SERVICES FROM OPERATION AND MAINTENANCE TRUST FUND	90,826	0
5820 EXPENSES FROM EXTENSION SERVICE FEDERAL GRANT TRUST FUND	790,328	0	584F EXPENSES FROM GENERAL REVENUE FUND	3,957,589	0
5820 EXPENSES FROM EXTENSION SERVICE INCIDENTAL TRUST FUND	661,603	0	584F EXPENSES FROM MEDICAL CENTER - PROFESSIONAL MEDICAL LIABILITY SELF INSURANCE TRUST FUND	725,297	0
582P OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	523,206	0	584F EXPENSES FROM OPERATION AND MAINTENANCE TRUST FUND	1,921,018	0
582P OPERATING CAPITAL OUTLAY FROM EXPERIMENT STATION INCIDENTAL TRUST FUND	20,000	0	584G OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	42,553	0
582P OPERATING CAPITAL OUTLAY FROM EXTENSION SERVICE INCIDENTAL TRUST FUND	50,000	0	584G OPERATING CAPITAL OUTLAY FROM OPERATION AND MAINTENANCE TRUST FUND	60,992	0
584A SPECIAL CATEGORIES OUT-OF-STATE FEE WAIVERS FROM GENERAL REVENUE FUND	631,598	0	586A SPECIAL CATEGORIES GRANTS AND AIDS - CANCER CENTER OPERATION FROM GENERAL REVENUE FUND	8,945,348	0
584B SPECIAL CATEGORIES GRADUATE ASSISTANT MATRICULATION FEE WAIVERS FROM GENERAL REVENUE FUND	524,904	0	586B SPECIAL CATEGORIES LIBRARY RESOURCES FROM GENERAL REVENUE FUND	308,758	0
584C DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND	329,828	0	586C SPECIAL CATEGORIES OUT-OF-STATE FEE WAIVERS FROM GENERAL REVENUE FUND	57,141	0
DEPARTMENT OF EDUCATION			586D SPECIAL CATEGORIES SALARY INCENTIVE PAYMENTS FROM GENERAL REVENUE FUND	7,800	0
584D SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	POS. 667 POS. 29,913,929	0	586E SPECIAL CATEGORIES GRADUATE ASSISTANT MATRICULATION FEE WAIVERS FROM GENERAL REVENUE FUND	62,840	0
584D SALARIES AND BENEFITS FROM UNIVERSITY OF SOUTH FLORIDA MEDICAL CENTER STUDENT FEE TRUST FUND	2,971,820	0	586F DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND	103,216	0
584D SALARIES AND BENEFITS FROM MEDICAL CENTER - PROFESSIONAL MEDICAL LIABILITY SELF INSURANCE TRUST FUND	188,781	0	DEPARTMENT OF EDUCATION		
584D SALARIES AND BENEFITS FROM OPERATION AND MAINTENANCE TRUST FUND	622,510	0	598A SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	POS. 1,672 60,790,427	0
584E OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	1,684,234	0	598A SALARIES AND BENEFITS FROM INCIDENTAL TRUST FUND	821,730	0
584E OTHER PERSONAL SERVICES FROM MEDICAL CENTER - PROFESSIONAL MEDICAL LIABILITY SELF INSURANCE			598A SALARIES AND BENEFITS FROM UNIVERSITY OF FLORIDA HEALTH SCIENCES CENTER STUDENT FEE TRUST FUND	7,615,195	0
			598A SALARIES AND BENEFITS FROM LIABILITY INSURANCE		

TRUST FUND	398,430	0	600B	SPECIAL CATEGORIES LIBRARY RESOURCES FROM GENERAL REVENUE FUND	569,552	0
598A SALARIES AND BENEFITS FROM UNIVERSITY OF FLORIDA HEALTH SCIENCE CENTER/JACKSONVILLE TRUST FUND	166,329	0	600C	SPECIAL CATEGORIES OUT-OF-STATE FEE WAIVERS FROM GENERAL REVENUE FUND	325,605	0
598B OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND	2,182,136	0	600D	SPECIAL CATEGORIES GRADUATE ASSISTANT MATRICULATION FEE WAIVERS FROM GENERAL REVENUE FUND	349,280	0
598B OTHER PERSONAL SERVICES FROM INCIDENTAL TRUST FUND	9,467,340	0	600E	DATA PROCESSING SERVICES FROM GENERAL REVENUE FUND	71,197	0
598B OTHER PERSONAL SERVICES FROM LIABILITY INSURANCE TRUST FUND	750,000	0	600E	DATA PROCESSING SERVICES FROM INCIDENTAL TRUST FUND	3,141	0
598B OTHER PERSONAL SERVICES FROM OPERATIONS AND MAINTENANCE TRUST FUND	1,013,504	0	600E	DATA PROCESSING SERVICES FROM LIABILITY INSURANCE TRUST FUND	293	0
598B OTHER PERSONAL SERVICES FROM UNIVERSITY OF FLORIDA HEALTH SCIENCE CENTER/JACKSONVILLE TRUST FUND	400,000	0	DEPARTMENT OF EDUCATION			
598C EXPENSES FROM GENERAL REVENUE FUND	10,549,501	0	592B	SPECIAL CATEGORIES CHALLENGE GRANTS - EMINENT SCHOLARS FROM EMINENT SCHOLARS TRUST FUND	10,960,000	0
598C EXPENSES FROM INCIDENTAL TRUST FUND	2,804,068	0	592C	SPECIAL CATEGORIES CHALLENGE GRANTS - MAJOR GIFTS FROM MAJOR GIFTS TRUST FUND	10,000,000	0
598C EXPENSES FROM LIABILITY INSURANCE TRUST FUND	3,384,642	0	592D	SPECIAL CATEGORIES CHALLENGE GRANTS - NEW DONORS FROM NEW DONORS TRUST FUND	175,000	0
598C EXPENSES FROM OPERATIONS AND MAINTENANCE TRUST FUND	2,088,168	0	596A	SPECIAL CATEGORIES EQUIPMENT MATCHING GRANTS FROM EQUIPMENT MATCHING TRUST FUND	3,000,000	0
598C EXPENSES FROM UNIVERSITY OF FLORIDA HEALTH SCIENCE CENTER/JACKSONVILLE TRUST FUND	2,070,000	0	DEPARTMENT OF EDUCATION			
598D OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	492,403	0	581B	SPECIAL CATEGORIES - INSTITUTE OF FOOD & AGRICULTURAL SCIENCES FROM GENERAL REVENUE FUND	91,981,107	
598D OPERATING CAPITAL OUTLAY FROM LIABILITY INSURANCE TRUST FUND	20,000	0	581B	SPECIAL CATEGORIES - INSTITUTE OF FOOD AND AGRICULTURAL SCIENCES FROM EXPERIMENT STATION FEDERAL GRANT TRUST FUND	2,790,640	
598D OPERATING CAPITAL OUTLAY FROM OPERATIONS AND MAINTENANCE TRUST FUND	348,526	0	581B	SPECIAL CATEGORIES - INSTITUTE OF FOOD AND AGRICULTURAL SCIENCES FROM EXPERIMENT STATION INCIDENTAL TRUST FUND	1,099,091	
598D OPERATING CAPITAL OUTLAY FROM UNIVERSITY OF FLORIDA HEALTH SCIENCE CENTER/JACKSONVILLE TRUST FUND	7,920	0	581B	SPECIAL CATEGORIES - INSTITUTE OF FOOD AND AGRICULTURAL SCIENCES FROM EXTENSION SERVICE FEDERAL GRANT TRUST		
600A SPECIAL CATEGORIES GRANTS AND AIDS - SHANDS TEACHING HOSPITAL FROM GENERAL REVENUE FUND	10,291,294	0				

	FUND	3,358,452	581D	HEALTH CENTER FROM UNIVERSITY OF FLORIDA HEALTH SCIENCE CENTER/JACKSONVILLE TRUST FUND	2,644,249
581B	SPECIAL CATEGORIES - INSTITUTE OF FOOD AND AGRICULTURAL SCIENCES FROM EXTENSION SERVICE INCIDENTAL TRUST FUND	839,767	581E	SPECIAL CATEGORIES - UNIVERSITY SUPPORT / EDUCATIONAL & GENERAL FROM GENERAL REVENUE FUND	309,399,563
581B	SPECIAL CATEGORIES - INSTITUTE OF FOOD AND AGRICULTURAL SCIENCES FROM INSTITUTE OF FOOD AND AGRICULTURAL SCIENCES STUDENT FEE TRUST FUND	2,471,160	581E	SPECIAL CATEGORIES - UNIVERSITY SUPPORT / EDUCATIONAL & GENERAL FROM INCIDENTAL TRUST FUND	2,000,000
581C	SPECIAL CATEGORIES - UNIVERSITY OF SOUTH FLORIDA MEDICAL CENTER FROM GENERAL REVENUE FUND	36,018,079	581E	SPECIAL CATEGORIES - UNIVERSITY SUPPORT / EDUCATIONAL & GENERAL FROM OPERATION AND MAINTENANCE TRUST FUND	23,719
581C	SPECIAL CATEGORIES - UNIVERSITY OF SOUTH FLORIDA MEDICAL CENTER FROM UNIVERSITY OF SOUTH FLORIDA MEDICAL CENTER STUDENT FEE TRUST FUND	2,971,820	581F	SPECIAL CATEGORIES - INSTRUCTION AND RESEARCH / EDUCATIONAL AND GENERAL FROM GENERAL REVENUE FUND	356,524,539
581C	SPECIAL CATEGORIES - UNIVERSITY OF SOUTH FLORIDA MEDICAL CENTER FROM MEDICAL CENTER - PROFESSIONAL MEDICAL LIABILITY SELF INSURANCE TRUST FUND	1,139,953	581F	SPECIAL CATEGORIES - INSTRUCTION AND RESEARCH / EDUCATIONAL AND GENERAL FROM ENGINEERING INDUSTRIAL EXPERIMENT STATION TRUST FUND	28,991,504
581C	SPECIAL CATEGORIES - UNIVERSITY OF SOUTH FLORIDA MEDICAL CENTER FROM OPERATION AND MAINTENANCE TRUST FUND	2,695,346	581F	SPECIAL CATEGORIES - INSTRUCTION AND RESEARCH / EDUCATIONAL AND GENERAL FROM INCIDENTAL TRUST FUND	200,846,360
581D	SPECIAL CATEGORIES - UNIVERSITY OF FLORIDA HEALTH CENTER FROM GENERAL REVENUE FUND	74,655,216	581F	SPECIAL CATEGORIES - INSTRUCTION AND RESEARCH / EDUCATIONAL AND GENERAL FROM OPERATION AND MAINTENANCE TRUST FUND	31,321
581D	SPECIAL CATEGORIES - UNIVERSITY OF FLORIDA HEALTH CENTER FROM INCIDENTAL TRUST FUND	13,096,279	581G	SPECIAL CATEGORIES - GRANTS AND AIDS - CANCER CENTER OPERATIONS FROM GENERAL REVENUE FUND	8,945,348
581D	SPECIAL CATEGORIES - UNIVERSITY OF FLORIDA HEALTH CENTER FROM UNIVERSITY OF FLORIDA HEALTH SCIENCES CENTER STUDENT FEE TRUST FUND	7,615,195	581H	SPECIAL CATEGORIES - GRANTS AND AIDS - SHANDS TEACHING HOSPITAL FROM GENERAL REVENUE FUND	10,291,294
581D	SPECIAL CATEGORIES - UNIVERSITY OF FLORIDA HEALTH CENTER FROM LIABILITY INSURANCE TRUST FUND	4,553,365		DEPARTMENT OF EDUCATION	
581D	SPECIAL CATEGORIES - UNIVERSITY OF FLORIDA HEALTH CENTER FROM OPERATIONS AND MAINTENANCE TRUST FUND	3,450,198	590A	SPECIAL CATEGORIES CHALLENGE GRANTS FROM EMINENT SCHOLARS TRUST FUND	10,960,000
	SPECIAL CATEGORIES - UNIVERSITY OF FLORIDA		590A	SPECIAL CATEGORIES CHALLENGE GRANTS FROM MAJOR GIFTS TRUST FUND	10,000,000

SPECIAL CATEGORIES		
590A	CHALLENGE GRANTS FROM NEW DONORS TRUST FUND	175,000
SPECIAL CATEGORIES		
590A	CHALLENGE GRANTS FROM EQUIPMENT MATCHING TRUST FUND	3,000,000
597A	SPECIAL CATEGORIES GRANTS AND AIDS - SPINAL CORD RESEARCH/UNIVERSITY OF MIAMI FROM OPERATIONS AND MAINTENANCE TRUST FUND	250,000 0

DEPARTMENT OF EDUCATION

SPECIAL CATEGORIES -		
457-AA	GRANTS AND AIDS SPINAL CORD RESEARCH/U OF MIAMI FROM OPERATIONS AND MAINTENANCE TRUST FUND	250,000

In the first full paragraph on page 87, strike "580A, 582M, 584D, and 598A" insert "581B, 581C, 581D, and 581F".

Strike proviso in the second full paragraph on page 87 and insert the following proviso and change the line items to include all line items in the Division of Universities.

From the funds in Specific Appropriations 581B thru 598 the Board of Regents shall allocate the required amount to be used for the development of a System-wide personnel system to be utilized by the entire State University System. Such System shall be developed in such a manner as to provide for consistency and compatability with the Statewide Personnel System (COPEs) as well as the Statewide payroll System as developed and maintained by the State Comptroller. The Board of Regents shall utilize University personnel in the development of this system and shall consult with the Department of Administration and the State Comptroller, as required, to insure that the required State level information will be provided timely and effectively.

In the third full paragraph on page 87, strike "577C" and insert "581E" and move after item 581E.

In the first full paragraph on page 88, strike "580A" and insert "581F" and move after item 581F and move the second full paragraph on page 88 after item 581F.

In the third full paragraph on page 88, strike "580A" and insert "581F" and move after item 581F.

In the first full paragraph on page 89, strike "580B" and insert "581E" and add ", for enhancing student services," after 581E and move after item 581E.

In the second and third full paragraphs on page 89, strike "580A" and insert "581F" and move after item 581F. In the first full paragraph on page 90, strike "582B" in both places and insert "581F" and before the first site of "582B" insert, ",for the Institute of Government" and move after item 581F.

In the first full paragraph on page 93, strike "586A" and insert "581G" and move after item 581G.

In the first full paragraph on page 94, strike "592B" and insert "590A" and move after item 590A.

In the fourth full paragraph on page 95, strike "596A" and insert "590A" and move after item 590A.

In the first full paragraph on page 97, strike "598C" and insert "581D" and move after item 581D.

In the second paragraph on page 97, strike "600A" and insert "581H" and move after item 581H.

After line item 581B, add the following proviso:

From the funds in Specific Appropriation 581B, up to 2,161 FTE positions may be established.

After line item 581C, add the following proviso:

From the Funds in Specific Appropriation 581C, up to 667 FTE positions may be established.

After line item 581D, add the following proviso:

From the Funds in Specific Appropriation 581D, up to 1,672 FTE positions may be established.

After line item 581E, add the following proviso:

From the Funds in Specific Appropriation 581E, up to 7,209 FTE positions may be established.

After line item 581F, add the following proviso:

From the Funds in Specific Appropriation 581F, up to 9,183 FTE positions may be established.

On page 96 strike the second and third paragraphs and insert after line item 457AA.

Amendment 32—

Section 01
Page 88
Item 580A

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
UNIVERSITIES, DIVISION OF
EDUCATIONAL AND GENERAL ACTIVITIES

	STRIKE	INSERT
580A LUMP SUM INSTRUCTION AND RESEARCH FROM GENERAL REVENUE FUND	349,988,106	350,088,106
577D OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND	2,246,361	2,146,361

Senators Meek and Thurman offered the following amendment which was moved by Senator Meek and adopted:

Amendment 33—

Section 01
Page 88
Item 580A

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
UNIVERSITIES, DIVISION OF
EDUCATIONAL AND GENERAL ACTIVITIES

	STRIKE	INSERT
580A LUMP SUM INSTRUCTION AND RESEARCH FROM GENERAL REVENUE FUND	349,988,106	349,348,868

DEPARTMENT OF EDUCATION

445B SPECIAL CATEGORIES GRANTS AND AIDS - FIRST ACCREDITED MEDICAL SCHOOL FROM GENERAL REVENUE FUND	11,279,443	11,918,681
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Senator Gardner moved the following amendments which were adopted:

Amendment 34—

Section 01
Page 91
Item 582K

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
UNIVERSITIES, DIVISION OF
EDUCATIONAL AND GENERAL ACTIVITIES

582K SPECIAL CATEGORIES
STATE UNIVERSITY SYSTEM
LOTTERY FUNDS

In the first paragraph on page 91 after the first sentence insert a new sentence:

The Board of Regents may allocate up to three percent of these funds (off-the-top) for implementing systemwide or statewide priorities.

And Strike all language after the word "submit" in the last sentence and Insert "an annual report reflecting how these funds were expended"

Amendment 35—

Section 2C
Page 271
Item 1992C

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
OFFICE OF EDUCATIONAL FACILITIES

	STRIKE	INSERT
1992C FIXED CAPITAL OUTLAY PURCHASE ALLSTATE BUILDING FROM PUBLIC EDUCATION CAPITAL OUTLAY AND DEBT SERVICE TRUST FUND	12,000,000	0
1992C-AA PURCHASE LEASEHOLD FROM PUBLIC EDUCATION CAPITAL OUTLAY AND DEBT SERVICE TRUST FUND		13,500,000

Strike existing proviso and insert new proviso:

Funds in Specific Appropriation 1992C are provided solely to obtain the assignment and transfer to the State Board of Regents of the right, title and possessory interest of Allstate Insurance Company and the leasehold and reversionary/remainder interest of the Leon County Research and Development Authority in 16.73 acres of land and the improvements constructed thereon, being lots 4A, 5A, 6A, 7A and 8A in Innovation Park, Tallahassee, Florida, for use in conjunction with the Magnet Lab - Phases I and II.

The funds appropriated for the assignment and transfer of the interests of Allstate Insurance Company and the Leon County Research and Development Authority are contingent upon the dismissal with prejudice of Case Number 88-3272 in the Second Judicial Circuit, presently pending on appeal as Docket Number 90-02358 in the District Court of Appeal, First District, State of Florida and the execution of complete and total releases from liability in favor of the State and the Authority, their departments, agencies, employees, agents, attorneys, instrumentalities, and all other persons who may be liable, for any and all claims arising out of the transactions that are the subject matters of such litigation, including without limitation, the financing, development, construction, leasing, lease purchasing and subleasing of the above described real property and improvements located thereon, and/or the non-appropriation of funds for lease of such property for use by the Department of Professional Regulation. Further, no other funds may be used to increase or supplement the \$13,500,000 appropriated for the acquisition of the above described property interests.

The funds appropriated shall revert to the Public Education Capital Outlay fund on July 2, 1991, unless all contingencies of this appropriation are met by said date.

Senator Malchon moved the following amendment which was adopted:

Amendment 36—

Section 01
Page 117
Item 772

HEALTH AND REHABILITATIVE
SERVICES, DEPARTMENT OF
OFFICE OF THE DEPUTY SECRETARY

STRIKE INSERT

FOR PROGRAMS

772 SALARIES AND BENEFITS FROM PLANNING AND EVALUATION TRUST FUND	POS. 1,166	POS. 1,160
	15,868,212	15,621,396
774 EXPENSES FROM PLANNING AND EVALUATION TRUST FUND	5,339,118	5,327,118

Senator Davis moved the following amendment which was adopted:

Amendment 37—

Section 01
Page 129
Item 867-AB

Insert new item following Specific
Appropriation 867:

	STRIKE	INSERT
HEALTH AND REHABILITATIVE SERVICES, DEPARTMENT OF DEPUTY SECRETARY FOR OPERATIONS ALCOHOL, DRUG ABUSE AND MENTAL HEALTH SERVICES		
867-AB SPECIAL CATEGORIES - COMMUNITY MENTAL HEALTH GROUP HOME DEVELOPMENT FROM GENERAL REVENUE FUND		2,000,000
867 SPECIAL CATEGORIES GRANTS AND AIDS - COMMUNITY MENTAL HEALTH SERVICES FROM GENERAL REVENUE FUND	83,169,220	81,169,220

Insert proviso immediately following New Item Special Category, Community Mental Health Group Home Development:

Funds in Specific Appropriation 867-AB shall be used to develop new group homes for community mental health services. Funds may be used by the department for construction, renovations, and one time start-up costs of private, non-profit providers or municipal or other government entities as authorized pursuant to Section 394.76(8) Florida Statutes.

Senator Bankhead moved the following amendment which was adopted:

Amendment 38—

Section 01
Page 131
Item 885

HEALTH AND REHABILITATIVE
SERVICES, DEPARTMENT OF
DEPUTY SECRETARY
FOR OPERATIONS CHILDREN,
YOUTH AND FAMILY SERVICES

	STRIKE	INSERT
885 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	POS. 7,358	POS. 7,311
	142,609,626	142,282,527
887 EXPENSES FROM GENERAL REVENUE FUND	32,339,641	32,211,740
897 SPECIAL CATEGORIES GRANTS AND AIDS - CONTRACTED SERVICES FROM GENERAL REVENUE FUND	41,650,965	42,105,965

Insert proviso immediately following Specific Appropriation 897:

From the funds in Specific Appropriation 897, \$455,000 from General Revenue Fund is provided for six months funding of an Early Delinquency Intervention Program (EDIP) pursuant to the provisions of section 39.056, Florida Statutes.

Senator Forman moved the following amendment which was adopted:

Amendment 39—

Section 01
Page 138
Item 934

HEALTH AND REHABILITATIVE SERVICES, DEPARTMENT OF DEPUTY SECRETARY FOR OPERATIONS DEVELOPMENTAL SERVICES - INSTITUTIONS

934 SALARIES AND BENEFITS

Insert immediately following Specific Appropriation 934:

From the funds provided in Specific Appropriation 934, no more than \$20,000 of general revenue is provided to settle litigation entitled FARF et al. v. State of Florida et al., (Case No. 89-0894). A settlement reached pursuant to this proviso shall not be considered to limit the future policy options of the Legislature, and shall be considered to have met the appropriate notice requirements of section 45.067, F.S., without requiring additional approval.

Senator Gardner moved the following amendments which were adopted:

Amendment 40—

Section 01
Page 139
Item 941

HEALTH AND REHABILITATIVE SERVICES, DEPARTMENT OF DEPUTY SECRETARY FOR OPERATIONS HEALTH SERVICES

	STRIKE	INSERT
941 SALARIES AND BENEFITS FROM COUNTY HEALTH UNIT TRUST FUND	197,219,459	229,742,378
942 OTHER PERSONAL SERVICES FROM COUNTY HEALTH UNIT TRUST FUND		24,623,064
943 EXPENSES FROM COUNTY HEALTH UNIT TRUST FUND	56,195,526	60,881,826
945 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - AIDS PATIENT CARE FROM COUNTY HEALTH UNIT TRUST FUND	954,987	2,593,879
959 OPERATING CAPITAL OUTLAY FROM COUNTY HEALTH UNIT TRUST FUND	120,960	6,489,618
964 SPECIAL CATEGORIES DRUGS, VACCINES AND OTHER BIOLOGICALS FROM GRANTS AND DONATIONS TRUST FUND	6,877,668	7,773,839
947 AID TO LOCAL GOVERNMENTS CONTRIBUTION TO COUNTY HEALTH UNITS FROM GRANTS AND DONATIONS TRUST FUND	5,727,208	6,030,895

AID TO LOCAL GOVERNMENTS

945-AA GRANTS AND AIDS - RYAN WHITE CONSORTIA FROM GRANTS AND DONATIONS TRUST FUND 4,068,633

Amendment 41—

Section 01
Page 140
Item 953

HEALTH AND REHABILITATIVE SERVICES, DEPARTMENT OF DEPUTY SECRETARY FOR OPERATIONS HEALTH SERVICES

	STRIKE	INSERT
953 AID TO LOCAL GOVERNMENTS IMPROVED PREGNANCY OUTCOME PROGRAM FROM GRANTS AND DONATIONS TRUST FUND		7,000,000

Insert the following proviso following Specific Appropriation 953:

Of the funds in Specific Appropriation 953, \$7,000,000 from the Grants and Donations Trust Fund is contingent upon receipt from The Department of Highway Safety and Motor Vehicles, funds from the Disney World Commemorative License Tag For Kids Program. These funds shall be used only for the purpose of enhancing services to pregnant women and children in order to reduce the incidence of low birth weight babies.

Senator Gordon moved the following amendment which was adopted:

Amendment 42—

Section 01
Page 151
Item 1035

HEALTH AND REHABILITATIVE SERVICES, DEPARTMENT OF DEPUTY SECRETARY FOR OPERATIONS MEDICAID SERVICES

	STRIKE	INSERT
1035 SPECIAL CATEGORIES PRESCRIBED MEDICINE/DRUGS FROM GENERAL REVENUE FUND	112,517,815	107,517,815
1035 SPECIAL CATEGORIES PRESCRIBED MEDICINE/DRUGS FROM MEDICAL CARE TRUST FUND	204,501,975	198,471,752

Insert proviso following Specific Appropriation 1035:

Funds in Specific Appropriation 1035 are contingent upon the department requesting from the Health Care Finance Administration approval to leave the Federal Rebate Program. In the event permission is granted, the department shall develop a state plan for reducing medicaid reimbursement for prescribed medicine by an amount at least five per cent less than the Federal Rebate Plan reduction. The reduction amount shall be calculated from the drug costs in effect as of April 1, 1991.

Senator Brown moved the following amendment which was adopted:

Amendment 43—

Section 01
Page 151
Item 1041

HEALTH AND REHABILITATIVE SERVICES, DEPARTMENT OF DEPUTY SECRETARY FOR OPERATIONS MEDICAID SERVICES

1041 SPECIAL CATEGORIES
 GRANTS AND AIDS - REGIONAL
 PERINATAL INTENSIVE CARE CENTER
 DISPROPORTIONATE SHARE
 FROM GENERAL REVENUE FUND 1,000,000 2,965,922

1041 SPECIAL CATEGORIES
 GRANTS AND AIDS - REGIONAL
 PERINATAL INTENSIVE CARE CENTER
 DISPROPORTIONATE SHARE
 FROM MEDICAL CARE TRUST FUND 1,207,505 5,286,313

DEPARTMENT OF ENVIRONMENTAL REGULATION

605 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS - NW
 FLORIDA WATER MANAGEMENT
 DISTRICT OPERATIONS
 FROM GENERAL REVENUE FUND 965,922 0

On reconsideration of Amendment 43, Senator Gardner moved the following substitute amendment which was adopted:

Substitute Amendment 43—

Section 01
 Page 151
 Item 1041

STRIKE: INSERT:

HEALTH AND REHABILITATIVE SERVICES,
DEPARTMENT OF DEPUTY SECRETARY FOR
OPERATIONS MEDICAID SERVICES

1041 SPECIAL CATEGORIES
 GRANTS AND AIDS - REGIONAL
 PERINATAL INTENSIVE CARE
 CENTER DISPROPORTIONATE SHARE
 FROM GENERAL REVENUE FUND 1,000,000 2,000,000

1041 SPECIAL CATEGORIES
 GRANTS AND AIDS - REGIONAL
 PERINATAL INTENSIVE CARE
 CENTER DISPROPORTIONATE SHARE
 FROM MEDICAL CARE TRUST FUND 1,207,505 2,550,100

Senator Gardner moved the following amendment which was adopted:

Amendment 44—

Section 01
 Page 126
 Item 840A

HEALTH AND REHABILITATIVE
SERVICES, DEPARTMENT OF
DEPUTY SECRETARY FOR OPERATIONS
AGING AND ADULT SERVICES

STRIKE INSERT

840A LUMP SUM
 ELDERLY AND ADULT
 SERVICES INITIATIVES
 FROM GENERAL REVENUE
 FUND 800,000 0

DEPARTMENT OF HEALTH AND
REHABILITATIVE SERVICES

863A LUMP SUM
 ALCOHOL, DRUG ABUSE AND
 MENTAL HEALTH INITIATIVES
 FROM GENERAL REVENUE FUND 1,000,000 0

DEPARTMENT OF HEALTH AND
REHABILITATIVE SERVICES

869A LUMP SUM
 CHILDREN AND YOUTH
 INITIATIVES FROM
 GENERAL REVENUE FUND 1,500,000 0

DEPARTMENT OF HEALTH AND
REHABILITATIVE SERVICES

922A LUMP SUM
 DEVELOPMENTAL SERVICES
 INITIATIVES FROM GENERAL
 REVENUE FUND 1,800,000 0

Section 2A
 Page 243
 Item 1921A

HEALTH AND REHABILITATIVE
SERVICES, DEPARTMENT OF
DEPUTY SECRETARY FOR OPERATIONS
CHILDREN'S MEDICAL SERVICES

DEPARTMENT OF HEALTH AND
REHABILITATIVE SERVICES

1921A FIXED CAPITAL OUTLAY
 CHILDREN'S MEDICAL
 FACILITIES - CHILDREN'S
 MEDICAL SERVICES
 (CMS) CLINICS
 FROM GENERAL REVENUE FUND 3,000,000 0

Section 2B
 Page 250
 Item 1941

HEALTH AND REHABILITATIVE
SERVICES, DEPARTMENT OF
DEPUTY SECRETARY FOR OPERATIONS
HEALTH SERVICES

DEPARTMENT OF HEALTH AND
REHABILITATIVE SERVICES

1941 FIXED CAPITAL OUTLAY
 COUNTY HEALTH AND
 REHABILITATIVE SERVICES'
 PUBLIC HEALTH UNITS
 FROM GENERAL REVENUE FUND 5,364,000 0

Senator Davis moved the following amendment which was adopted:

Amendment 45—

Section 01
 Page 128
 Item 863A-AA

Insert new item following Specific Appropriation 863A.

HEALTH AND REHABILITATIVE
SERVICES, DEPARTMENT OF
DEPUTY SECRETARY FOR
OPERATIONS ALCOHOL, DRUG
ABUSE AND MENTAL HEALTH SERVICES

STRIKE INSERT

LUMP SUM

863A-AA MENTAL HEALTH
 DEINSTITUTIONALIZATION
 FROM GENERAL REVENUE FUND 4,000,000

Insert proviso immediately following new item 863A-AA:

Funds in Specific Appropriation 863A-AA shall be used to provide community mental health residential and non-residential services appropriate for clients currently residing in state mental health institutions. The department shall allocate the funds to districts and to types of services in a way that best accommodates the bed reductions in the state facilities resulting from budget reductions and specified phasedowns, taking into account other new funding issues that also provide for expanded community services.

Senators McKay, Malchon and Thurman offered the following amendment which was moved by Senator McKay and adopted:

Amendment 46—

Section 01
Page 132
Item 890A

HEALTH AND REHABILITATIVE SERVICES, DEPARTMENT OF DEPUTY SECRETARY FOR OPERATIONS CHILDREN, YOUTH AND FAMILY SERVICES

Table with columns for item number, description, STRIKE, and INSERT. Includes items 890A and 908.

Senator Gardner moved the following amendment which was adopted:

Amendment 47—

Section 01
Page 34
Item 330

CORRECTIONS, DEPARTMENT OF ASSISTANT SECRETARY FOR HEALTH SERVICES

Table with columns for item number, description, STRIKE, and INSERT. Includes item 330.

DEPARTMENT OF CORRECTIONS

Table with columns for item number, description, STRIKE, and INSERT. Includes items 332 and 335.

DEPARTMENT OF CORRECTIONS

Table with columns for item number, description, STRIKE, and INSERT. Includes items 338D, 338F, and 338F.

TRUST FUND 1,104,482

DEPARTMENT OF CORRECTIONS

Table with columns for item number, description, POS., and another POS. Includes items 345, 347, and 349.

DEPARTMENT OF LAW ENFORCEMENT

Table with columns for item number, description, POS., and another POS. Includes item 1526.

DEPARTMENT OF LAW ENFORCEMENT

Table with columns for item number, description, POS., and another POS. Includes items 1528 and 1529.

Section 2B
Page 249
Item 1934C

CORRECTIONS, DEPARTMENT OF OFFICE OF THE ASSISTANT SECRETARY FOR OPERATIONS MAJOR INSTITUTIONS

DEPARTMENT OF CORRECTIONS

Table with columns for item number, description, STRIKE, and INSERT. Includes item 1934C.

Senator Bruner moved the following amendments which were adopted:

Amendment 48—

Section 01
Page 36
Item 347

CORRECTIONS, DEPARTMENT OF OFFICE OF THE ASSISTANT SECRETARY FOR OPERATIONS MAJOR INSTITUTIONS

Table with columns for item number, description, STRIKE, and INSERT. Includes item 347.

Section 2B
Page 249
Item 1934D

CORRECTIONS, DEPARTMENT OF OFFICE OF THE ASSISTANT SECRETARY FOR OPERATIONS MAJOR INSTITUTIONS

1934D FIXED CAPITAL OUTLAY ADDITIONAL CAPACITY,

EXISTING FACILITIES
FROM GENERAL REVENUE FUND 300,000 600,000

Section
Page 236
Item

Immediately following existing proviso following Item 1934D:

From the funds in Specific Appropriation 1934D, \$300,000 is provided for additional capacity at an existing facility.

On Page 236

Following:

State Attorneys
Circuits over 1,000,000.. 91,786 94,540

Insert: "Effective July 1, 1991, each Circuit may add out of existing rate, an amount up to \$5,000 per annum to the salary of the State Attorney of that Circuit."

Following:

Public Defenders
Circuits over 1,000,000.. 87,023 89,634

Insert: "Effective July 1, 1991, each Circuit may add out of existing rate an amount up to \$5,000 per annum to the salary of the Public Defender of that Circuit."

Senator McKay moved the following amendment:

Amendment 53—

Section 01
Page 235
Item

On Page 235 following Section 1.1

Strike salaries in second column 1/1/92 from Governor through and including Agriculture, Commissioner of.

Insert third column labeled: 7/1/92

JUDICIAL BRANCH
STATE ATTORNEYS
THIRD JUDICIAL CIRCUIT

	STRIKE		INSERT	
	POS.	47	POS.	48
1212 SALARIES AND BENEFITS				
FROM GRANTS AND DONATIONS TRUST FUND		34,182		55,691
1214 EXPENSES				
FROM GRANTS AND DONATIONS TRUST FUND		6,992		1,730

Amendment 50—

Section 01
Page 177
Item 1311

JUDICIAL BRANCH
STATE ATTORNEYS
EIGHTEENTH JUDICIAL CIRCUIT

	STRIKE		INSERT	
	POS.	185	POS.	187
1311 SALARIES AND BENEFITS				
FROM GRANTS AND DONATIONS TRUST FUND		124,966		154,210
1313 EXPENSES				
FROM GRANTS AND DONATIONS TRUST FUND				700

Amendment 51—

Section 01
Page 167
Item 1185A

JUDICIAL BRANCH
JUSTICE ADMINISTRATIVE COMMISSION

	STRIKE		INSERT	
	POS.	185	POS.	187
1185A SPECIAL CATEGORIES				
CONFLICT CASES				
FROM GENERAL REVENUE FUND		189,149		0

DEPARTMENT OF CORRECTIONS

	STRIKE		INSERT	
	POS.	185	POS.	187
361 SPECIAL CATEGORIES				
GRANTS AND AIDS - ASSISTANCE				
ALTERNATIVES TO				
INCARCERATION PROGRAMS				
FROM GENERAL REVENUE FUND				189,149

Immediately following Item 361:

Funds in Specific Appropriation 361 are to be used to contract for alternatives to incarceration services.

Senator Gordon moved the following amendment which was adopted:

Amendment 52—

	1/1/91	1/1/92	7/1/91
	-----	-----	-----
Governor.....	95,000		95,000
Lt. Governor..	91,000		91,000
Sec. of State.	94,040		91,301
Comptroller...	94,040		91,301
Treasurer.....	94,040		91,301
Attorney Gen..	94,040		91,301
Ed. Comm. of..	94,040		91,301
Ag. Comm. of..	94,040		91,301

Senator McKay moved the following substitute amendment which was adopted:

Amendment 54—

Section 1.1
Page 235
Item 222

Strike all salaries in second column 1/1/92.

Senator McKay moved the following amendment which failed:

Amendment 55—

Section 01
Page 1
Item 3

		STRIKE	INSERT
ADMINISTERED FUNDS			
3 LUMP SUM			
SALARY INCREASES			
FROM GENERAL REVENUE FUND	29,000,000		0
3 LUMP SUM			
SALARY INCREASES			
FROM TRUST FUNDS	24,300,000		0
3 LUMP SUM			

SALARY INCREASES FROM STATE UNIVERSITY SYSTEM STUDENT FEE TRUST FUND	21,800,000	0
DEPARTMENT OF EDUCATION		
547 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - COMMUNITY COLLEGES PROGRAM FUND FROM GENERAL REVENUE FUND	443,917,969	432,348,392
Senator McKay moved the following amendment:		
Amendment 56—		
Section 01		
Page 3		
Item 16		
ADMINISTRATION, DEPARTMENT OF OFFICE OF THE SECRETARY		
	STRIKE	INSERT
16 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	613,792	596,010
DEPARTMENT OF BUSINESS REGULATION		
180 SALARIES AND BENEFITS FROM ADMINISTRATIVE TRUST FUND	3,542,512	3,524,730
DEPARTMENT OF COMMERCE		
226 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	1,947,595	1,929,813
DEPARTMENT OF COMMUNITY AFFAIRS		
256 SALARIES AND BENEFITS FROM ADMINISTRATIVE TRUST FUND	1,211,578	1,193,796
DEPARTMENT OF CORRECTIONS		
312 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	8,291,276	8,287,811
DEPARTMENT OF ENVIRONMENTAL REGULATION		
601 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	17,059,532	17,041,750
GAME AND FRESH WATER FISH COMMISSION		
641 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	725,279	721,356
DEPARTMENT OF GENERAL SERVICES		
667 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	702,464	699,000
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES		
1044 SALARIES AND BENEFITS FROM MOTOR VEHICLE LICENSE REPLACEMENT TRUST FUND	9,515,424	9,512,008
DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY		
1433 SALARIES AND BENEFITS FROM ADMINISTRATIVE TRUST		

FUND	7,474,759	7,456,977
DEPARTMENT OF LAW ENFORCEMENT		
1499 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	5,790,584	5,787,120
DEPARTMENT OF THE LOTTERY		
1570 SALARIES AND BENEFITS FROM ADMINISTRATIVE TRUST FUND	23,770,479	23,751,439
DEPARTMENT OF MILITARY AFFAIRS		
1582 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	3,287,056	3,282,693
DEPARTMENT OF NATURAL RESOURCES		
1591 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	860,389	856,924
DEPARTMENT OF PROFESSIONAL REGULATION		
1669 SALARIES AND BENEFITS FROM PROFESSIONAL REGULATION TRUST FUND	22,592,012	22,573,788
DEPARTMENT OF REVENUE		
1693 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	2,824,878	2,821,413
DEPARTMENT OF TRANSPORTATION		
1810 SALARIES AND BENEFITS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	50,904,761	50,894,700
DEPARTMENT OF VETERANS' AFFAIRS		
1892 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	2,102,517	2,099,052
DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES		
953 AID TO LOCAL GOVERNMENTS IMPROVED PREGNANCY OUTCOME PROGRAM FROM GENERAL REVENUE FUND	9,051,193	9,133,613

Senator McKay moved the following substitute amendment which failed:

Amendment 57—

Section 01		
Page 3		
Item 16	STRIKE:	INSERT:
ADMINISTRATION, DEPARTMENT OF OFFICE OF THE SECRETARY		
16 SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	613,792	596,010
DEPARTMENT OF BUSINESS REGULATION		
180 SALARIES AND BENEFITS FROM ADMINISTRATIVE TRUST FUND	3,542,512	3,524,730
DEPARTMENT OF COMMERCE		

226	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	1,947,595	1,929,813
DEPARTMENT OF COMMUNITY AFFAIRS			
256	SALARIES AND BENEFITS FROM ADMINISTRATIVE TRUST FUND	1,211,578	1,193,796
DEPARTMENT OF CORRECTIONS			
312	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	8,291,276	8,287,811
DEPARTMENT OF ENVIRONMENTAL REGULATION			
601	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	17,059,532	17,041,750
GAME AND FRESH WATER FISH COMMISSION			
641	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	725,279	721,356
DEPARTMENT OF GENERAL SERVICES			
667	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	702,464	699,000
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES			
1044	SALARIES AND BENEFITS FROM MOTOR VEHICLE LICENSE REPLACEMENT TRUST FUND	9,515,424	9,512,008
DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY			
1433	SALARIES AND BENEFITS FROM ADMINISTRATIVE TRUST FUND	7,474,759	7,456,977
DEPARTMENT OF LAW ENFORCEMENT			
1499	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	5,790,584	5,787,120
DEPARTMENT OF THE LOTTERY			
1570	SALARIES AND BENEFITS FROM ADMINISTRATIVE TRUST FUND	23,770,479	23,751,439
DEPARTMENT OF MILITARY AFFAIRS			
1582	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	3,287,056	3,282,693
DEPARTMENT OF NATURAL RESOURCES			
1591	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	860,389	856,924
DEPARTMENT OF PROFESSIONAL REGULATION			
1669	SALARIES AND BENEFITS FROM PROFESSIONAL REGULATION TRUST FUND	22,592,012	22,573,788
DEPARTMENT OF REVENUE			
1693	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	2,824,878	2,821,413

DEPARTMENT OF TRANSPORTATION

1810	SALARIES AND BENEFITS FROM STATE TRANSPORTATION (PRIMARY) TRUST FUND	50,904,761	50,894,700
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DEPARTMENT OF VETERANS AFFAIRS

1892	SALARIES AND BENEFITS FROM GENERAL REVENUE FUNDS	2,102,517	2,099,052
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The question recurred on **Amendment 56** which failed.

Senator McKay moved the following amendment:

Amendment 58—

Section 01
Page 112
Item 729A

GOVERNOR, EXECUTIVE OFFICE
OF THE GENERAL OFFICE

		STRIKE	INSERT
729A	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	8,567,456	8,034,328

Senator McKay moved the following substitute amendment which failed:

Amendment 59—

Section 01
Page 112
Item 729A

GOVERNOR, EXECUTIVE OFFICE
OF THE GENERAL OFFICE

After Specific Appropriation 729A insert the following proviso:

From funds appropriated in 729A the Executive Office of the Governor shall roll back the salaries of all Executive Office of the Governor employees, which are equivalent to Senior Management and Senior Exempt Service positions, to the July 1, 1990 level of pay. Funds generated by this policy are hereby appropriated to the Healthy Mothers/Healthy Babies Program.

The question recurred on **Amendment 58** which was withdrawn.

Senator Jenne moved the following amendment which was adopted:

Amendment 60—

Section
Page 88
Item

Insert after Line Item 580A:

From the funds in Specific Appropriations 577A, 577B, 577C, 577D and 580A, Florida Atlantic University shall develop and administer a separate budget for FAU Broward for the purpose of establishing a complete University presence in Broward County. The FAU Broward budget shall include all revenues generated locally by the Broward campuses, all positions associated with specially legislated Broward programs from current and previous years, and all additional faculty, staff, and other resources allocated to the University on the basis of Broward enrollments or facilities. In administering its budget, FAU Broward shall make all assignments of Broward faculty and staff, schedule all Broward classes, and evaluate Broward faculty and staff performance.

Senator Weinstock moved the following amendment which was adopted:

Amendment 61—

Section 2F
Page 280

Item 2055
TRANSPORTATION, DEPARTMENT OF
DISTRICT OPERATIONS

COMMUNITY COLLEGES, DIVISION OF
547 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - COMMUNITY
COLLEGES PROGRAM FUND

2055 AID TO LOCAL GOVERNMENTS
AND NONPROFIT ORGANIZATIONS
HWY BEAUTIFICATION GRANTS

Insert new proviso following the existing last paragraph of proviso:

Following proviso after Specific Appropriation 2055 insert the following new proviso:

From the funds provided in Specific Appropriation 547, each community college may allocate from General Revenue up to \$35,000 per institute for its participation in any Florida Linkage Institute created pursuant to s. 240.137, Florida Statutes.

Funds provided in Specific Appropriation 2002 through 2055 shall not be used by the Department for project construction and construction engineering inspections on project number 4147516 included in the Department's Tentative Five Year Work Program for July 1, 1991 through June 30, 1996.

Senator Johnson moved the following amendment which failed:

Senator Johnson moved the following amendment which was adopted:

Amendment 65—

Amendment 62—

Section 2C
Page 269
Item 1986-AA

Section 01
Page 65
Item 509

Following Specific Appropriation 1986 insert a new item:

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
PUBLIC SCHOOLS, DIVISION OF

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
OFFICE OF EDUCATIONAL FACILITIES

509 AID TO LOCAL GOVERNMENTS
GRANTS AND AIDS - FLORIDA
EDUCATIONAL FINANCE PROGRAM

	STRIKE	INSERT
1986-AA STATE UNIVERSITY SYSTEM FACILITY ENHANCEMENT CHALLENGE GRANT PRG FROM PUBLIC EDUCATION CAPITAL OUTLAY AND DEBT SERVICE TRUST FUND		3,400,000
1979 FIXED CAPITAL OUTLAY STATE UNIVERSITY SYSTEM PROJECTS FROM PUBLIC EDUCATION CAPITAL OUTLAY AND DEBT SERVICE TRUST FUND	173,705,353	170,305,353

After Line Item 509 on page 65 add the following new paragraph of proviso:

After the new item insert the following proviso:

Districts shall use funds appropriated in Specific Appropriation 509 to continue the K-3 Improvement Program, the Middle Childhood Program, the Writing Skills Program, the Compensatory Education Program, and student advisement programs at 1990-91 levels of service.

The following university projects are included in the funds provided in Specific Appropriation 1986-AA as state match for private contributions:

Senator Langley moved the following amendment which was adopted:

UF	Turf Grass Environtron.....	350,000
	Urban Entomology.....	100,000
FSU	Tennis Court Complex.....	600,000
	Appleton Museum Expansion....	2,000,000
USF	Caples Fine Arts Project.....	250,000
FIU	Greenhouse Research Lab.....	100,000

Amendment 63—

And in proviso following "SUS - Land Aquisition" Strike "21,000,000" and insert "17,600,000"

Section 01
Page 81
Item 547

Senator Girardeau moved the following amendment which was adopted:

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
COMMUNITY COLLEGES, DIVISION OF

Amendment 66—

	STRIKE	INSERT
547 AID TO LOCAL GOVERNMENTS GRANTS AND AIDS - COMMUNITY COLLEGES PROGRAM FUND FROM GENERAL REVENUE FUND	443,917,969	443,914,069

Section 01
Page 88
Item 580A

555 SPECIAL CATEGORIES GRANTS AND AIDS - NURSING EDUCATION CHALLENGE GRANT FUND FROM GENERAL REVENUE FUND	800,000	803,900
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EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
UNIVERSITIES, DIVISION OF
EDUCATIONAL AND GENERAL ACTIVITIES

In the existing proviso following Specific Appropriation 547 after Valencia: Strike "22,465,058" and insert "22,461,158"

580A LUMP SUM
INSTRUCTION AND RESEARCH

Senator Girardeau moved the following amendment which was adopted:

Insert after Line Item 580A:

Amendment 64—

Section 01
Page 82
Item 547

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION

From the funds provided in Specific Appropriation 580A, the Board of Regents may allocate up to \$250,000 from General Revenue to fund state university participation in Florida Linkage Institutes created pursuant to s. 240.137, Florida Statutes.

Senator Gordon moved the following amendment which failed:

Amendment 67—

Section 01
Page 92
Item 584D

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
UNIVERSITIES, DIVISION OF
UNIVERSITY OF SOUTH FLORIDA
MEDICAL CENTER

Table with columns for item number, description, STRIKE, and INSERT. Item 584D SALARIES AND BENEFITS FROM GENERAL REVENUE FUND.

DEPARTMENT OF EDUCATION

Table with columns for item number, description, STRIKE, and INSERT. Item 598A SALARIES AND BENEFITS FROM GENERAL REVENUE FUND.

Senator Bruner moved the following amendment which failed:

Amendment 68—

Section 01
Page 13
Item 114-AA

Insert new item following Item 114:

AGRICULTURE AND CONSUMER SERVICES,
DEPARTMENT OF, AND
COMMISSIONER OF AGRICULTURE

PLANT INDUSTRY, DIVISION OF

Table with columns for item number, description, STRIKE, and INSERT. Item 114-AA MOSQUITO AND DOG FLY CONTROL PROGRAM.

DEPARTMENT OF HEALTH AND
REHABILITATIVE SERVICES

Table with columns for item number, description, STRIKE, and INSERT. Item 789A AID TO LOCAL GOVERNMENTS MOSQUITO CONTROL PROGRAM.

Insert the following proviso immediately following new item #114-AA:

Funds in Specific Appropriation 114-AA are provided to continue efforts in controlling dog flies and mosquitos. Two positions are provided for the Dog Fly Program.

Senator Jenne moved the following amendment which failed:

Amendment 69—

Section 01
Page 41
Item 385

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION

OFFICE OF THE COMMISSIONER

Table with columns for item number, description, STRIKE, and INSERT. Item 385 SPECIAL CATEGORIES GRANTS AND AIDS - PUBLIC BROADCASTING FROM GENERAL REVENUE FUND.

DEPARTMENT OF HEALTH AND
REHABILITATIVE SERVICES

Table with columns for item number, description, STRIKE, and INSERT. Item 891 SPECIAL CATEGORIES GRANTS AND AIDS - CHILD ABUSE PROGRAM FROM GENERAL REVENUE FUND.

Strike the first paragraph of proviso following Specific Appropriation 385; and insert the following proviso immediately following Specific Appropriation 385 (NOTE: only dollar figures are changing, and remaining text is the same):

The allocation of funds appropriated in Specific Appropriation 385 shall be as follows: \$704,692 for statewide governmental and cultural affairs programming; \$565,038 for each of the following public television stations: WSRE, Pensacola; WFSU, Tallahassee; WJCT, Jacksonville; WUFT, Gainesville; WMFE, Orlando; WEDU, Tampa; WUSF, Tampa; WXEL, West Palm Beach; WLRN, Miami; WPBT, Miami; WSFP, Ft. Myers; \$99,712 for each of the following public radio stations: WUWF, Pensacola; WKGC, Panama City; WFSU, Tallahassee; WJCT, Jacksonville; WUFT, Gainesville; WMFE, Orlando; WUSF, Tampa; WQCS, Ft. Pierce; WXEL, West Palm Beach; WSFP, Ft. Myers; WLRN, Miami.

Insert proviso immediately following Specific Appropriation 891:

From the funds in Specific Appropriation 891, \$890,770 from General Revenue Fund shall be used for residential therapeutic programs serving physically/sexually abused children from 2 to 10 years of age in District 10.

Senator Forman moved the following amendment which failed:

Amendment 70—

Section 2G
Page 282
Item 2070-AA

Insert new item following Specific Appropriation 2070, within the Department of Health & Rehabilitative Services in Section 2G.

HEALTH AND REHABILITATIVE
SERVICES, DEPARTMENT OF
OFFICE OF THE DEPUTY
SECRETARY FOR ADMINISTRATION

Table with columns for item number, description, STRIKE, and INSERT. Item 2070-AA MEMORIAL HOSPITAL CHILDRENS CENTER - BROWARD FROM GENERAL REVENUE FUND.

Section 2B
Page 250
Item 1939

HEALTH AND REHABILITATIVE
SERVICES, DEPARTMENT OF
OFFICE OF THE DEPUTY
SECRETARY FOR ADMINISTRATION

Table with columns for item number, description, STRIKE, and INSERT. Item 1939 FIXED CAPITAL OUTLAY ROOF REPAIRS/REPLACEMENT STATEWIDE FROM GENERAL REVENUE FUND.

Senator Meek moved the following amendment which was adopted:

Amendment 71—

Section 01
Page 88
Item 580A

On page 88, strike the proviso in the fourth full paragraph following Line Item 580A and insert the same proviso following Line Item 581F and change "580A" to "581F"

Senators Langley, Crotty and Kiser offered the following amendment which was moved by Senator Langley and failed:

Amendment 72—

Section 01
Item 582B

STRIKE: INSERT:

1,102,275 0

Senator Dudley moved the following amendment which was adopted:

Amendment 73—

Section 01
Page 90
Item 582B

In the first full paragraph on Page 90 strike the second sentence which reads as follows:

"The Institute of Government may use a maximum of 12 percent of the funds provided in Specific Appropriation 582B for administrative costs."

Senator Gordon moved the following amendment which failed:

Amendment 74—

Section 01
Page 95
Item 595A

Following Line Item 595A on Page 95 insert the following proviso:

From the funds in Specific Appropriation 595A the Board of Regents shall allocate \$350,000 for the Center for Health Technologies.

Senators Grizzle and Malchon offered the following amendment which was moved by Senator Malchon and failed:

Amendment 75—

Section 2B
Page 252
Item 1949

NATURAL RESOURCES, DEPARTMENT OF
BEACHES AND SHORES, DIVISION OF

After Specific Appropriation 1949, insert the following proviso:

From the funds provided in Specific Appropriation 1949, \$400,000 shall be used for the Redington Beach Renourishment Project.

Senator Grizzle moved the following amendment which failed:

Amendment 76—

Section 2G
Item 2074

STRIKE: INSERT:

GRANTS AND AIDS TO LOCAL
GOVERNMENT AND NONPROFIT
ORGANIZATIONS
FROM AQUATIC PLANT CONTROL
TRUST FUND 7,079,520 5,879,520

Strike proviso language
following Item 2074

Senator Gardner moved the following amendments which were adopted:

Amendment 77—

Section 01
Page 26
Item 267

COMMUNITY AFFAIRS, DEPARTMENT OF
RESOURCE PLANNING AND MANAGEMENT,
DIVISION OF

STRIKE INSERT

267 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS - LOCAL GOVERNMENT
 COMPREHENSIVE PLANNING
 GRANTS - CERTIFICATIONS FORWARD

Following Line Item 267 on Page 26

Strike second line of proviso and insert: "on funds from Chapter 90-209, Laws of Florida, in the amount of \$878,560 reverting on December 31, 1991.

Amendment 78—

Section 01
Page 28
Item 283

COMMUNITY AFFAIRS, DEPARTMENT OF
EMERGENCY MANAGEMENT, DIVISION OF

283 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS -
 NARCOTICS CONTROL ASSISTANCE PROGRAM -
 CERTIFICATIONS FORWARD

Following Line Item 283 on Page 28

Strike second line of proviso and insert: "on funds from Chapter 90-209, Laws of Florida, in the amount of \$3,486,149 reverting on December 31, 1991.

Amendment 79—

Section 01
Page 30
Item 293

COMMUNITY AFFAIRS, DEPARTMENT OF
HOUSING AND COMMUNITY DEVELOPMENT,
DIVISION OF

293 AID TO LOCAL GOVERNMENTS
 GRANTS AND AIDS -
 SMALL CITIES COMMUNITY DEVELOPMENT BLOCK
 GRANTS - CERTIFICATIONS FORWARD

Following Line Item 293 on Page 30

Strike second line of proviso and insert: "on funds from Chapter 90-206, Laws Of Florida, in the amount of \$33,076,543 reverting on December 31, 1991.

Amendment 80—

Section 01
Page 31
Item 302

COMMUNITY AFFAIRS, DEPARTMENT OF
HOUSING AND COMMUNITY
DEVELOPMENT, DIVISION OF

302 SPECIAL CATEGORIES
 GRANTS AND AIDS -
 COMMUNITY SERVICES BLOCK GRANTS -
 CERTIFICATIONS FORWARD

Following Line Item 302 on Page 31

Strike second line of proviso and insert: "on funds from Chapter 90-206, Laws of Florida, in the amount of \$303,686 reverting on December 31, 1991.

Amendment 81—

Section 01
Page 93
Item 587

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
UNIVERSITIES, DIVISION OF
BOARD OF REGENTS GENERAL OFFICE

	STRIKE		INSERT
587 SALARIES AND BENEFITS		POS. 176	POS. 175
FROM GENERAL REVENUE FUND	5,787,124		5,669,564

DEPARTMENT OF EDUCATION

580A LUMP SUM INSTRUCTION AND RESEARCH		POS. 9,183	POS. 9,184
FROM GENERAL REVENUE FUND	349,988,106		350,105,666

Amendment 82—

Section 01
Page 112
Item 730

GOVERNOR, EXECUTIVE OFFICE
OF THE GENERAL OFFICE

730 LUMP SUM
 GENERAL OFFICE

Delete Proviso Following Item 730

Amendment 83—

Section 01
Page 187
Item 1442

LABOR AND EMPLOYMENT
SECURITY, DEPARTMENT OF
PUBLIC EMPLOYEES RELATIONS
COMMISSION

1442 EXPENSES

Delete Proviso Following Item 1442

Amendment 84—

Section 01
Page 198
Item 1540

LEGAL AFFAIRS, DEPARTMENT OF,
AND ATTORNEY GENERAL
OFFICE OF ATTORNEY GENERAL

	STRIKE		INSERT
1540 EXPENSES FROM GRANTS AND DONATIONS TRUST FUND	188,472		103,392
FROM ADMINISTRATIVE TRUST FUND		19,683	104,763
1541 OPERATING CAPITAL OUTLAY			

FROM GRANTS AND DONATIONS TRUST FUND 115,000 100,000

1541 OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND 106,581 121,581

Amendment 85—

Section 01
Page 198
Item 1540

LEGAL AFFAIRS, DEPARTMENT OF,
AND ATTORNEY GENERAL
OFFICE OF ATTORNEY GENERAL

	STRIKE		INSERT
1540 EXPENSES FROM GRANTS AND DONATIONS TRUST FUND	188,472		125,878

1540 EXPENSES FROM ADMINISTRATIVE TRUST FUND	19,683		82,277
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1541 OPERATING CAPITAL OUTLAY FROM GRANTS AND DONATIONS TRUST FUND	115,000		15,000
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1541 OPERATING CAPITAL OUTLAY FROM ADMINISTRATIVE TRUST FUND	106,581		206,581
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Amendment 86—

Section 2C
Page 264
Item 1978

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
OFFICE OF EDUCATIONAL FACILITIES

1978 FIXED CAPITAL OUTLAY
 COMMUNITY COLLEGE PROJECTS

In the proviso following Specific Appropriation 1978:

After Daytona insert "Beach" and four lines below strike "Classrooms/Lab/Office Building - w. Vol partial" and insert "Purchase Four Towns/Daytona Project partial (p)"

and 17 lines below that after "Gulf" insert "Coast"

and on page 265 about halfway down the page after "Pasco" insert "Herando"

Amendment 87—

Section 2C
Page 269
Item 1986

EDUCATION, DEPARTMENT OF,
AND COMMISSIONER OF EDUCATION
OFFICE OF EDUCATIONAL FACILITIES

1986 FIXED CAPITAL OUTLAY
 PUBLIC BROADCASTING PROJECTS

On page 269 in the existing proviso following Specific Appropriation 1986:

Following "WSRE-TV Pensacola" strike (e) and insert (p)

Amendment 88—

Section 2G

Page 281
Item 2063

COMMUNITY AFFAIRS, DEPARTMENT OF
HOUSING AND COMMUNITY DEVELOPMENT,
DIVISION OF

2063 AID TO LOCAL GOVERNMENTS
AND NONPROFIT ORGANIZATIONS
GRANTS AND AIDS - FLORIDA
HOMESTEADING PROGRAM

Following Line Item 2063 on Page 281:

Strike All Proviso After 2063

SB 2302

Senator Meek moved the following amendments which were adopted:

Amendment 1—On page 13, lines 9 and 10, strike “and judicial branch” and insert: branch, excluding the Division of Universities,

Amendment 2—In title, on page 2, line 28, strike “and judicial”

Senator Gardner moved the following amendments which were adopted:

Amendment 3—On page 15, line 22, strike the period (.) and insert: , and the unexpended balances of funds within this item may be used as needed for planning the Hemispheric Instructional Chamber.

Amendment 4—In title, on page 3, line 25, following the semicolon (;) insert: authorizing the use of unexpended balances of certain funds appropriated to Brevard Community College for planning the Hemispheric Instructional Chamber;

Senator Meek moved the following amendments which were adopted:

Amendment 5—On pages 15-17, strike all of Section 22 and renumber subsequent sections.

Amendment 6—In title, on page 3, strike all of lines 25-27 and insert: dates; authorizing the Board of Regents to

Senator Johnson moved the following amendments which were adopted:

Amendment 7—On page 20, between lines 9 and 10, insert:

Section 32. (1) Notwithstanding section 236.25, Florida Statutes, when moneys appropriated to a district school board are insufficient to maintain class size, within programs, based upon the class size of the 1989-1990 school year, the school board may use moneys that are collected pursuant to a levy authorized in subsection (2) of section 236.25, Florida Statutes, and that are not otherwise encumbered for the purposes prescribed in that subsection to replace such moneys not received by the school board.

(2) Moneys collected pursuant to a levy authorized by subsection (2) of section 236.25, Florida Statutes, and used pursuant to this section:

(a) May not be used in an amount greater than the amount of moneys required to maintain class size, within programs, based upon the class size of the 1989-1990 school year.

(b) May be used for direct instructional costs to the school pursuant to section 237.34, Florida Statutes, only and may not be used to pay administrative costs.

(3) The district school board shall publish a notice of its intent to expend funds pursuant to this section and hold a public hearing to consider and adopt a supplemental budget as to such expenditures. The notice must specify the board's intent to expend funds and the purpose, date, time, and place of the public hearing. The notice must be published in a newspaper of general paid circulation in the county and must not be placed in that portion of the newspaper where legal notices and classified advertisements appear.

(4) This section expires June 30, 1992.

(Renumber subsequent section.)

Amendment 8—In title, on page 4, line 23, following the semicolon (;) insert: providing that district school boards may use ad valorem tax revenues collected for capital outlay purposes to fund classroom operations under certain circumstances;

Senator Gordon moved the following amendments which were adopted:

Amendment 9—On page 20, between lines 9 and 10, insert:

Section 32. The Department of Health and Rehabilitative Services is directed to apply to the Health Care Financing Administration for permission to leave the federal rebate program relating to Medicaid funding for prescribed medicine. The department is further directed to develop a state program that shall reduce Medicaid reimbursement for prescribed medicine by at least 5 percent more than the federal rebate program.

(Renumber subsequent section.)

Amendment 10—In title, on page 4, line 23, insert: prescribing duties of the Department of Health and Rehabilitative Services with respect to withdrawing from the federal rebate program relating to Medicaid funding for prescribed medicine and developing a state program for reimbursement for prescribed medicine;

Senator Childers moved the following amendments which were adopted:

Amendment 11—On page 20, between lines 9 and 10, insert:

Section 32. Notwithstanding section 216.301(1), Florida Statutes, Specific Appropriation 2248B and accompanying proviso language of chapter 90-209, Laws of Florida, providing \$1,000,000 for the Veterans' Memorial Park/Wall South-Escambia County shall not revert to the fund from which appropriated.

(Renumber subsequent section.)

Amendment 12—In title, on page 4, line 23, insert: providing that an appropriation for the Veterans' Memorial Park/Wall South-Escambia County shall not revert;

Senator Margolis offered the following amendments which were moved by Senator Gardner and adopted:

Amendment 13—On page 20, between lines 9 and 10, insert:

Section 32. A statutory teaching hospital that had Medicaid covered days of 100,000 or more during the most recent fiscal year may elect to have its Health Care Cost Containment Board assessment, that is payable on the last day of a quarter, deducted from any Medicaid disproportionate share payment due to such hospital for the quarter ending 6 months after the assessment due date. If the assessment is greater than the disproportionate share payment, or if no disproportionate share payment is due the hospital, the difference or full amount of the assessment (in cases in which no payment is due) shall be paid on or before the date the disproportionate share payment is made or would have been made.

(Renumber subsequent section.)

Amendment 14—In title, on page 4, line 23, insert: authorizing certain statutory teaching hospitals to elect to have Health Care Cost Containment Board assessments deducted from their Medicaid disproportionate share payment;

Senator Crotty moved the following amendments which were adopted:

Amendment 15—On page 20, between lines 9 and 10, insert:

Section 32. The Department of Transportation is directed to enter into an Intergovernmental Readjustment Agreement with the Greater Orlando Aviation Authority for the satisfaction of joint participation agreements #5824197, 5824217, 5824159, in consideration for entering into a comprehensive series of conservation agreements for those approximate 4,800 acres that are to remain ecologically preserved in perpetuity. However, if the use status of these lands changes at any date in the future, any financial inurement received by the authority must be proportionately refunded to the Department of Transportation.

(Renumber subsequent section.)

Amendment 16—In title, on page 4, line 23, insert: directing the Department of Transportation to enter into an agreement with the Greater Orlando Aviation Authority for the ecological preservation of certain lands; providing for refund of moneys received by the authority if the use of such lands changes in the future;

Senators Crotty and Yancey offered the following amendments which were moved by Senator Crotty and adopted:

Amendment 17—On page 20, between lines 9 and 10, insert:

Section 32. Pursuant to section 240.327(3), Florida Statutes, Valencia Community College is authorized to acquire property from the City of Kissimmee through the expenditure of non-PECO funds available to the college.

(Renumber subsequent section.)

Amendment 18—In title, on page 4, line 23, insert: authorizing Valencia Community College to acquire specified lands through the expenditure of non-PECO funds;

Senator Gardner moved the following amendments which were adopted:

Amendment 19—On page 20, between lines 9 and 10, insert:

Section 32. The Walt Disney World Commemorative license plates for kids.—

(1) The Department of Highway Safety and Motor Vehicles shall develop a Walt Disney World license plate to commemorate the 20th anniversary of Walt Disney World in Florida. The license plate shall be available for issuance from July 1, 1991, until June 30, 1992. The Walt Disney World Commemorative license plate for kids shall be issued upon request to the owner or lessee of any motor vehicle, except a vehicle registered under the International Registration Plan or a commercial truck required to display two license plates pursuant to section 320.0706, Florida Statutes, who submits an application and pays the applicable license tax and fees.

(2) Each request shall be submitted to the department on an application form supplied by the department, accompanied by the following tax and fees:

(a) The license tax required for the vehicle as set forth in section 320.08, Florida Statutes.

(b) A license plate use fee of \$15.

(c) A processing fee of \$2.

(d) A replacement fee as required by section 320.06(1)(b), Florida Statutes.

An application may be submitted at any time during an applicant's registration period. If the application submitted for a Walt Disney World Commemorative license plate for kids is to replace a current, valid license plate, the specialty plate shall be issued with appropriate decals attached at no tax for the plate, but all fees and service charges must be paid.

(3) The Walt Disney World Anniversary license plates for kids shall be the color and design submitted by Walt Disney World, Inc., subject to approval by the department. Except as otherwise provided herein, such license plates must conform to all other existing laws and regulations governing license plates.

(4) The request for a Walt Disney World Anniversary license plate for kids may be combined with a request that such plate be a personalized prestige license plate. Such a request shall be upon a form supplied by the department and shall be subject to the additional fees required by section 320.0805(2)(b) and (c), Florida Statutes, as well as the other requirements of section 320.0805, Florida Statutes.

(5) The Department of Highway Safety and Motor Vehicles shall develop a Walt Disney World Commemorative license plate for kids for the front of any motor vehicle. The color and design of the frontal plate shall be submitted by Walt Disney World, Inc. subject to approval by the department. The frontal plates may be issued through a cooperative agreement between the department and Walt Disney World, Inc., from July 1, 1991, through June 30, 1992, to any resident or nonresident requesting such plate upon payment of a flat fee of \$5.

(6) The license plate use fees for the Walt Disney World Commemorative license plates for kids and fees collected from the sale of frontal plates shall be distributed to the Department of Health and Rehabilitative Services for the purpose of further enhancing services for high risk pregnant women and children. Notwithstanding section 215.20, Florida Statutes, the moneys collected from the sale of license plates and frontal

plates, distributed to the Department of Health and Rehabilitative Services for the specified programs, are exempt from any service charges which may otherwise be required. Notwithstanding section 320.0806(2), Florida Statutes, annual use fees distributed pursuant to this subsection may be used for the general and administrative costs of providing the specified services.

(7) It is the desire of the Legislature that the department exert its influence to ensure that a motor vehicle registration station be placed at Walt Disney World.

(Renumber subsequent section.)

Amendment 20—In title, on page 4, line 23, following the semicolon (;) insert: providing for the creation and sale of a Walt Disney World Commemorative license plate for kids; establishing fees and providing for the use thereof; providing for the creation and sale of a commemorative Walt Disney World frontal plate for kids; establishing fees, and providing for the use thereof; authorizing the department to provide for private vendor sales of such frontal plates; providing an exception from trust fund service charges;

Senator Crotty moved the following amendments which were adopted:

Amendment 21—On page 20, between lines 9 and 10, insert:

Section 32. The Board of Trustees of the Internal Improvement Trust Fund, on behalf of the Department of Highway Safety and Motor Vehicles, is authorized to enter into an agreement for the exchange of lands with the Greater Orlando Aviation Authority and for the future design and construction of a district Florida Highway Patrol station to be located at Orlando International Tradeport.

(Renumber subsequent section.)

Amendment 22—In title, on page 4, line 23, following the semicolon (;) insert: authorizing the Board of Trustees of the Internal Improvement Trust Fund, on behalf of the Department of Highway Safety and Motor Vehicles, to enter into an agreement for the exchange of lands with the Greater Orlando Aviation Authority and for design and construction of a district Florida Highway Patrol station to be located at the Orlando International Tradeport;

Senator Gordon moved the following amendments which were adopted:

Amendment 23—On page 20, between lines 9 and 10, insert:

Section 32. If Committee Substitute for Senate Bill 2306 or similar legislation becomes law, the Department of Health and Rehabilitative Services shall develop a plan for contracting with the service districts for specific units of service in the program areas of Developmental Services and Alcohol, Drug Abuse and Mental Health. This plan shall be submitted to the Executive Office of the Governor, the President of the Senate, the Speaker of the House of Representatives, and appropriate legislative committees no later than December 1, 1991. Upon consultation with the legislative committees, the Executive Office of the Governor may approve the plan and, notwithstanding section 216.181, Florida Statutes, amend the approved operating budgets for these programs to provide the management flexibility needed to implement the budget process defined in Committee Substitute for Senate Bill 2306.

(Renumber subsequent section.)

Amendment 24—In title, on page 4, line 23, insert: requiring the Department of Health and Rehabilitative Services to develop a plan for contracting with the service districts for specific units of service in specified program areas; providing for approval of the plan by the Executive Office of the Governor and for amending approved budgets of the agencies involved in order to provide management flexibility;

Senator Gardner moved the following amendments which were adopted:

Amendment 25—On page 20, between lines 9 and 10, insert:

Section 32. Notwithstanding the provisions of Specific Appropriation 2156 in section 2C of chapter 90-209, Laws of Florida, funds appropriated in the amount of \$667,929 for the UNF Renovate/Remodel Bookstore project, the UNF Recreational Improvements - Housing Area Project, and the UNF Running Track project may be transferred to the UNF Teaching Gym - Supplemental Funding project.

(Renumber subsequent section.)

Amendment 26—In title, on page 4, line 23, following the semicolon (;) insert: authorizing the transfer of funds appropriated in chapter 90-209, Laws of Florida, between specified projects at the University of North Florida;

Senator Langley moved the following amendments which were adopted:

Amendment 27—On page 20, between lines 9 and 10, insert:

Section 32. Notwithstanding the proviso in Specific Appropriation 2170 of chapter 90-209, Laws of Florida, the Public Education Capital Outlay and Debt Service Trust Fund moneys appropriated therein shall not be contingent on matching funds.

(Renumber subsequent section.)

Amendment 28—In title, on page 4, line 23, following the semicolon (;) insert: providing that certain PECO moneys appropriated in Specific Appropriation 2170 of chapter 90-209, Laws of Florida, are not contingent upon matching funds;

ROLL CALLS ON SENATE BILLS

SB 122

Yeas—37

Madam President	Davis	Johnson	Thomas
Bankhead	Diaz-Balart	Kiser	Thurman
Beard	Dudley	Kurth	Walker
Brown	Forman	Langley	Weinstein
Bruner	Gardner	Malchon	Weinstock
Casas	Girardeau	Meek	Wexler
Childers	Gordon	Myers	Yancey
Crenshaw	Grizzle	Plummer	
Crotty	Jenne	Scott	
Dantzler	Jennings	Souto	

Nays—None

Vote after roll call:

Yea—Grant

CS for CS for SB's 212 and 266

Yeas—37

Madam President	Davis	Johnson	Thomas
Bankhead	Diaz-Balart	Kiser	Thurman
Beard	Dudley	Kurth	Walker
Brown	Forman	Langley	Weinstein
Bruner	Gardner	Malchon	Weinstock
Casas	Girardeau	McKay	Wexler
Childers	Gordon	Meek	Yancey
Crenshaw	Grant	Myers	
Crotty	Grizzle	Scott	
Dantzler	Jennings	Souto	

Nays—1

Plummer

CS for CS for CS for SB 480—Amendment 3

Yeas—17

Bankhead	Diaz-Balart	Johnson	Scott
Beard	Dudley	Kiser	Souto
Casas	Grant	Langley	
Crenshaw	Grizzle	McKay	
Crotty	Jennings	Myers	

Nays—22

Madam President	Forman	Malchon	Weinstein
Brown	Gardner	Meek	Weinstock
Bruner	Girardeau	Plummer	Wexler
Childers	Gordon	Thomas	Yancey
Dantzler	Jenne	Thurman	
Davis	Kurth	Walker	

CS for CS for CS for SB 480

Yeas—22

Madam President	Gardner	Malchon	Weinstein
Brown	Girardeau	Meek	Weinstock
Childers	Gordon	Plummer	Wexler
Dantzler	Grizzle	Thomas	Yancey
Davis	Jenne	Thurman	
Forman	Kurth	Walker	

Nays—16

Bankhead	Crenshaw	Grant	Langley
Beard	Crotty	Jennings	McKay
Bruner	Diaz-Balart	Johnson	Myers
Casas	Dudley	Kiser	Souto

Vote after roll call:

Nay—Scott

CS for CS for SB's 1000, 1234 and 2158—Amendment 7

Yeas—14

Madam President	Crotty	Johnson	Myers
Bankhead	Dudley	Kiser	Scott
Beard	Grant	Langley	
Crenshaw	Jennings	McKay	

Nays—21

Brown	Gardner	Malchon	Weinstock
Casas	Girardeau	Plummer	Wexler
Dantzler	Gordon	Souto	Yancey
Davis	Grizzle	Thurman	
Diaz-Balart	Jenne	Walker	
Forman	Kurth	Weinstein	

CS for CS for SB's 1000, 1234 and 2158

Yeas—39

Madam President	Davis	Jennings	Scott
Bankhead	Diaz-Balart	Johnson	Souto
Beard	Dudley	Kiser	Thomas
Brown	Forman	Kurth	Thurman
Bruner	Gardner	Langley	Walker
Casas	Girardeau	Malchon	Weinstein
Childers	Gordon	McKay	Weinstock
Crenshaw	Grant	Meek	Wexler
Crotty	Grizzle	Myers	Yancey
Dantzler	Jenne	Plummer	

Nays—None

CS for SB 1058

Yeas—27

Madam President	Diaz-Balart	Jenne	Thurman
Bankhead	Dudley	Kurth	Walker
Brown	Forman	Malchon	Weinstein
Casas	Gardner	Meek	Weinstock
Crenshaw	Girardeau	Plummer	Wexler
Dantzler	Gordon	Souto	Yancey
Davis	Grizzle	Thomas	

Nays—10

Beard	Crotty	Johnson	Myers
Bruner	Grant	Langley	
Childers	Jennings	McKay	

CS for CS for SB 1120

Yeas—37

Madam President	Bruner	Crotty	Dudley
Bankhead	Casas	Dantzler	Forman
Beard	Childers	Davis	Gardner
Brown	Crenshaw	Diaz-Balart	Girardeau

Gordon	Kiser	Plummer	Weinstock
Grant	Kurth	Scott	Wexler
Grizzle	Langley	Souto	Yancey
Jenne	Malchon	Thurman	
Jennings	Meek	Walker	
Johnson	Myers	Weinstein	

Nays—None

CS for CS for SB 1436—Amendment 4

Yeas—18

Madam President	Forman	Johnson	Weinstein
Brown	Girardeau	Kurth	Weinstock
Casas	Gordon	Malchon	Wexler
Davis	Grizzle	Meek	
Diaz-Balart	Jenne	Souto	

CS for SB 1128

Motion to Reconsider Amendments 3 and 4

Yeas—16

Madam President	Dantzler	Jennings	Myers
Bruner	Dudley	Johnson	Plummer
Childers	Gordon	Langley	Scott
Crenshaw	Grant	McKay	Thomas

Nays—23

Bankhead	Diaz-Balart	Kiser	Walker
Beard	Forman	Kurth	Weinstein
Brown	Gardner	Malchon	Weinstock
Casas	Girardeau	Meek	Wexler
Crotty	Grizzle	Souto	Yancey
Davis	Jenne	Thurman	

CS for SB 1128

Yeas—39

Madam President	Davis	Jennings	Scott
Bankhead	Diaz-Balart	Johnson	Souto
Beard	Dudley	Kiser	Thomas
Brown	Forman	Kurth	Thurman
Bruner	Gardner	Langley	Walker
Casas	Girardeau	Malchon	Weinstein
Childers	Gordon	McKay	Weinstock
Crenshaw	Grant	Meek	Wexler
Crotty	Grizzle	Myers	Yancey
Dantzler	Jenne	Plummer	

Nays—None

EXPLANATION OF VOTE

I am voting against the motion to reconsider the amendment on CS for SB 1128 because I am opposed to any excessive bonding. The State of Florida, at this point, has \$5.6 billion that we owe as interest. This large amount of debt could provide education, schools, roads, and the purchase of large amounts of environmentally sensitive land. However, the use of bonding, unfortunately, makes us pay back extremely large amounts of interest which will not purchase a single acre of environmentally sensitive land. I would support the purchase of this land by paying for it with general revenue taxes, special taxing districts, and impact fees. None of these would entail the payment of interest by future generations of Floridians.

Lawrence H. Plummer, 39th District

CS for CS for SB 1436—Amendment 2

Yeas—16

Madam President	Diaz-Balart	Jenne	Myers
Brown	Forman	Johnson	Souto
Casas	Gordon	Malchon	Weinstock
Davis	Grizzle	Meek	Wexler

Nays—21

Bankhead	Dudley	Kurth	Thurman
Bruner	Gardner	Langley	Walker
Childers	Girardeau	McKay	Yancey
Crenshaw	Grant	Plummer	
Crotty	Jennings	Scott	
Dantzler	Kiser	Thomas	

Nays—19

Bankhead	Dantzler	Langley	Thomas
Beard	Dudley	McKay	Thurman
Bruner	Grant	Myers	Walker
Childers	Jennings	Plummer	Yancey
Crenshaw	Kiser	Scott	

CS for CS for SB 1436

Yeas—36

Madam President	Davis	Jennings	Scott
Bankhead	Diaz-Balart	Johnson	Souto
Beard	Dudley	Kiser	Thomas
Brown	Forman	Kurth	Thurman
Bruner	Girardeau	Malchon	Walker
Casas	Gordon	McKay	Weinstein
Childers	Grant	Meek	Weinstock
Crenshaw	Grizzle	Myers	Wexler
Crotty	Jenne	Plummer	Yancey

Nays—2

Dantzler	Langley
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CS for SB 1614

Yeas—36

Madam President	Dantzler	Jenne	Myers
Bankhead	Davis	Jennings	Scott
Beard	Diaz-Balart	Johnson	Souto
Brown	Dudley	Kiser	Thurman
Bruner	Forman	Kurth	Walker
Casas	Gardner	Langley	Weinstein
Childers	Girardeau	Malchon	Weinstock
Crenshaw	Gordon	McKay	Wexler
Crotty	Grizzle	Meek	Yancey

Nays—None

Vote after roll call:

Yea—Plummer

CS for SB 2010

Yeas—39

Madam President	Davis	Jennings	Scott
Bankhead	Diaz-Balart	Johnson	Souto
Beard	Dudley	Kiser	Thomas
Brown	Forman	Kurth	Thurman
Bruner	Gardner	Langley	Walker
Casas	Girardeau	Malchon	Weinstein
Childers	Gordon	McKay	Weinstock
Crenshaw	Grant	Meek	Wexler
Crotty	Grizzle	Myers	Yancey
Dantzler	Jenne	Plummer	

Nays—None

CS for SB 2014

Yeas—38

Madam President	Childers	Dudley	Grizzle
Bankhead	Crenshaw	Forman	Jenne
Beard	Crotty	Gardner	Jennings
Brown	Dantzler	Girardeau	Johnson
Bruner	Davis	Gordon	Kiser
Casas	Diaz-Balart	Grant	Kurth

Langley
Malchon
McKay
Meek

Myers
Plummer
Scott
Souto

Thurman
Walker
Weinstein
Weinstock

Wexler
Yancey

Nays—None

SB 2300—Amendment 19

Yeas—26

Madam President Forman
Beard Gardner
Brown Girardeau
Casas Gordon
Davis Grant
Diaz-Balart Grizzle
Dudley Jenne

Johnson
Kiser
Malchon
McKay
Meek
Myers
Plummer

Scott
Souto
Weinstein
Weinstock
Wexler

Nays—13

Bankhead
Bruner
Childers
Crenshaw

Crotty
Dantzler
Jennings
Kurth

Langley
Thomas
Thurman
Walker

Yancey

SB 2300—Amendment 55

Yeas—18

Beard
Casas
Crenshaw
Crotty
Diaz-Balart

Dudley
Gordon
Grant
Grizzle
Jennings

Johnson
Kiser
Langley
McKay
Myers

Plummer
Scott
Souto

Nays—18

Madam President Davis
Brown Forman
Bruner Gardner
Childers Girardeau
Dantzler Jenne

Kurth
Meek
Thomas
Thurman
Weinstein

Weinstock
Wexler
Yancey

SB 2300—Amendment 56

Yeas—19

Bankhead
Beard
Casas
Crenshaw
Crotty

Dudley
Gordon
Grant
Grizzle
Jennings

Johnson
Kiser
Langley
McKay
Myers

Plummer
Scott
Souto
Wexler

Nays—19

Madam President Davis
Brown Forman
Bruner Gardner
Childers Girardeau
Dantzler Jenne

Kurth
Malchon
Meek
Thomas
Thurman

Walker
Weinstein
Weinstock
Yancey

SB 2300—Amendment 57

Yeas—17

Beard
Casas
Crenshaw
Crotty
Diaz-Balart

Dudley
Grant
Grizzle
Jennings
Johnson

Kiser
Kurth
Langley
McKay
Myers

Scott
Souto

Nays—21

Madam President Forman
Brown Gardner
Bruner Girardeau
Childers Gordon
Dantzler Jenne
Davis Malchon

Meek
Plummer
Thomas
Thurman
Walker
Weinstein

Weinstock
Wexler
Yancey

SB 2300—Amendment 62

Yeas—21

Bankhead
Beard
Casas
Childers
Crenshaw
Crotty

Diaz-Balart
Dudley
Girardeau
Gordon
Grizzle
Jennings

Johnson
Kiser
Malchon
McKay
Myers
Plummer

Souto
Weinstein
Yancey

Nays—13

Brown
Dantzler
Davis
Forman

Gardner
Grant
Kurth
Langley

Meek
Thomas
Thurman
Walker

Weinstock

SB 2300

Yeas—39

Madam President Davis
Bankhead
Beard
Brown
Bruner
Casas
Childers
Crenshaw
Crotty
Dantzler

Diaz-Balart
Dudley
Forman
Gardner
Girardeau
Gordon
Grant
Grizzle
Jenne

Jennings
Johnson
Kiser
Kurth
Langley
Malchon
McKay
Meek
Myers
Plummer

Scott
Souto
Thomas
Thurman
Walker
Weinstein
Weinstock
Wexler
Yancey

Nays—None

SB 2302

Yeas—39

Madam President Davis
Bankhead
Beard
Brown
Bruner
Casas
Childers
Crenshaw
Crotty
Dantzler

Diaz-Balart
Dudley
Forman
Gardner
Girardeau
Gordon
Grant
Grizzle
Jenne

Jennings
Johnson
Kiser
Kurth
Langley
Malchon
McKay
Meek
Myers
Plummer

Scott
Souto
Thomas
Thurman
Walker
Weinstein
Weinstock
Wexler
Yancey

Nays—None

SR 2376

Yeas—36

Madam President Diaz-Balart
Bankhead
Beard
Brown
Bruner
Casas
Childers
Crotty
Dantzler

Dudley
Forman
Gardner
Girardeau
Gordon
Grizzle
Jenne
Jennings

Johnson
Kiser
Kurth
Langley
Malchon
McKay
Meek
Myers
Plummer

Scott
Souto
Thomas
Thurman
Walker
Weinstein
Weinstock
Wexler
Yancey

Nays—None

All Senators voting were recorded as co-sponsors of **SR 2376**.

ROLL CALLS ON HOUSE BILLS

HB 567

Yeas—35

Madam President Dantzler
Bankhead
Beard
Brown
Bruner
Casas
Childers
Crenshaw
Crotty

Davis
Diaz-Balart
Dudley
Forman
Gardner
Girardeau
Gordon
Grant

Grizzle
Jennings
Johnson
Kiser
Kurth
Langley
McKay
Meek
Myers

Plummer
Scott
Souto
Thomas
Thurman
Walker
Weinstein
Yancey

Nays—None

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 2 was corrected and approved.

CO-SPONSORS

Senator Brown—SR 1904; Senator Bruner—CS for CS for SB's 212 and 266; Senator Gardner—SB 2274; Senator Thurman—CS for CS for SB's 212 and 266; Senator Wexler—CS for SB 828

Senator McKay withdrew as a co-sponsor of CS for SB 524.

RECESS

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

Pursuant to the motion by Senator Thomas, the Senate recessed at 6:40 p.m. to reconvene at 9:00 a.m., Tuesday, April 9, or upon call of the President.