



Journal of the Senate

Number 2—Special Session H

Tuesday, June 2, 1992

CALL TO ORDER

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

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

Excused: Senators Gordon, Langley and Walker

PRAYER

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

Let us meditate upon the words of Kahil Gibran:

Lord, teach us to work with love, knowing that work is love made visible.

Teach us to weave the cloth with threads drawn from our heart, even as if you our beloved were to wear that cloth.

To build a house with affection, even as if you were to dwell in that house.

To sow seeds with tenderness and reap the harvest with joy, even as if you were to eat the fruit.

To charge all things we fashion with a breath of our own spirit.

And to know that all the blessed dead are standing about us and watching. Amen.

REPORTS OF COMMITTEES

The Committee on Finance, Taxation and Claims recommends the following pass: SJR 2-H, CS for SB 48-H

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

The Committee on Finance, Taxation and Claims recommends the following pass: SJR 36-H

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

The Committee on Finance, Taxation and Claims recommends the following pass: SB 80-H

The bill was placed on the calendar.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Appropriations—

SB 140-H—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1992, and ending June 30, 1993, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Appropriations—

SB 142-H—A bill to be entitled An act relating to implementing the fiscal year 1992-1993 General Appropriations Act; providing legislative intent; providing that the Emergency Medical Services Trust Fund may be used to fund Medicaid reimbursement for patient transportation; eliminating funding for Medicaid coverage for pregnant women and children under age 1 with incomes above 150 percent up to and including 185 percent of the most current federal poverty level; eliminating funding for increases in obstetrical fees for Medicaid providers and requiring the Department of Health and Rehabilitative Services to reimburse such providers for obstetrical services based on the rates in effect on a specified date; reducing funding for Medicaid physician fees; providing for calculation of the Health Care Cost Containment Board assessment for certain teaching hospitals having 100,000 or more Medicaid covered days; providing for deposit into the Planning and Evaluation Trust Fund of fees assessed against selected health care facilities and used to fund the Statewide Health Council and local health councils; directing the Correctional Education School Authority to use federal Pell Grant funding to the fullest extent possible and requiring the Department of Corrections to give priority consideration for employment to employees displaced by the reduction of the authority; authorizing the Department of Transportation to enter into loan agreements with certain airports for the development of international passenger facilities, which shall be repaid within 10 years; authorizing the Department of Transportation to transfer certain funds to the Department of Commerce to develop a trade data resource and research center; requiring the Department of Transportation to prepare a tentative work program for 1992-1997 that implements the Intermodal Surface Transportation and Efficiency Act; providing requirements thereof and responsibilities of the Department of Transportation, the Department of Community Affairs, and the Florida Transportation Commission with respect thereto; authorizing the Department of Transportation to enter into a loan agreement up to a specified amount to implement the Spaceport Florida Authority Act and providing for repayment thereof; providing that a specified appropriation relating to the Addition - Kirkman Complex for the Department of Highway Safety and Motor Vehicles will not revert until a specified date; extending the authority of the Department of State to transfer funds from the Corporations Trust Fund to the Division of Licensing Trust Fund and providing for uses of such funds; providing for use by the Department of State of moneys deposited into the Public Access Data Systems Trust Fund; continuing and providing for expansion of an experimental program in the Department of Revenue and in the Division of Workers' Compensation of the Department of Labor and Employment Security for fiscal year 1992-1993 to determine the feasibility of acting outside the normal constraints on personnel and budget; revising requirements of the Department of Revenue relating to notice and collection agency contract provisions for the recovery of delinquent taxes; requiring the Department of the Lottery to retain certain funds in order to provide a specified supplemental transfer to the Educational Enhancement Trust Fund; continuing the Resolution Trust Corporation Advisory Commission established pursuant to s. 72, ch. 91-157, Laws of Florida; requiring the Division of Retirement of the Department of Administration to conduct a study on withdrawal of certain dependent and independent public hospitals from the Florida Retirement System and to submit a report thereon to specified legislative leaders; providing for calculation of the statewide adjusted aggregate required local effort for all school districts from ad valorem taxes, under authority of the Commissioner of Education; providing for adjustment of the required local effort millage rate of certain districts; providing for calculation of school districts' maximum total weighted full-time equivalent student enrollment; providing for the implementation of ch. 90-49, Laws of Florida, relating to laboratory schools; requiring the State University System to develop a personnel system to meet certain payroll needs and informational requirements; prohibiting adjustment to the allocation of funds for any university for the 1991-1992 and 1992-1993 fiscal years; providing for no increase adjustment for the

Financial Assistance Payments for Private Tuition Assistance; providing that specified appropriations relating to the Florida International University Library Addition and Joint Center for Conflict Resolution, certain Capital Improvement Fee projects, the University of Central Florida Solar Energy Center, and the University of Florida Library Center East Renovation/Restoration project will not revert until a specified date; transferring all funds from the University of West Florida's Student Activity Lodge Design project and certain funds from the university's Outdoor Recreation Facility Expansion and Other Campus Enhancement Structures project to the university's Commons Building Renovation and Expansion project; revising appropriations to projects at Florida International University relating to the University House Renovation - University Park, the Swimming Pool/Access - University Park, and the Student Center Addition - North Miami, to provide funds for the University House/Graham Center Addition - University Park and the Multi-Purpose Stadium Complex - University Park projects; providing that the unexpended balances of the Rem/Ren Bldg #8 Classroom/Lab - Melbourne project of Brevard Community College will not revert until a specified date and authorizing use of such funds for the remodeling/renovation of Building #1 on the Melbourne Campus; providing that specified appropriations relating to the Florida Community College at Jacksonville Building E - Kent, Performing Arts - South, Child Care Facility - Kent, Energy Conservation - Collegewide, and asbestos abatement projects and the Gulf Coast Community College Site Acquisition project will not revert until a specified date; providing that funds appropriated for the Land Acquisition/Brandon Campus (s) project for Hillsborough Community College will not revert until a specified date and providing for other uses of the unexpended balances of such funds; providing that funds for the Land Acquisition projects for Lake-Sumter Community College will not revert until a specified date and providing for other uses of the unexpended balances of such funds; providing that funds appropriated for the Sumter School District - Comprehensive High School project will not revert until a specified date; authorizing the Division of Bond Finance of the Department of General Services to refinance certain bonds; providing for transfer of certain funds to ensure a specified balance in the Working Capital Fund; eliminating a salary raise for legislators and authorizing legislators to voluntarily reduce salary by a specified percentage; prescribing procedures to be followed if a general revenue shortfall requires the Chief Justice of the Supreme Court to make budget reductions; providing for the Department of Commerce to administer the operations of the Sunshine State Games; providing an authorized use for moneys in the Conservation and Recreation Lands Trust Fund; authorizing the Secretary of State to enter into a contingency-fee agreement for certain legal representation; providing that certain funds appropriated for a residential magnet school in Brevard County shall not revert; prescribing duties of the Florida Health Access Corporation and the Florida Health Care Purchasing Cooperative with respect to provision of health care to specified persons and entities; requiring the Executive Office of the Governor to certify forward unexpended moneys of each state attorney's office and each public defender's office; prescribing uses for moneys carried forward; providing limits on amounts carried forward; prohibiting state officers and employees and persons under contract with an agency of the executive branch from advising persons with respect to divestiture of resources or assets for the purpose of meeting eligibility requirements for state or federally funded services; prohibiting settling, consenting to a condition in, or agreeing to any order in a civil action to which the state is a party unless the Legislature has reviewed and approved the settlement, consent, or order; requiring the Department of Environmental Regulation to loan moneys to the St. Johns River Water Management District to pay bond indebtedness; changing the effective date of ch. 92-279, Laws of Florida, relating to governmental reorganization; authorizing the Department of Education to offer certain employees who retire during the 1992-1993 fiscal year a bonus; providing severability; providing effective dates, including a retroactive effective date, and an expiration date.

—was referred to the Committee on Appropriations.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES ON SENATE BILLS

The Honorable Gwen Margolis, President

I am directed to inform the Senate that the House of Representatives has passed with amendment SB 150-H and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 150-H—A bill to be entitled An act relating to bingo; creating s. 849.0931, F.S.; authorizing the conduct of bingo games by specified organizations and prescribing conditions for the conduct of such games; providing penalties; amending s. 718.114, 723.079, 849.09, 849.094, F.S.; correcting cross-references, providing an effective date.

House Amendment 1 (with Title Amendment)—On page 10, between lines 17 and 18, insert:

Section 6. *This act is repealed July 1, 1993, and shall be reviewed by the Legislature prior to that date.*

(Renumber subsequent section.)

And the title is amended as follows:

On page 1, line 8, after the semicolon (;) insert: providing for review and repeal;

On motion by Senator Childers, the Senate concurred in the House amendment.

SB 150-H passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—36 Nays—None

ROLL CALLS ON SENATE BILLS

SB 150-H

Yeas—36

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

Nays—None

ENROLLING REPORTS

SB 150-H has been enrolled, signed by the required Constitutional Officers and presented to the Governor on June 2, 1992.

Joe Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of June 1 was corrected and approved.

RECESS

On motion by Senator Thomas, the Senate recessed at 12:12 p.m. for the purpose of holding committee meetings and conducting other Senate business until 2:00 p.m., Thursday, June 4 or upon call of the President.