



Journal of the Senate

Number 1—Special Session C

Thursday, June 6, 1991

At a Special Session of the Florida Legislature convened under Article III, Section 3(c), of the Constitution of the State, as revised in 1968, begun and held at the Capitol, in the City of Tallahassee, in the State of Florida.

CALL TO ORDER

The Senate was called to order by the President at 12:00 noon. A quorum present—36:

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

Excused: Senators Davis, Girardeau and Malchon; and Senator Grant due to the death of his business partner

PRAYER

The following prayer was offered by Senator Meek:

If we may bow our heads in reverence and say a silent prayer for the recovery of Barry Horenbein's wife, Marilyn, who needs your blessing, dear God, and a blessing of life that only you can give. Thank you.

Eternal God, our merciful Father, guide us as we gather here today to deliberate and make crucial decisions that affect the citizens of our great state. Thank you, dear God, for the authority that you have given us to take action and put our collective minds into those actions. Make us mindful of that dear God. Help us know the questions upon which we must make fair and just decisions. Dear God, we all truly love you because you loved us first. Thank you for the unity existing in this Senate today. We continue to lean upon your everlasting arms. Thank you, dear Father. Amen.

PLEDGE

Senator Diaz-Balart led the Senate in the pledge of allegiance to the flag of the United States of America.

By direction of the President, the Secretary read the following proclamations:

PROCLAMATION
State of Florida
Executive Department
Tallahassee

TO THE HONORABLE MEMBERS OF THE FLORIDA SENATE AND THE FLORIDA HOUSE OF REPRESENTATIVES:

WHEREAS, the Twelfth Legislature of the State of Florida, under the Florida Constitution, 1968 Revision, convened in regular session for the year 1991 on March 5, 1991, and adjourned on May 2, 1991, and

WHEREAS, the Governor, after consultation with the revenue estimating conference has determined that a deficit will occur in the General Revenue Fund for the fiscal year 1990-1991, and

WHEREAS, the Governor certified previous deficits for the fiscal year 1990-1991, totalling approximately \$1,000,000,000 of revenue shortfall, which resulted in substantial cuts in state spending from the General Revenue Fund and an almost complete exhaustion of the Working Capital Fund, and

WHEREAS, it is incumbent upon the Legislature to provide for sufficient funding to defray the expenses of the state for each fiscal period, and

WHEREAS, without legislative action the Administration Commission could not so late in the fiscal year correct the deficit to avoid the violation of Article VII, Section 1(d), Florida Constitution, without creating substantial harm, and

WHEREAS, it is in the best interest of the citizens of the State of Florida to call a Special Session of the Florida Legislature so that full and adequate consideration can be given to those items set forth below.

NOW, THEREFORE, I, LAWTON CHILES, Governor of the State of Florida, by virtue of the power and authority vested in me by Article III, Section 3(c)(1), Florida Constitution, do hereby proclaim as follows:

Section 1.

The Legislature of the State of Florida is convened in Special Session commencing at 12:00 noon on Thursday, the sixth day of June, 1991, and ending at 6:00 p.m. on Thursday, the sixth day of June, 1991.

Section 2.

The Legislature of the State of Florida is convened for the sole and exclusive purpose of considering the following:

- (a) Legislation to address executive fiscal management tools to effectively manage revenue deficits.
- (b) Legislation to appropriate funds for the purchase, lease or construction of a building to house the National High Magnetic Field Laboratory.



IN TESTIMONY WHEREOF, I have caused the Great Seal of the State of Florida to be affixed to this proclamation at the Capitol, this 29th day of May, 1991.

Lawton Chiles
GOVERNOR

ATTEST:
Jim Smith
SECRETARY OF STATE

PROCLAMATION
State of Florida
Executive Department
Tallahassee

TO THE HONORABLE MEMBERS OF THE FLORIDA SENATE AND THE FLORIDA HOUSE OR REPRESENTATIVES:

WHEREAS, on the twenty-ninth day of May, 1991, a Proclamation of the Governor was issued convening a Special Session of the Florida Legislature commencing on June 6, 1991, at 12:00 noon and ending at 6:00 p.m. on that day, for the purpose of considering legislation to address executive fiscal management tools to effectively manage revenue deficits and

legislation to appropriate funds to purchase, lease, or construct a building to house the National High Magnetic Field Laboratory, and

WHEREAS, it is in the best interest of the State of Florida to call upon the Florida Legislature to address the issues of the regulation of tandem trailer trucking in Florida, and to change the composition and function of the Florida High Speed Rail Commission and the Florida Transportation Commission.

NOW, THEREFORE, I, LAWTON CHILES, Governor of Florida, by virtue of the power and authority vested in me by Article III, Section 3(c)(1), Florida Constitution, do hereby proclaim as follows:

Section 2 of the Proclamation of the Governor dated May 29, 1991, is hereby amended to read:

Section 2

The Legislature of the State of Florida is convened for the sole and exclusive purpose of considering the following:

- (a) Legislation to address executive fiscal management tools to effectively manage revenue deficits.
- (b) Legislation to appropriate funds for the purchase, lease or construction of a building to house the National High Magnetic Field Laboratory.
- (c) Legislation conforming Florida Statutes to Federal regulations regarding truck dimensions and safety requirements including the use of tandem trailer trucks in Florida and authorizing the Department of Transportation to develop safety and engineering standards to be used when identifying public roads and streets to be restricted to tandem trailer truck operations.
- (d) Legislation to abolish the Florida High Speed Rail Commission and transfer its authority and function to the Department of Transportation and legislation to add two members to the Florida Transportation Commission.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 6th day of June, 1991.

Lawton Chiles
GOVERNOR

ATTEST:
Jim Smith
SECRETARY OF STATE

REMARKS BY SENATOR GARDNER

On motion by Senator Gordon, the following remarks were published in the Journal:

Senator Gardner: Senators, I have never, in my 13 years in the Legislature, done this before, spoken on a point of personal privilege. When I do something for the first time it makes me a little nervous, and I am right now. I want to talk to you about two things. I want to talk to you about honor and about outrage.

There are many members of this Senate and of the House of Representatives who are under attack right now. Not by responsible reporting of the members of the Capitol Press Corps, but by ridicule. Ridicule. That ridicule translates to the institution of the Florida Legislature, acknowledged as being one of the best in the country, an institution that I've come to know and love during my time here, and that's very difficult for me to accept.

It's not that difficult to learn the difference between right and wrong. It's something that most of us are taught from an early age. I know that most of us would say our sense of right and wrong came from our parents and I think that would be true for me. But there was another force that reinforced that a good bit for me and that was Colonel Vanderford.

Colonel Vanderford was the superintendent of the military school that I entered when I was five years old, in the first grade. We didn't have air conditioning and so our windows and doors were kept open. I can still remember in the five years that I spent in that military school, the sounds that came from the superintendent's office when one of the students had

difficulty determining the difference between right and wrong. I decided that I didn't really want to experience what was happening to some of the other students in that office and so I developed a fairly strong sense of right and wrong.

I had 12 years of military training before I was commissioned in the Marine Corps and that sense of right and wrong that was developed in me at an early age began to translate into a strong sense of honor and a strong sense of duty by the time I was commissioned. It's something that has stayed with me through all of my years, a strong sense of honor and a strong sense of duty. And so, when we began to receive our charges that have taken place the past week or so, I knew that there were going to be charges placed against me and I had discussed this with my wife. We had determined that probably the most expedient course of action for me to take would be just to accept those charges and plead no contest and try to stay with the pack. Then one morning, it was Thursday morning about 4:15 before the charges were filed on me on Friday, I woke up and I knew that could not be my personal decision.

I fully respect the decisions that have been made and are being made by members of this Senate and members of the House. It is a personal decision that you have to arrive at on your own, but it's a decision that I can't make. I can't admit to doing something that I know in my heart I didn't do. I had a chance to reconsider that decision yesterday afternoon when my attorney, that I just hired yesterday because I didn't think I was going to have to have one, told me the size of my legal bill I could expect should this have to go through a series of appeals. It will require me to go into debt further than I've ever been in my life. I just hope they'll take time payments. But I'm in it for the long haul because my personal honor and my integrity mean too much to me to file otherwise. I wanted to explain that to you members who have become very close friends to me since I've been in the Senate, and also to those members in the House who have been close friends to me. Then I want to talk to you a little bit about outrage.

I've always felt that an elected public official should be held to a higher standard, and I believe that we are. A few weeks back, and I don't want to name any names, but a few weeks back there was a reporter for the Tallahassee Democrat who thought he was onto a good story and began to do some research into it. He ran into some dead ends and then found the appropriate staff folks and talked with them and after a considerable study or research determined that there was no story there and he dropped it.

A short time later, there was a reporter from the St. Petersburg Times that got onto the same line. He thought there was a good story; that the Legislature had taken retribution on the state attorney from the Second Judicial Circuit because of his investigation of a number of members of the Legislature. That story was published in the St. Pete Times and in it, it implied that the Legislature had taken retribution against the state attorney's budget. That story was placed adjacent to a story on the investigations that were being conducted, and my picture and Ron Saunders' picture both appeared in that story. The implication was that since we chaired the Appropriations Committees, and since it was alleged that there had been some action taken against his budget, that you could draw your own conclusions.

The next day there was a very damning editorial in the Tampa Tribune which I kept. The headline says, "Lawmakers Reap Vengeance on Leon County State Attorney." The last sentence says, "We wish the truth were different but it's not."

As quickly as we could, on Monday, both Ron and I got involved because we really were not aware of what had taken place.

We found that we had funded the public defender in this circuit at the level recommended by the Governor and we had funded the state attorney \$19,000 higher than had been recommended by the Governor, and in fact, they were funded on a formula that was developed by the state attorneys. So we prepared a letter. I think all of you have seen a copy of that letter. We sent it to all the editorial boards.

Two days later a columnist in the Tampa Tribune writes a column that ridicules one of the most respected members of the Florida Legislature, Representative Ron Saunders, whose family has a very distinguished background.

This article ends up by saying, "But if anyone should complain it's Meggs. The Legislators now worried about what the prosecutor will do are the same folks who passed a budget that cut the appropriations for Meggs' office."

This was two days after they had received the information from Ron and me to the contrary.

The concern I have is the ridicule that some of us are having in the press through columnists and through editorials, and like I said, that translates to this institution, and that's unfortunate.

I do believe that elected officers should be held to a higher standard, but I have to tell you I believe that the media, too, should be held to a higher standard, and that standard is simply the truth. The media should be held to a higher standard of truth. They hold us to that higher standard of conduct. Who holds them to a higher standard of truth?

Thank you very much for your attention.

CONSIDERATION OF RESOLUTIONS

On motion by Senator Bankhead, by the required constitutional two-thirds vote of the Senate the following resolution was admitted for introduction:

By Senator Bankhead—

SCR 8-C—A concurrent resolution urging Floridians to accept individual responsibilities that secure the liberties granted under the Bill of Rights and recognizing December 15th as the annual "Bill of Rights Day" in this state.

WHEREAS, the United States of America will celebrate the bicentennial of the Bill of Rights on December 15, 1991, and

WHEREAS, the Bill of Rights guarantees the liberty and freedom that is granted to all citizens of the United States, and

WHEREAS, with the liberty and freedom expressed in the Bill of Rights comes a degree of responsibility towards others in order to secure those rights, and

WHEREAS, the Florida Legislature calls on the citizens of the state to accept the following Bill of Responsibilities in order to secure and expand our position as members of a free society:

Preamble. Freedom and responsibility are mutual and inseparable; we can ensure enjoyment of the one only by exercising the other. Freedom for all of us depends on responsibility by each of us. To secure and expand our liberties, therefore, we accept these responsibilities as individual members of a free society:

1. To be fully responsible for our own actions and the consequences of those actions.
2. To respect the rights and beliefs of others.
3. To give sympathy, understanding, and help to others.
4. To do our best to meet our own needs and our families' needs.
5. To respect and obey the laws.
6. To respect the property of others, both private and public.
7. To share with others our appreciation of the benefits and obligations of freedom.
8. To participate constructively in the nation's political life.
9. To help freedom survive by assuming the responsibility for its defense.
10. To respect the rights and to meet the responsibilities on which our liberty rests and our democracy depends.

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That the Florida Legislature urges every citizen of the state to adopt the Bill of Responsibilities as a personal complement to the Bill of Rights and that the Freedom Foundation at Valley Forge is commended for its efforts to promote jointly the concept of rights and responsibilities.

BE IT FURTHER RESOLVED that December 15 of each year is recognized as the "Bill of Rights Day," and all Floridians are urged to consider the importance of the Bill of Rights.

—was read by title and on motion by Senator Bankhead, by two-thirds vote **SCR 8-C** was read the second time in full, adopted and certified to the House.

On motion by Senator Beard, by the required constitutional two-thirds vote of the Senate the following resolution was admitted for introduction:

By Senator Beard—

SR 10-C—A resolution recognizing October 1991 as Breast Cancer Awareness Month.

WHEREAS, the FACTORS breast cancer support group at the H. Lee Moffitt Cancer Center and Research Institute at the University of South Florida was formed to provide breast cancer patients and all interested women with an educational and supportive approach to fighting breast cancer, and

WHEREAS, FACTORS stands for "Fighting Against Cancer Together," and

WHEREAS, Florida has the highest incidence and death rates for cancer in the United States, and

WHEREAS, an estimated 175,000 women in the United States will be diagnosed with breast cancer during 1991, and

WHEREAS, 10,500 of those women will be citizens of Florida, and

WHEREAS, breast cancer is still a deadly disease, unless diagnosed early, and

WHEREAS, 44,500 women in the United States will die of breast cancer in 1991, 2,700 of them in Florida, and

WHEREAS, the key to saving lives is by expanding the accessibility and reliability of early detection techniques, educating women to make these techniques part of their lives, and expanding research on the causes, treatment, and prevention of breast cancer, and

WHEREAS, the National Association of Breast Cancer Organizations has designated October as Breast Cancer Awareness Month across the nation, NOW, THEREFORE,

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

That this legislative body recognizes October as Breast Cancer Awareness Month in the State of Florida and urges all women to recognize the risks associated with breast cancer, to take preventive steps to minimize those risks, and to engage in early detection methods such as mammography.

—was read by title and on motion by Senator Beard, **SR 10-C** was read the second time in full and adopted.

On motion by Senator Kirkpatrick, by the required constitutional two-thirds vote of the Senate the following resolution was admitted for introduction:

By Senator Kirkpatrick—

SR 12-C—A resolution honoring Senate employees Donald Severance, Joshua Stephens, and Michael Murtha who served in the United States military during Operation Desert Storm.

WHEREAS, the Senate does hereby pause in its deliberations to offer thanks for the safe return from Kuwait of long-time Senate Sergeant-at-Arms employees Donald Severance and Joshua Stephens and from Fort Bragg of Legislative Assistant to Senator Kirkpatrick, Michael Murtha, and

WHEREAS, Donald Severance, a member of the 269th Engineering Company of the Florida National Guard, recently returned from Kuwait, and

WHEREAS, Joshua Stephens, a member of the United States Army Reserves, served at the 400th Military Police Prisoner of War Camp and is expected home soon, and

WHEREAS, Mike Murtha serves in the Florida Army National Guard as a Green Beret of Company "A," 3rd Battalion, 20th Group, Special Forces (Air Borne), which was deployed for Operation Desert Storm, and

WHEREAS, the Senate does hereby commend these men and all other public employees who served in the military during Operation Desert Storm and who epitomize the term "public spirited," and

WHEREAS, the Senate gives its heartfelt thanks for the safe return of these three men who proved that they are willing and able to risk their lives in the defense of freedom, and

WHEREAS, the Senate is proud of the accomplishments of these soldiers, NOW, THEREFORE,

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

That this body recognizes the bravery and combat readiness of Don Severance, Joshua Stephens, and Mike Murtha.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to these three men as a tangible token of the high esteem in which they are held by the Florida Senate.

—was read by title and on motion by Senator Kirkpatrick, **SR 12-C** was read the second time in full and adopted. The vote on adoption was:

Yeas—36 Nays—None

Upon request of the President, Senator Kirkpatrick escorted Donald Severance and his wife Sherry to the rostrum where they were presented a copy of the resolution.

INTRODUCTION AND REFERENCE OF BILLS

First Reading

By Senator Gardner—

SB 2-C—A bill to be entitled An act relating to fiscal affairs of the state; authorizing the Administration Commission to transfer certain moneys from certain trust funds to the General Revenue Fund to avoid a deficit in the General Revenue Fund for fiscal year 1990-1991; providing limitations and exceptions; providing for a reduction of General Revenue Fund appropriations in lieu of such transfers; amending s. 211.3103, F.S.; changing the distribution of the tax on severance of phosphate rock; amending s. 378.034, F.S.; increasing the portion of the uncommitted Nonmandatory Land Reclamation Trust Fund balance available for approved reclamation contracts on an annual basis; directing the Department of Natural Resources to require notice of intent to file an application for approval of reclamation projects; amending s. 253.023, F.S., to correct a cross-reference; providing effective dates.

—was referred to the Committee on Appropriations.

By Senator Gardner—

SB 4-C—A bill to be entitled An act making appropriations; reducing amounts appropriated in previous years from the State Infrastructure Fund; transferring moneys from the Principal State School Trust Fund, Law Enforcement Radio System Trust Fund, and the Non-Mandatory Land Reclamation Trust Fund to the General Revenue Fund; providing Public Education Capital Outlay moneys for the annual period beginning July 1, 1991, and ending June 30, 1992, for capital outlay purposes; appropriating moneys from the State Infrastructure Fund to the General Revenue Fund; providing for a lease purchase analysis to be performed by the Department of General Services; providing an effective date.

—was referred to the Committee on Appropriations.

On motion by Senator Forman, by the required constitutional two-thirds vote of the Senate the following bill was admitted for introduction:

By Senator Forman—

SB 6-C—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; increasing the membership of the Florida Transportation Commission; revising the quorum requirement for the commission to take action; assigning the administration of the high-speed rail program to the public transportation administrator of the department; amending s. 212.055, F.S.; authorizing a transit surtax in certain charter counties and specifying uses of the revenues from the tax; amending s. 316.003, F.S., relating to definitions of terms used in ch. 316, F.S.; replacing the term "terminal facilities" with the term "terminal" and redefining the term; defining the term "maxi-cube vehicle"; amending s. 316.515, F.S.; revising width and length limitations for vehicles; authorizing maxi-cube vehicles to operate on routes open to tandem trailer trucks under the same conditions that are applicable to such trucks; revising exclusions from width and length limitations; abolishing the Florida High-Speed Rail Transportation Commission and transferring its authority, powers, duties, responsibilities, functions, liabilities, records, property, personnel, and unexpended balances of appropriations, allocations, and other funds to the Department of Transportation; providing for continuance of existing rules; providing for pending proceedings; repealing ss. 341.323, 341.324, 341.326, F.S., relating to the Florida High-Speed Rail Transpor-

tation Commission; amending s. 343.53, F.S.; revising the membership of the Tri-County Commuter Rail Authority; amending s. 343.63, F.S.; revising the membership of the Central Florida Commuter Rail Authority; amending s. 343.73, F.S.; revising the membership of the Tampa Bay Commuter Rail Authority; providing for construction of laws enacted at the 1991 Regular Session in relation to this act; providing effective dates.

—which was referred to the Committee on Transportation.

MOTIONS

On motions by Senator Thomas, provisions of Rule 13.3 relating to committee meeting notices and provisions of Rule 2.39 relating to two-hour notice of amendments to be considered by a committee were waived; and the Committee on Appropriations was granted permission to meet at 1:00 p.m. to consider **SB 2-C** and **SB 4-C**; and the Committee on Transportation was granted permission to meet upon adjournment of the meeting of the Committee on Appropriations to consider **SB 6-C**.

On motion by Senator Thomas, all proposed bills outside the purview of the call of the Governor were referred to the Committee on Rules and Calendar for review and recommendation.

Senator Crotty moved that a bill relating to the state correctional system be admitted for introduction. The motion and the bill were referred to the Committee on Rules and Calendar.

Senator McKay moved that a bill relating to Manatee County be admitted for introduction. The motion and the bill were referred to the Committee on Rules and Calendar.

Senator Myers moved that a bill relating to the relief of Edith and Lewis Crosley, parents of Todd Patrick Neely, be admitted for introduction. The motion and the bill were referred to the Committee on Rules and Calendar.

Senator Myers moved that a bill relating to ad valorem taxation be admitted for introduction. The motion and the bill were referred to the Committee on Rules and Calendar.

Senator Kirkpatrick moved that a bill relating to jurors be admitted for introduction. The motion and the bill were referred to the Committee on Rules and Calendar.

Senator Kirkpatrick moved that a bill relating to environmental regulation be admitted for introduction. The motion and the bill were referred to the Committee on Rules and Calendar.

Senator Wexler moved that a bill relating to elections be admitted for introduction. The motion and the bill were referred to the Committee on Rules and Calendar.

RECESS

On motion by Senator Thomas, the Senate recessed at 12:43 p.m. to reconvene upon call of the President.

CALL TO ORDER

The Senate was called to order by the President at 4:25 p.m. A quorum present—35:

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

REPORTS OF COMMITTEES

The Committee on Appropriations recommends committee substitutes for the following: **SB 2-C**, **SB 4-C**

The bills with committee substitutes attached were placed on the calendar.

The Committee on Transportation recommends the following pass: **SB 6-C**

The bill was placed on the calendar.

FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Appropriations and Senator Gardner—

CS for SB 2-C—A bill to be entitled An act relating to fiscal affairs of the state; authorizing the Administration Commission to transfer certain moneys from certain trust funds to the General Revenue Fund to avoid a deficit in the General Revenue Fund for fiscal year 1990-1991; providing limitations and exceptions; providing for a reduction of General Revenue Fund appropriations in lieu of such transfers; amending s. 211.3103, F.S.; changing the distribution of the tax on severance of phosphate rock; amending s. 378.034, F.S.; increasing the portion of the uncommitted Nonmandatory Land Reclamation Trust Fund balance available for approved reclamation contracts on an annual basis; directing the Department of Natural Resources to require notice of intent to file an application for approval of reclamation projects; amending s. 253.023, F.S., to correct a cross-reference; providing effective dates.

By the Committee on Appropriations and Senator Gardner—

CS for SB 4-C—A bill to be entitled An act making appropriations; reducing amounts appropriated in previous years from the State Infrastructure Fund; transferring moneys from the Principal State School Trust Fund, and the Enforcement Radio System Trust Fund to the General Revenue Fund; providing Public Education Capital Outlay moneys for the annual period beginning July 1, 1991, and ending June 30, 1992, for capital outlay purposes; appropriating moneys from the State Infrastructure Fund to the General Revenue Fund; providing for a lease purchase analysis to be performed by the Department of General Services; providing an effective date.

CONSIDERATION OF BILLS

On motion by Senator Forman, by unanimous consent—

SB 6-C—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; increasing the membership of the Florida Transportation Commission; revising the quorum requirement for the commission to take action; assigning the administration of the high-speed rail program to the public transportation administrator of the department; amending s. 212.055, F.S.; authorizing a transit surtax in certain charter counties and specifying uses of the revenues from the tax; amending s. 316.003, F.S., relating to definitions of terms used in ch. 316, F.S.; replacing the term "terminal facilities" with the term "terminal" and redefining the term; defining the term "maxi-cube vehicle"; amending s. 316.515, F.S.; revising width and length limitations for vehicles; authorizing maxi-cube vehicles to operate on routes open to tandem trailer trucks under the same conditions that are applicable to such trucks; revising exclusions from width and length limitations; abolishing the Florida High-Speed Rail Transportation Commission and transferring its authority, powers, duties, responsibilities, functions, liabilities, records, property, personnel, and unexpended balances of appropriations, allocations, and other funds to the Department of Transportation; providing for continuance of existing rules; providing for pending proceedings; repealing ss. 341.323, 341.324, 341.326, F.S., relating to the Florida High-Speed Rail Transportation Commission; amending s. 343.53, F.S.; revising the membership of the Tri-County Commuter Rail Authority; amending s. 343.63, F.S.; revising the membership of the Central Florida Commuter Rail Authority; amending s. 343.73, F.S.; revising the membership of the Tampa Bay Commuter Rail Authority; providing for construction of laws enacted at the 1991 Regular Session in relation to this act; providing effective dates.

—was taken up instanter. On motions by Senator Forman, by two-thirds vote **SB 6-C** was read the second time by title and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31 Nays—2

RULES AND CALENDAR COMMITTEE REPORT

Senator Thomas reported that the Committee on Rules and Calendar had determined that an emergency existed compelling the introduction of **SB 16-C**, **SB 20-C**, **SB 22-C** and **SB 26-C**.

On motions by Senator McKay, by the required constitutional two-thirds vote of the Senate the following bill was admitted for introduction:

By Senator McKay—

SB 16-C—A bill to be entitled An act relating to Manatee County; consolidating the Oneco-Tallevast Fire Control District and the Samoset Fire Control District into the Southern Manatee Fire and Rescue District and creating a board of commissioners of the new district; providing for election of board members; providing for impact fees; providing a schedule of special assessments; providing consolidation; repealing chapter 84-477, Laws of Florida, as amended, relating to the Oneco-Tallevast Fire Control District; repealing chapter 84-481, Laws of Florida, as amended, relating to the Samoset Fire Control District; providing an effective date.

—and by unanimous consent was taken up instanter.

On motion by Senator McKay, by two-thirds vote **SB 16-C** was read the second time by title.

Senator McKay moved the following amendments which were adopted:

Amendment 1—On page 8, line 11, strike the period (.) and insert: and shall stand repealed April 30, 1992.

Amendment 2—In title, on page 1, line 15, before the period (.) insert: and for future repeal

On motion by Senator McKay, by two-thirds vote **SB 16-C** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—31 Nays—None

On motions by Senator Myers, by the required constitutional two-thirds vote of the Senate the following bill was admitted for introduction:

By Senator Myers—

SB 20-C—A bill to be entitled An act relating to ad valorem taxation; reenacting s. 200.065(13), F.S.; providing that requirements specifying a method of fixing millage apply to ad valorem taxing authorities unless expressly exempt pursuant to special law; providing an effective date.

—and by unanimous consent was taken up instanter.

On motions by Senator Myers, by two-thirds vote **SB 20-C** was read the second time by title and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35 Nays—None

On motions by Senator Kirkpatrick, by the required constitutional two-thirds vote of the Senate the following bill was admitted for introduction:

By Senator Kirkpatrick—

SB 22-C—A bill to be entitled An act relating to jurors; amending s. 7, ch. 91-235, Laws of Florida; changing the effective date of specified provisions in ch. 91-235, Laws of Florida, which relate to creation of jury lists and eligibility for jury duty; providing an effective date.

—and by unanimous consent was taken up instanter.

On motions by Senator Kirkpatrick, by two-thirds vote **SB 22-C** was read the second time by title.

Senator Kirkpatrick moved the following amendment which was adopted:

Amendment 1—On page 1, line 14, strike all of said line and insert: *except that section 3 shall take effect January 1,*

On motion by Senator Kirkpatrick, by two-thirds vote **SB 22-C** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35 Nays—None

On motions by Senator Wexler, by the required constitutional two-thirds vote of the Senate the following bill was admitted for introduction:

By Senators Wexler and Scott—

SB 26-C—A bill to be entitled An act relating to elections; changing the date of the second primary election in 1992; providing an effective date.

—and by unanimous consent was taken up instanter.

On motions by Senator Wexler, by two-thirds vote **SB 26-C** was read the second time by title and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35 Nays—None

RECESS

On motion by Senator Thomas, the Senate recessed at 4:45 p.m. to reconvene upon call of the President.

CALL TO ORDER

The Senate was called to order by the President at 5:30 p.m. A quorum present—36:

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

By direction of the President, the Secretary read the following proclamation:

PROCLAMATION
State of Florida
Executive Department
Tallahassee

**TO THE HONORABLE MEMBERS OF THE FLORIDA SENATE
AND THE FLORIDA HOUSE OF REPRESENTATIVES:**

WHEREAS, on the twenty-ninth day of May, 1991, a Proclamation of the Governor was issued convening a Special Session of the Florida Legislature commencing on June 6, 1991, at 12:00 noon and ending at 6:00 p.m. on that day, for the purpose of considering legislation identified within that Proclamation, and

WHEREAS, on the sixth day of June, 1991, an amendment to the previously issued Proclamation was issued, adding two additional subjects for Legislative consideration, and

WHEREAS, the Florida Legislature has not completed consideration of the matters stated within the Proclamation and its amendment convening the Florida Legislature into Special Session, and

WHEREAS, it is in the best interest of the State of Florida to extend the time in which the Florida Legislature may consider the issues stated within the Proclamations calling it into Special Session.

NOW, THEREFORE, I, LAWTON CHILES, Governor of Florida, by virtue of the power and authority vested in me by Article III, Section 3(c)(1), Florida Constitution, do hereby proclaim as follows:

Section 1 of the Proclamation of the Governor dated May 29, 1991, amended by Proclamation dated June 6, 1991, is hereby amended to read:

Section 1.

The Legislature of the State of Florida is convened in Special Session commencing at 12:00 noon on Thursday, the sixth day of June, 1991, and ending at 12:00 midnight, June 6, 1991.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 6th day of June, 1991.

Lawton Chiles
GOVERNOR

ATTEST:

Beverly B. Burnsed for the
SECRETARY OF STATE

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Gwen Margolis, President

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required constitutional two-thirds vote and passed as amended CS for HB 21-C and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Appropriations and Representatives Saunders and Abrams—

CS for HB 21-C—A bill to be entitled An act making appropriations; reducing amounts appropriated in previous years from the State Infrastructure Fund; transferring moneys from the Principal State School Trust Fund, Law Enforcement Radio System Trust Fund, and the Non-Mandatory Land Reclamation Trust Fund to the General Revenue Fund; providing Public Education Capital Outlay moneys for the annual period beginning July 1, 1991, and ending June 30, 1992, for capital outlay purposes; appropriating moneys from the State Infrastructure Fund to the General Revenue Fund; providing for a lease purchase analysis to be performed by the Department of General Services; providing an effective date.

On motion by Senator Gardner, by the required constitutional two-thirds vote of the Senate, **CS for HB 21-C** was admitted for introduction.

On motions by Senator Gardner, by unanimous consent **CS for HB 21-C** was taken up instanter and by two-thirds vote read the second time by title.

Senator Gardner moved the following amendments which were adopted:

Amendment 1—In section 4, on page 11, line 4, after the period (.) insert: Prior to evaluating any specific proposals for lease-purchase, the department shall develop a policy statement that identifies how the acquisition of state buildings by lease-purchase is to be incorporated into the capital facilities management process and that specifies the criteria by which projects are to be judged.

Amendment 2—In the first full paragraph of proviso on page 9, line 12, after the words “attorneys, instrumentalities,” strike the last comma and the words “and all other persons who may be liable”

Amendment 3—On page 9, in the first full paragraph of proviso, after the word “litigation” on line 15, insert: And upon the indemnification, of the State and the Authority, their departments, agencies, employees, agents, attorneys and instrumentalities from and against all liability or loss resulting from or arising out of third-party claims asserted in or as the result of litigation instituted by the indemnifying party involving the above-described real property, or any transaction relating thereto

And on page 9, the fourth full paragraph of proviso following the existing language insert a new sentence as follows: Fee simple title or the equivalent is to be held by the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida.

On motion by Senator Gardner, by two-thirds vote **CS for HB 21-C** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30 Nays—1

The Honorable Gwen Margolis, President

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required constitutional two-thirds vote and passed as amended HB 23-C and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representatives Saunders and Abrams—

HB 23-C—A bill to be entitled An act relating to fiscal affairs of the state; authorizing the Administration Commission to transfer certain moneys from certain trust funds to the General Revenue Fund to avoid a deficit in the General Revenue Fund for fiscal year 1990-1991; providing limitations and exceptions; providing for a reduction of General Revenue Fund appropriations in lieu of such transfers; providing a delay plan

for release of the fiscal year 1991-1992 operating budget; amending s. 211.3103, F.S.; changing the distribution of the tax on severance of phosphate rock; amending s. 378.034, F.S.; increasing the portion of the uncommitted Nonmandatory Land Reclamation Trust Fund balance available for approved reclamation contracts on an annual basis; directing the Department of Natural Resources to require notice of intent to file an application for approval of reclamation projects; amending s. 253.023, F.S., to correct a cross reference; providing effective dates.

On motion by Senator Gardner, by the required constitutional two-thirds vote of the Senate, **HB 23-C** was admitted for introduction.

On motions by Senator Gardner, by unanimous consent **HB 23-C** was taken up instanter and by two-thirds vote read the second time by title.

Senator Crotty moved the following amendment which was adopted:

Amendment 1—On page 3, strike all of lines 16-20, and insert: *distribution of local government tax revenues.*

(m) *Trust funds from which the transfer of moneys is prohibited by federal law in order for the state to be eligible for program participation or the receipt of matching funds; or*

(n) *Any trust fund that by law has its comprehensive investment plan approved by the State Board of Administration.*

Senator Scott moved the following amendment which was adopted:

Amendment 2—On page 2, line 6, after the period (.) insert:

The total amount transferred may not exceed \$70 million under this authority.

Senators Kirkpatrick, Thomas, Thurman, Scott, Childers, Jenne, Gordon, Brown and Forman offered the following amendment which was moved by Senator Scott:

Amendment 3—On page 4, strike all of lines 3-21 and renumber subsequent sections.

Senator Kirkpatrick moved the following substitute amendment which failed:

Amendment 4—On page 4, strike all of lines 3-21, and insert:

Section 2. The annual plan of releases authorized by section 216.192, Florida Statutes, for the 1991-1992 fiscal year may be considered by the Revenue Estimating Conference in preparation of the statement of financial outlook.

The vote was:

Yeas—12 Nays—20

RECONSIDERATION

On motion by Senator Scott, the Senate reconsidered the vote by which **Amendment 4** failed.

The question recurred on **Amendment 4** which was adopted. The vote was:

Yeas—35 Nays—None

Senator Kirkpatrick moved the following amendment which was adopted:

Amendment 5—In title, on page 1, strike all of lines 10-12, and insert: such transfers; providing for the Revenue Estimating Conference to consider the annual plan of releases; amending s. 211.3103, F.S.; changing

Senator Kirkpatrick moved the following amendment which failed:

Amendment 6—On page 5, strike all of lines 8-18, and insert:

1.a. *Until June 30, 1992, to the credit of the General Revenue Fund of the state, 60 percent; effective July 1, 1992, to the credit of the General Revenue Fund of the state, 40 percent.*

2.b. *Until June 30, 1992, to the credit of the Nonmandatory Land Reclamation Trust Fund which is established for reclamation and acquisition of unreclaimed lands disturbed by phosphate mining and not subject to mandatory reclamation, 20 25 percent; effective July 1, 1992, to the credit of the Nonmandatory Land Reclamation Trust Fund, 40 percent.*

On motion by Senator Gardner, by two-thirds vote **HB 23-C** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—19 Nays—15

RETURNING MESSAGES—FINAL ACTION

The Honorable Gwen Margolis, President

I am directed to inform the Senate that the House of Representatives has passed SB 6-C and adopted SCR 8-C.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

VETOED BILLS 1991 REGULAR SESSION

The Honorable Jim Smith
Secretary of State

May 29, 1991

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Committee Substitute for Senate Bill 106, enacted by the 23rd Regular Session since the Constitution of 1968, during the Regular Session of 1991, and entitled:

An act relating to title insurance; creating the Title Insurance Statutory Review Commission; providing for appointment of members; requiring the commission to study and report to the Legislature on specified statutory provisions relating to title insurance; providing for expiration of the commission; providing restrictions on appointment authority; providing for filling of vacancies; providing for meetings; providing for election of a chair; providing for hearings; specifying information that may be considered by the commission; providing for per diem and travel expenses; requiring the Department of Insurance to provide staff support; providing for payment of commission expenses out of the Insurance Commissioner's Regulatory Trust Fund; requiring title agents to provide certain documents to prospective buyers under certain circumstances; providing an effective date.

Committee Substitute for Senate Bill 106 establishes a Title Insurance Statutory Review Commission to study the Florida Statutes relating to title insurance agents and contracts, in order to serve as a resource to the Legislature in its upcoming sunset review of these areas of the law. While I support this effort to seek the valuable input of the industries affected by these laws, the bill contains an unrelated provision which requires title agents to provide certain documents to prospective purchasers of real property subject to a homeowners association.

The latter provision is well-intentioned and points up the need to inform purchasers of property subject to homeowners associations. Unfortunately, the language of the bill is so vague that it would cause confusion in the industry and would create unforeseen consequences. Responsibility is imposed on "title agents" to provide the documentation. It is unclear whether this vague term applies only to "title insurance agents" licensed pursuant to Part V of Chapter 626, Florida Statutes, or, more generically, to any agent involved in the closing who handles title matters, such as a title insurance underwriter. Similarly, the bill is not limited to documents of record, but broadly requires the provision of "any other document which notifies the prospective buyer of any other cost, fee, or assessment which might create a lien on such property." This requirement mandates agents to go beyond the scope of their traditional role and in some cases may require them to provide a document of which they cannot conceivably have knowledge.

Finally, the law is silent as to the penalty or liability of a title agent for failure to provide these documents. I am therefore withholding my approval of Committee Substitute for Senate Bill 106 and do hereby veto the same.

With kind regards, I am

Sincerely,
Lawton Chiles
Governor

The Honorable Jim Smith
Secretary of State

May 24, 1991

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Committee Substitute for Senate Bill 174, enacted by the 23rd Regular Session since the Constitution of 1968, during the Regular Session of 1991, and entitled:

An act relating to remedies for unlawful discriminatory practices; creating s. 760.07, F.S.; providing for a right of action for equitable remedies and actual and punitive damages for persons aggrieved by discriminatory practices in the areas of education, employment, housing and public accommodations; providing for attorney's fees and court costs; providing an effective date.

Senate Bill 174 creates a civil cause of action with a right to a jury trial with actual and punitive damages and attorney's fees for a violation of unspecified statutes involving unlawful discrimination. It also empowers the courts to grant any equitable relief, including temporary and permanent injunctions.

After a very careful and thorough review, I firmly believe that Senate Bill 174 is so seriously flawed that I can not use it to demonstrate my longstanding commitment to civil rights reform. It is with great reluctance that I must veto this bill and with great enthusiasm that I look to the next legislative session in January when I will lead the march toward strengthening our state's antidiscrimination laws.

We began this march in the closing weeks of the 1991 legislative session when we were able to persuade the Legislature to pass a bill which embodied the recommendations of the Florida Supreme Court Racial and Ethnic Bias Study Commission.

That milestone legislation is now state law. It creates a Civil Rights Division in the Attorney General's office which is empowered to bring lawsuits, on behalf of the state, to redress grievances of minority citizens whose civil rights have been violated. This new law also requires minority participation on the panels that select our state's judges and that develop policy in the area of juvenile justice.

I'm proud of that civil rights legislation, and I am anxious to work with that Commission, and with the Florida Human Relations Commission, so that we can present comprehensive civil rights legislation in the next session. Such legislation will be more effective and focused than SB 174.

As much as I am attracted to the ideas of Senate Bill 174, I can not embrace the bill because I feel that it will be counter-productive in our effort to remedy unlawful discrimination. The greatest threat to the civil rights reform movement are laws that mislead the public by raising their expectations, only to discover that the greatest beneficiaries are the lawyers who are involved in the process.

That surely was an unintended consequence of Senate Bill 174, but because this bill was rushed through both houses with virtually no debate or legislative refinement, it is not surprising that the bill is so vague and imprecise, and that it fails to give clear guidance to lawyers, judges or even the individuals subject to the bill's provisions.

Senate Bill 174 seems likely to allow for an independent lawsuit in court without having to first seek conciliation in the administrative process. It also permits the party to sue for punitive damages without any limitation on the amount of such damages. It seems to me that before we set in motion numerous lawsuits and jury trials with unlimited exposure in punitive damages and attorney's fees, we should know exactly which statutes give rise to such a claim, and what impact the bill will have on deterring unlawful discrimination.

This legislation leads to costs so excessive that the overall interests of those who are subject to unlawful discrimination will likely be harmed. These dollars would be better spent in the areas of education, equal employment opportunities, health, juvenile justice remediation, and for programs which make amends for the devastating effects of past discrimination.

I am committed to a system for redressing unlawful discrimination that provides timely and effective remedies, without inducing lawsuits that drag on for years and making adversarial proceedings the preferred forum.

Those who discriminate on the basis of race, color, religion, gender, national origin, age, handicap, or marital status should not take comfort in my veto message today. And those who find themselves frequently victimized by discrimination should not be discouraged, because the march of change is on their side.

I am very heartened to see that the Florida Legislature is willing to enact progressive civil rights measures, and they are going to get plenty of chances in the next three years.

I want civil rights legislation which can stand the test of time, be workable, allow reconciliation and mutual respect, and which does not provide benefits to lawyers totally out of proportion to the benefits bestowed on their needy clients. My complaint with Senate Bill 174 is not with how many dollars are involved, but with who will end up getting them, and whether we really will be reforming the practices and attitudes of people and corporations who unlawfully discriminate.

Committee Substitute for Senate Bill 174 is not such a bill, and therefore I am withholding my approval and do hereby veto it.

With kind regards, I am

Sincerely,
Lawton Chiles
Governor

The Honorable Jim Smith
Secretary of State

May 28, 1991

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Committee Substitute for Senate Bill 1336, enacted by the 23rd Regular Session of the Legislature since the Constitution of 1968, during the Regular Session of 1991, and entitled:

An act relating to taxes; amending ss. 1, 2, and 3, ch. 67-930, Laws of Florida; revising provisions which authorize certain cities to levy a municipal resort tax, to remove an exemption for beer and malt beverages; amending s. 125.0104, F.S.; revising provisions which authorize the levy of an additional local option tourist development tax to pay debt service on bonds for the construction or renovation of a professional sports franchise facility, to provide for use of the tax for such debt service for a motorsport racing or testing facility or for construction of tourist-oriented capital facilities; amending s. 212.08, F.S.; providing an exemption from said tax for works of art sold to or used by nonprofit libraries, art galleries, museums, or other educational institutions; providing an exemption for such property purchased or imported for the purpose of being loaned to any such institution or organization located in this state; providing applicability; extending the date for filing for a specified tax exemption; authorizing the levy of such additional tax for the acquisition, clearance, or disposition of property in a community redevelopment area; providing requirements and limitations; providing for the levy of an additional tax to promote tourism by supporting culture and cultural events in certain counties; amending s. 288.1162, F.S., to conform; 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; providing an effective date.

I have objections to the additional taxes authorized by this bill for the reason that the uses permitted for such taxes are not related to tourism development. This bill sets a precedent for funding local projects from the tourist development tax and is focused on redevelopment uses rather than tourist promotion uses.

The bill specifies that the tourist development tax revenues may be used for community redevelopment as defined in section 163.340, Florida Statutes, which is designed to eliminate and prevent the development or spread of slums and blight or for the provision of affordable housing. While the bill prohibits the disposition of property acquired under its provisions for residential use, community redevelopment should not be accomplished through the levy of resort and tourist development taxes.

I recognize the problems faced by the City of Fort Lauderdale and support that City's desire to redevelop blighted beach areas; it is the method for accomplishing this worthy goal to which I object. Under the provisions of this bill, the tax proceeds, which are paid by motel and hotel guests, may be used to develop facilities in direct competition with the motels and hotels that would be funding the project through the tax.

Funding a motorsport racing or testing facility is not an appropriate use of tourist development taxes. A major concern of the tourism industry has been that the revenues derived from these taxes would be applied for purposes other than tourism promotion and this bill gives credence to that concern. Other programs exist for redevelopment purposes and construction or renovation of motorsport racing and testing facilities, and their use would be more appropriate for the objectives sought by this provision.

The Florida Tourism Commission, created by the 1991 Legislature, will be making recommendations within a year regarding funding tourism promotion in the state. This Commission has strong support from the tourism industry, and to make such a major change to the tourist development tax would send the industry a very negative signal when they will be considering taxing themselves to fund statewide tourism promotions. It is necessary to veto this bill to protect this source of revenue for the state's most important industry.

For these reasons, I am withholding my approval of Committee Substitute for Senate Bill 1336 and hereby veto the same.

Sincerely,
Lawton Chiles
Governor

The Honorable Jim Smith
Secretary of State

May 28, 1991

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Senate Bill 1676, enacted by the 23rd Regular Session since the Constitution of 1968, during the Regular Session of 1991, and entitled:

An act relating to educational facilities; authorizing the District Board of Trustees of Pasco-Hernando Community College to acquire described property; authorizing site planning, engineering, and master planning for such property; repealing s. 235.195(4), F.S., relating to limitations on funding for a joint-use facility; amending s. 235.196, F.S.; providing conditions with respect to requests for funds to construct a community educational facility; requiring the Office of Educational Facilities through an independent appraiser to determine the value of existing sites for purposes of developing community educational facilities; amending s. 235.31, F.S.; providing for the purchase of maintenance, repair and site improvement services by district school boards from other governmental contracts; amending s. 235.435, F.S.; revising requirements relating to a request for funding from the Special Facility Construction Account; amending s. 235.435, F.S.; revising requirements relating to a request for funding from the Special Facility Construction Account; providing an effective date.

Senate Bill 1676 includes several provisions modifying laws relating to educational facilities.

This bill would have removed the present statutory limitation allowing an educational institution to construct a joint-use project only every 5 years. The five-year cap allows an orderly planning process to address this state's growing student enrollment. The deletion of the limitation would bypass the priority setting necessary to address the most pressing educational needs first.

Further, I am not convinced that this provision has received thorough legislative scrutiny. Circumventing the committee process, as this provision has, eliminates proper study and public debate.

I am therefore withholding my approval of Senate Bill 1676 and do hereby veto the same.

With kind regards, I am

Sincerely,
Lawton Chiles
Governor

The Honorable Jim Smith
Secretary of State

May 28, 1991

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under Article III, Section 8 of the Constitution of Florida, I do hereby withhold my approval and transmit to you with my objections, Senate Bill 1708, enacted by the 23rd Regular Session of the Legislature since the Constitution of 1968, during the Regular Session of the Legislature since the Constitution of 1968, during the Regular Session of 1991, and entitled:

An Act relating to community redevelopment areas; amending section 163.380 Florida Statutes, providing that community redevelopment real property may be sold at a value determined to be in the public interest; providing guidelines for determining if the value is in the public interest; providing an effective date.

Community redevelopment agencies are based in statute and are either individuals appointed by a local government body as the government body itself. Presently, they are allowed to dispose of their property at an amount not less than its fair value. This legislation would change that standard to a value determined by the agency to be in the public interest, taking into account the long-term benefits to be achieved by the county, municipality, or community redevelopment agency resulting from incurring short-term losses or costs.

Whenever an entity has the ability to make the conscious decisions to experience a loss in the use of public funds, there should be some mechanism for the citizens to voice their concerns. Because some community redevelopment agencies are comprised entirely of appointed citizens, I believe this legislation creates an inordinate amount of discretion without the prerequisite safeguards for public funds. Such safeguards might include public forums such as hearings, direct control or review of a decision by elected officials, and rulemaking activity to develop proper and uniform criteria. None of these measures are contained in Senate Bill 1708.

Additionally, the public notice provision of this statute is not sufficient to permit adequate public notice and comment on decisions to dispose of public property at less than fair value.

For these reasons, I am withholding my approval of Senate Bill 1708 and do hereby veto the same.

Sincerely,
Lawton Chiles
Governor

The Honorable Jim Smith
Secretary of State

May 9, 1991

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Committee Substitute for Senate Bill 1876, enacted by the 23rd Regular Session of the Legislature of Florida, convened under the Constitution of 1968, during the Regular Session of 1991, and 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.

Committee Substitute for Senate Bill 1876 provides limitations on the ability to hire, promote, or give raises to Senior Management and Selected Exempt employees for a seven-month period, extending before and just after each general election for Governor and Cabinet members.

The very purpose of the Senior Management and Selected Exempt systems was to give discretion to managers to recruit and retain high quality senior staff. Florida relies on its administrators, its publicly employed doctors and lawyers, and its managers to see that the services our tax dollars buy are fairly distributed and efficiently provided. Committee Substitute for Senate Bill 1876 would affect these classes of nearly 3300 employees to address abuses which occurred in the recent past when very, very few employees received substantial increases in salary just after the election and before the new administration took office.

By its broad restrictive language, Committee Substitute for Senate Bill 1876 would cause more harm to Florida than the good which motivated its passage. If allowed to become law, this legislation would prevent an agency head from hiring a doctor, a lawyer or other professional to fill a vacancy, or at the very least substantially interfere with the agency head's abilities to do so. Further, even if a vacancy were determined by the Governor and Cabinet to constitute an emergency if not filled, the bill so substantially limits the amount which can be paid to the incoming employee that it would limit an agency head's ability to hire a minimally qualified individual.

As we focus on making government more efficient, responsibilities are being structured so that each manager occupies a position which has been determined to be critical to the function of our State. By severely limiting the ability to hire, this legislation could cripple state government just before and just after a change in administration.

I am therefore withholding my approval of Committee Substitute for Senate Bill 1876 and do hereby veto the same.

Sincerely,
Lawton Chiles
Governor

The Honorable Jim Smith
Secretary of State

May 28, 1991

Dear Secretary Smith:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of the State of Florida, I do hereby withhold my approval and transmit to you with my objections, Senate Bill 2000, enacted by the 23rd Regular Session of the Legislature since the Constitution of 1968, during the Regular Session of 1991, and entitled:

An act relating to general laws affecting local financing; providing procedures for the governing body of a county or municipality to declare, pursuant to an ordinance, that the county or municipality is not bound by a general law that requires the expenditure of funds and is enacted in violation of section 18(a), Article VII of the State Constitution; providing for review of any such ordinance under writ of mandamus filed by the Attorney General; providing for a determination of insignificant fiscal impact as used in section 18(d), Article VII of the State Constitution; repealing s. 11.076, F.S., relating to requirements for general laws affecting local financing; repealing s. 163.705(3), F.S., relating to the duties of the Florida Advisory Council on Intergovernmental Relations pertaining to the analysis of legislation affecting local revenue sources; providing an effective date.

Senate Bill 2000 is designed to provide a mechanism to determine whether state legislation violates Article VII, Section 18 of the Constitution of the State of Florida. Generally, Article VII, Section 18, prohibits the Legislature from enacting or amending any general law that requires the local government to undertake an activity or perform a service unless the Legislature provides sufficient funds or taxing authority to the local government to use to undertake the activity or perform the service. Florida's electorate approved this constitutional provision by a wide margin during the November 1990 general elections.

My primary concern with this bill is that it places extraordinary burdens on those local governments that elect to avail themselves of the protections afforded by the constitutional provision, and thus chills the clear will and intent of Florida's electorate in approving the constitutional provision.

In my opinion, the primary purpose of the constitutional provision was to discourage the Legislature's historical practice of reaping the benefit derived from enacting politically popular programs without facing the responsibility of funding the programs. The constitutional provision is thus a restriction on the Legislature's authority and should be given full effect. In other words, if the constitutional provision is designed to place restrictions on the Legislature's authority, the Legislature should embrace the will of the people rather than develop a procedure designed to frustrate that will.

One need only look to section 2 of the bill to evince the Legislature's intent. Section 2 defines the term "insignificant impact" in subsection (d) of Article VII, Section 18 of the State Constitution, to mean an amount not greater than \$1.4 million; however, the Legislature, for purposes of its appropriation process, defines "insignificant fiscal impact" to be an amount not greater than \$50,000.

Senate Bill 2000 establishes a process in which a local government seeking to afford itself of the protections in Article VII, Section 18 of the Constitution must notify the Attorney General of its intent and then successfully defend its action when the Attorney General institutes legal proceedings against the local government. Senate Bill 2000 directs the Attorney General to institute a writ of mandamus to compel the local government to comply with the legislation unless the Attorney General finds the legislation violates the constitutional provision "on its face." In my opinion, the procedure places an extraordinary financial burden on a local government to avail itself of the protections afforded by the Constitution. Additionally, the legislation vests very little discretion with the Attorney General with respect to whether he should institute legal proceedings. The net result of the procedure established by the legislation is that sorely needed state and local tax revenues will be diverted to fund lawsuits between governments.

Section 163.703 creates the Florida Advisory Council on Intergovernmental Relations, which is authorized to evaluate interrelationships among local, state and federal agencies. The recommendation of this Council would be valuable in drafting appropriate implementing legislation for Section 18, Article VII of the Florida Constitution.

For these reasons, I am withholding my approval of Senate Bill 2000 and do hereby veto the same.

Sincerely,
Lawton Chiles
Governor

Honorable Jim Smith
Secretary of State

May 28, 1991

Dear Mr. Secretary:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8 of the Constitution of the State of Florida, I do hereby withhold my approval of portions of Senate Bill 2300, enacted by the Twelfth Legislature of Florida under the Florida Constitution, 1968 Revision, during the Regular Session of 1991, and 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."

I have reviewed Senate Bill 2300, the General Appropriations Act, and am happy to report that it accomplishes a great deal for the people of Florida, present and future. Most of the fiscal priorities I outlined in my recommended 1991-92 budget have been met without a general tax increase.

I hereby veto proviso language following appropriation 310 on page 36 appropriating \$100,000 from the Housing Finance Agency Trust Fund to provide grants to support housing cooperatives that comply with the provisions of s. 420.605(4), Florida Statutes. These federal funds are specifically for the purpose of providing housing assistance payments under the Section Eight housing program. The proviso language specifies a use that is not consistent with federal requirements.

"From funds provided in Specific Appropriation 310, \$100,000 shall be made available for grants to support housing cooperatives that comply with the provisions of s. 420.605(4), F.S. These grants shall be awarded on a competitive basis."

I hereby veto portions of proviso language following Appropriation 547 on page 87 appropriating up to \$980,000 from the General Revenue Fund for participation in the Florida Linkage Institutes. This proviso conflicts with current law which limits participation to specific institutions. The benefit to education by the expenditure of state funds for these Institutes is of questionable value.

"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."

I hereby veto portions of proviso language following Appropriation 580D on pages 98 and 99 appropriating up to \$250,000 from the General Revenue Fund for participation in the Florida Linkage Institutes. This proviso conflicts with current law which limits participation to specific institutions. The benefit to education by the expenditure of state funds for these Institutes is of questionable value.

"From the funds provided in Specific Appropriation 580D, 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."

Specific Appropriation 1076A on page 167 appropriating \$750,000 from the Florida Real Time Vehicle Information System Trust Fund for the Auto Clerk Program is hereby vetoed. This pilot program was reduced in the course of the January 1991 reductions since the reliability of the program had not been adequately demonstrated. This appropriation is a match of Specific Appropriation 1082A.

	STRIKE:	INSERT:
"1076A Special Categories Automated Registration System From Florida Real Time Vehicle Information System Trust Fund		750,000"

Specific Appropriation 1082A on page 167 appropriating \$750,000 from the Working Capital Trust Fund for the Auto Clerk Program is hereby vetoed. This pilot program was reduced in the course of the January 1991 reductions since the reliability of the program had not been adequately demonstrated. This appropriation is a match of Specific Appropriation 1076A.

	STRIKE:	INSERT:
"1082A Special Categories Automated Registration System From Working Capital Trust Fund		750,000"

Specific Appropriation 1082B on page 167 appropriating \$62,608 in the Working Capital Trust Fund for contractual data entry services is hereby vetoed. Beginning July 1, 1991, the electronic transmission of registration data via the Florida Real Time Vehicle Information System will eliminate the need for manual data entry services.

	STRIKE:	INSERT:
"1082B Special Categories Contractual Data Entry Services From Working Capital Trust Fund		62,608"

I hereby veto proviso language following Specific Appropriation 1469 on page 202 providing that up to \$500,000 from the Employment Security Administration Trust Fund may be utilized to match available State dropout prevention funds to establish Jobs for America's Graduates programs. This item was not requested by the Department of Labor and Employment Security and circumvents agency or other process for needs analysis. Also, since the proviso specifies Jobs for America's Graduates, this causes unfair competition to other contractors providing similar services. The services provided by this organization are being provided by the Department of Education's Occupational Specialist positions placed in high schools.

"From funds in Specific Appropriation 1469, up to \$500,000 may be utilized to match available state dropout prevention funds to establish Jobs for America's Graduates programs."

Specific Appropriation 1589A on page 217 appropriating \$40,480 in the Camp Blanding Management Trust Fund for data processing services is hereby vetoed. This appropriation duplicates funds appropriated for other capital outlay in Specific Appropriation 1589.

	STRIKE:	INSERT:
"1589A Data Processing Services Other Data Processing Services From Camp Blanding Management Trust Fund		40,480"

Specific Appropriation 1900D and accompanying proviso language on page 257 appropriating \$38,000 from the General Revenue Fund for purchase or lease-purchase evaluation of buildings for the Department of Health and Rehabilitative Services, the Department of Corrections and the Parole Commission is hereby vetoed. The Department of General Services is required, by section 255.254, F.S., to evaluate cost effective-

ness and feasibility before acquiring existing structures. Such evaluations should be initiated by the Department after the merits of a proposed acquisition have been thoroughly considered. This special study, which is directed to buildings in Ft. Walton, Dade City and Tallahassee, was placed in the Department's budget in a manner which completely circumvents the Division of Facilities Management's normal planning and selection process. Furthermore, if the state purchased these structures at the end of a lease period, it is likely that the condition of the buildings will be poor, and the state will incur substantial repair and upkeep costs.

	STRIKE:	INSERT:
"1900D Fixed Capital Outlay Purchase/Lease Purchase Evaluation of Buildings - Health and Rehabilitative Services, Corrections and Parole Commission From General Revenue Fund		38,000"

From funds provided in Specific Appropriation 1900D the Department of General Services shall evaluate for purchasing or lease-purchasing buildings located at 340 N.W. Beal Parkway and 1415 Highway 52 in Fort Walton Beach and Dade City respectively and the current headquarters building of the Department of Corrections and the Parole Commission including up to an additional 125,000 square feet at the same location. The exercise of purchase or lease purchase is conditioned upon the following occurrences:

1. The Department of General Services performing or having performed a life-cycle cost analysis and evaluation as set forth in Section 255.255, Florida Statutes, and determining that the acquisition of the property will be economically feasible.
2. That an asbestos survey be made available as provided for in Chapter 255, Florida Statutes.
3. The Department of General Services certifies that the properties proposed for purchase or lease purchase will be appropriate for inclusion in the Florida Facilities Pool as set forth in Sections 255.501-255.525, Florida Statutes, and will not adversely affect the current existing pool of state buildings."

Specific Appropriation 1924A on page 260 appropriating \$400,000 from the General Revenue Fund to construct a new National Guard Armory in Wauchula is hereby vetoed. These funds are intended as a match for an appropriation from the federal government, but the match amount is not in the President's recommended budget for Fiscal Year 1992, which starts on October 1, 1991. If federal funds do become available, a state appropriation could be made in the next fiscal year.

	STRIKE:	INSERT:
"1924A Fixed Capital Outlay New National Guard Armory - Wauchula From General Revenue Fund		400,000"

Specific Appropriation 1934E and the associated proviso language on page 267 appropriating \$1,750,000 from the Educational Enhancement Trust Fund to the University of Florida Vet Medicine Challenge Grant Program is hereby vetoed. This appropriation was contingent upon reversion of the project as of April 1, 1991. The project did not revert; therefore, the appropriation is not needed.

	STRIKE:	INSERT:
"1934E Fixed Capital Outlay State University System - University of Florida Vet Medicine Challenge Grant Program From Educational Enhancement Trust Fund		1,750,000"

The appropriation provided in Specific Appropriation 1934E is contingent upon the reversion of an appropriation for the named project included within item 2042E of Chapter 89-253, Laws of Florida.

UF - Vet Medicine Teaching Hospital Expansion Phase II	1,750,000"
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Specific Appropriation 1934F on pages 267 and 268 and the associated proviso language appropriating \$1,942,795 from the Capital Improvements Fee Trust Fund to the University of Central Florida for completion of additional space in the Student Union Project and to Florida International University for the Student Health Services Center is hereby vetoed. This appropriation was contingent upon reversion of the projects as of April 1, 1991. The projects did not revert; therefore, the appropriation is not needed.

	STRIKE:	INSERT:
"1934F Fixed Capital Outlay State University System Capital Improvement Fee Projects From Capital Improvements Fee Trust Fund		1,942,795

The following projects for the State University System are included in the funds appropriated in Specific Appropriation 1934F.

UCF - Completion of additional space in the Student Union Project	1,171,263
FIU - Student Health Services Center	771,532

The project appropriations included within Specific Appropriation 1934F are contingent upon the reversion of appropriations provided for the named projects within item 2094A of Chapter 89-253, Laws of Florida."

Specific appropriation 1934G on page 268 appropriating \$450,000 from the Educational Enhancement Trust Fund to University of South Florida, Sarasota for Caples Fine Arts Projects is hereby vetoed. This appropriation was contingent upon reversion of the project as of April 1, 1991. The Project did not revert; therefore, the appropriation is not needed.

	STRIKE:	INSERT:
"1934G Fixed Capital Outlay State University System - University of South Florida Sarasota Caples Challenge Grant Program From Educational Enhancement Trust Fund		450,000

The following University project is provided in Specific Appropriation 1934G in accordance with the provision of s 240.2601, Florida Statutes.

USF - Sarasota Caples Fine Arts Project	450,000
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The project provided in Specific Appropriation 1934G is contingent upon the reversion of the Sarasota Caples Project Completion project within item 2042E of Chapter 89-253, Laws of Florida."

I hereby veto portions of proviso language following specific appropriation 1978 on page 285 appropriating \$3,553,164 from Public Education Capital Outlay and Debt Service Trust Fund to Florida Community College at Jacksonville to remodel and renovate Urban Resource Center Building. The need for this project has not been established by the required survey process. Additionally, the value to the State of spending more than double the purchase price for renovation is of questionable benefit.

	STRIKE:	INSERT:
"Florida Community College at Jacksonville Rem/Ren Urban Resource Center Building		3,553,164"

Specific Appropriation 1981B and the associated proviso language on page 290 appropriating \$75,000,000 from Public Education Capital Outlay and Debt Service Trust Fund for Public School New Construction is hereby vetoed. This appropriation would provide funding for public

schools construction in excess of the level which could be expended in a careful, judicious and cost efficient process. Additionally, the appropriation would not be distributed in accordance with s. 235.435(3), F.S., and would eliminate 16 of the school districts from the allocation.

	STRIKE:	INSERT:
"1981B Fixed Capital Outlay Public School New Construction From Public Education Capital Outlay and Debt Service Trust Fund		75,000,000

Funds provided in Specific Appropriation 1981B shall be allocated and expended as provided in s. 235.435(3), Florida Statutes, to the developmental research schools and to those public school districts who are levying a minimum of 1.5 mills against the nonexempt assessed valuation under the provisions of s. 236.25(2), Florida Statutes, including that millage which is being paid for debt service under voted bond issues authorized under s. 236.31 and 236.37, Florida Statutes. The total millage for capital outlay purposes shall equal or exceed 1.5 mills to be eligible for an appropriation which would be allocated under the provisions of s. 235.435(3), Florida Statutes."

Specific Appropriation 1991D and the associated proviso language on page 294 appropriating \$4,000,000 from Public Education Capital Outlay and Debt Service Trust Fund to University of Florida for expansion of Vet. Medicine Teaching Hospital is hereby vetoed. This appropriation was contingent upon reversion of the project as of April 1, 1991. The project did not revert; therefore, the appropriation is not needed.

	STRIKE:	INSERT:
"1991D Fixed Capital Outlay State University System UF - Vet Med Teach Hosp Expan From Public Education Capital Outlay and Debt Service Trust Fund		4,000,000

The appropriation provided in Specific Appropriation 1991D is contingent upon the reversion of an appropriation for the named project included within item 2100 of Chapter 89-253, Laws of Florida."

Specific Appropriation 1992B and the associated proviso language on page 294 appropriating \$1,743,000 from Public Education Capital Outlay and Debt Service Trust Fund to Florida International University for remodeling Physical Sciences is hereby vetoed. This appropriation was contingent upon reversion of the project as of April 1, 1991. The project did not revert; therefore, the appropriation is not needed.

	STRIKE:	INSERT:
"1992B Fixed Capital Outlay State University System Florida International University Remodel Physical Sciences From Public Education Capital Outlay and Debt Service Trust Fund		1,743,000

Funds in Specific Appropriation 1992B are contingent upon the reversion of an appropriation for the named project included within Item 2100 of Chapter 89-253, Laws of Florida."

Specific Appropriation 1992C and the associated proviso language on pages 294 and 295 appropriating \$14,000,000 from Public Education Capital Outlay and Debt Service Trust Fund for purchase of leasehold and possessory interest in 16.73 acres and improvements (Allstate Building) for the Magnet Lab is hereby vetoed. The need for the facility has not been established by the required survey process.

	STRIKE:	INSERT:
"1992C Fixed Capital Outlay Purchase Leasehold and Possessory Interest in 16.73 Acres and Improvements (Allstate Bldg) for Magnet		

Laboratory - Phases I and II
From Public Education Capital
Outlay and Debt Service Trust
Fund

14,000,000

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 the 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 88-3273 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.

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.

Funds provided in Specific Appropriation 1992C for the Allstate Building project for the Florida State University shall not be included in the calculations to determine the average percentage of the funds appropriated by the Legislature for fixed capital outlay for the State University System as required in s. 235.014(16), Florida Statutes."

The portions of Senate Bill 2300 which are set forth herein with my objections are hereby vetoed, and all other portions of Senate Bill 2300 are hereby approved.

With kind regards, I am

Sincerely,
Lawton Chiles
Governor

The bills, together with the Governor's objections thereto, were referred to the Committee on Rules and Calendar.

ROLL CALLS ON SENATE BILLS

SB 6-C

Yeas—31

Madam President	Dantzler	Johnson	Souto
Bankhead	Diaz-Balart	Kirkpatrick	Thomas
Beard	Dudley	Kiser	Thurman
Brown	Forman	Kurth	Weinstein
Bruner	Gardner	McKay	Weinstock
Casas	Grizzle	Meek	Wexler
Childers	Jenne	Myers	Yancey
Crenshaw	Jennings	Plummer	

Nays—2

Crotty Langley

Vote after Roll Call:

Yea—Scott

Nay to Yea—Crotty

SR 12-C

Yeas—36

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

Nays—None

All Senators voting were recorded as co-sponsors of SR 12-C.

SB 16-C

Yeas—31

Madam President	Diaz-Balart	Johnson	Scott
Bankhead	Dudley	Kirkpatrick	Souto
Brown	Forman	Kiser	Thurman
Bruner	Gardner	Kurth	Weinstein
Casas	Gordon	Langley	Weinstock
Childers	Grizzle	McKay	Wexler
Crotty	Jenne	Meek	Yancey
Dantzler	Jennings	Myers	

Nays—None

Vote after roll call:

Yea—Plummer, Thomas

SB 20-C

Yeas—35

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

Nays—None

SB 22-C

Yeas—35

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

Nays—None

SB 26-C

Yeas—35

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

Nays—None

ROLL CALLS ON HOUSE BILLS

CS for HB 21-C

Yeas—30

Madam President	Dantzler	Johnson	Thomas
Bankhead	Diaz-Balart	Kiser	Thurman
Brown	Dudley	Kurth	Walker
Bruner	Forman	McKay	Weinstein
Casas	Gardner	Meek	Weinstock
Childers	Gordon	Myers	Wexler
Crenshaw	Jenne	Scott	
Crotty	Jennings	Souto	

Nays—1

Langley

Vote after roll call:

Yea—Grizzle, Plummer

HB 23-C—Amendment 4

Yeas—12

Brown	Gardner	Meek	Weinstein
Dantzler	Jenne	Thomas	Weinstock
Forman	Kirkpatrick	Thurman	Wexler

Nays—20

Bankhead	Crenshaw	Jennings	Myers
Beard	Crotty	Kiser	Plummer
Bruner	Diaz-Balart	Kurth	Scott
Casas	Dudley	Langley	Souto
Childers	Grizzle	McKay	Walker

Vote after Roll Call:

Nay to Yea—Bruner

HB 23-C

Amendment 4—after Reconsideration

Yeas—35

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

Nays—None

HB 23-C

Yeas—19

Madam President	Gardner	McKay	Thurman
Brown	Grizzle	Meek	Walker
Casas	Jenne	Plummer	Weinstein
Diaz-Balart	Kirkpatrick	Souto	Wexler
Forman	Kurth	Thomas	

Nays—15

Bankhead	Crenshaw	Jennings	Myers
Beard	Crotty	Johnson	Scott
Bruner	Dantzler	Kiser	Yancey
Childers	Dudley	Langley	

RECESS

On motion by Senator Thomas, the Senate recessed at 6:24 p.m. to reconvene upon call of the President.

ADJOURNMENT

The Senate did not reconvene so the special session was adjourned sine die at 12:00 midnight.