



# Journal of the Senate

Number 4—Special Session E

Monday, March 30, 1992

## CALL TO ORDER

The Senate was called to order by the President at 4:07 p.m. A quorum present—40:

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

The President and members of the Senate informally discussed alternatives to reaching agreement on congressional redistricting.

President Margolis offered to appoint a small informal or ad hoc committee consisting of two Democrats and two Republicans. The purpose of the committee would be to try to work out details of a compromise bill which the Senate could pass.

President Margolis appointed Democratic Senators Gordon and Thurman and offered Minority Leader Senator Crenshaw the opportunity to appoint two Republican Senators. The Minority Office later notified the Secretary that Senator Crenshaw had appointed Senators Diaz-Balart and Kiser to the Committee.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

*The Honorable Gwen Margolis, President*

I am directed to inform the Senate that the House of Representatives has passed as amended HB 41-E, HB 43-E, HB 45-E, HB 57-E, HB 63-E; has passed as amended HB 23-E by the required constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

*John B. Phelps, Clerk*

By Representative Simon—

**HB 41-E**—A bill to be entitled An act relating to workers' compensation; creating "The Workers' Compensation Reform Act of 1992"; creating s. 287.044, F.S.; providing for compliance with chapter 440, F.S.; providing definitions; requiring a sworn statement prior to bidding on a contract under certain circumstances; amending s. 287.058, F.S.; requiring certain contract documents to contain certain payment security provisions; amending ss. 350.0611 and 350.0613, F.S.; providing additional responsibilities of representation for the Public Counsel; amending s. 440.02, F.S.; providing definitions; amending s. 440.05, F.S.; providing for election of exemption; providing for revocation of an election; amending s. 440.055, F.S.; deleting the requirement that employer affidavits be made annually; amending s. 440.09, F.S.; revising coverage provisions related to injuries due to alcohol or drug abuse; amending s. 440.10, F.S.; deleting a penalty; authorizing the Division of Workers' Compensation of the Department of Labor and Employment Security to assess a penalty against certain employers; amending s. 440.101, F.S.; revising legislative intent; amending s. 440.102, F.S.; revising provisions related to the drug-free workplace program; providing certain employers are ineligible for certain discounts; providing additional requirements for followup testing; providing for payment of medical treatments; providing a penalty; providing that certain screening and testing need not comply with certain

rules; providing additional employer protection provisions; creating s. 440.103, F.S.; requiring proof of secured compensation as a condition to receiving a building permit; creating s. 440.104, F.S.; providing for civil actions for competitive bidders; creating s. 440.105, F.S.; prohibiting certain activities; providing penalties; creating s. 440.106, F.S.; providing for civil remedies, stop-work orders, and liens under certain circumstances; authorizing the division to bring certain actions; amending s. 440.11, F.S.; extending to county governments certain immunity from liability; amending s. 440.13, F.S.; requiring employers to provide certain medical services and supplies; providing for eligibility of providers; requiring notice of treatment to carriers; providing for independent medical examinations; providing for utilization review; providing for resolving utilization and reimbursement disputes; providing for certification of expert medical advisors; providing for witness fees; providing for audits by the division; providing for creation of a three-member panel; providing duties; providing for managed care; amending s. 440.135, F.S.; providing legislative intent regarding certain pilot programs; providing for additional pilot programs; amending s. 440.15, F.S.; requiring the three-member panel to establish and use a uniform permanent impairment guide; specifying a basis for the guide; requiring certain forms to be filed for temporary partial disability; providing for repayment of certain benefits under certain circumstances; amending s. 440.16, F.S.; revising certain provisions related to compensation for death; amending s. 440.185, F.S.; revising certain provisions related to notice of injury or death; deleting a requirement that the division forward certain files to a judge of compensation claims; amending s. 440.19, F.S.; providing additional claim filing requirements; amending s. 440.20, F.S.; requiring the division to monitor the timely payment of compensation benefits; providing additional permissible condition for lump-sum payment; amending s. 440.21, F.S.; deleting a penalty; amending s. 440.25, F.S.; revising provisions related to certain hearings held by a judge of compensation claims; revising procedures related to such hearings; authorizing the division to adopt rules; amending s. 440.29, F.S.; requiring receipt of certain medical reports into evidence; amending s. 440.34, F.S.; deleting a penalty; amending s. 440.37, F.S.; deleting provisions relating to misrepresentation, fraudulent activities, and penalties; amending s. 440.38, F.S.; revising provisions related to securing the payment of compensation by employers; requiring the division to adopt rules; permitting employers to obtain coverage by use of a 24-hour health insurance policy; specifying certain coverages; deleting a penalty; amending s. 440.381, F.S.; requiring updating of certain insurance applications; amending s. 440.45, F.S.; revising provisions relating to membership of the statewide nominating commission; amending s. 440.48, F.S.; requiring the department annually report to the Governor and the Legislature on administration of chapter 440, F.S.; requiring the division to complete a quarterly analysis of injuries resulting in claims; requiring the division to submit an annual closed claim report to the Governor and the Legislature; requiring the division to engage in certain continuous studies; creating a premium data collection office in the Department of Labor and Employment Security; amending s. 440.49, F.S.; revising provisions related to reemployment and rehabilitation of injured workers; providing for reemployment status review and reports; providing for reemployment assessments; providing for medical care coordination and reemployment services; providing for training and education; specifying provider qualifications; providing for cost analysis; providing for permanent disability settlements; providing for a study of the reimbursement levels to employers for employment of the disabled; amending s. 440.57, F.S.; revising provisions related to employer liability pooling; providing for pool formation, organization and responsibilities, and membership; providing procedures for failing to maintain adequate funds; providing for assessments against fund members; providing penalties; providing for dividends; creating s. 440.570, F.S.; providing for application of certain provisions to rate filings and applications of group self-insurer's funds; providing for deviations and discounts; creating s. 440.573, F.S.; authorizing the Board of Regents to provide coverage as a self-insurer under certain circumstances; creating

s. 440.574, F.S.; authorizing a group self-insurer's fund to become an assessable mutual insurer; providing requirements; creating s. 440.576, F.S.; providing for venue in certain assessment actions; creating s. 440.577, F.S.; creating the "Florida Self-Insurer's Fund Guaranty Association"; providing definitions; providing purposes; providing for a board of directors; providing powers and duties of the association; requiring the association to submit a plan of operation to the division; providing for preventing self-insurer's fund insolvencies or impairments; providing for public disclosure of certain records of the association; providing for confidentiality of certain reports and information of the association; providing for liability for unpaid claims; providing immunity; prohibiting certain advertisements or solicitations; creating s. 440.592, F.S.; exempting certain records, information, or reports of the division from public disclosure; providing exceptions; creating s. 440.593, F.S.; providing for data collection by the division; creating s. 440.595, F.S.; providing for establishment of a pilot program for legal assistance to injured workers; providing requirements of the program; creating part I of chapter 442, F.S.; creating the "Florida Workplace Safety and Health Act"; providing objectives; providing definitions; providing duties and responsibilities of employers; providing powers and jurisdiction of the division; providing for compensation of injured division employees; providing duties of carriers; requiring the division to conduct certain studies and investigations; providing penalties and sanctions; providing for enforcement; providing for notice of death; creating the Occupational Safety and Health Enhancement Trust Fund; specifying uses of the fund; providing for deposit of moneys into the fund; requiring carriers to file certified statements with the division; specifying employee rights, obligations, and responsibilities; designating ss. 442.102-442.127, F.S., as part II of chapter 442, F.S.; amending s. 442.102, F.S.; providing definitions; amending ss. 442.103, 442.104, 442.105, 442.106, 442.107, 442.108, 442.109, 442.111, and 442.112, F.S.; placing the provisions relating to the Florida Substance List and regulation of toxic substances under the authority of the division; creating s. 442.110, F.S.; requiring labelling of toxic substance containers; providing exceptions; amending s. 442.118, F.S.; exempting certain employers from certain reporting requirements; amending s. 442.123, F.S.; deleting certain civil penalty and judicial restraint provisions; amending s. 624.488, F.S.; providing for application of certain laws; amending s. 627.091, F.S.; authorizing the Department of Insurance to combine certain filing information in determining rates; amending s. 627.101, F.S.; requiring the department to publish certain approved filings; providing for effect and operation of certain filings; repealing s. 627.111(2), F.S., relating to effectiveness of certain filings; creating s. 627.212, F.S.; authorizing the department to approve certain workers' compensation coverage insurance rating plans; amending s. 627.311, F.S., relating to self-insurer participation in equitable apportionment; amending s. 627.4133, F.S.; excluding workers' compensation insurance from certain notice provisions; appropriating sums to the Office of Public Counsel, the Division of Workers' Compensation and the Department of Insurance to implement provisions of the act; requiring economic study of indemnity benefit calculation method; creating a commission to study licensing of laboratories and drug testing procedures; providing for membership; requiring a report; repealing ss. 440.152, 440.43, 440.46, 440.56, 440.59, 442.116, 442.119, 442.125, 442.20, and 627.0915, F.S., relating to division study of occupational diseases, penalty for failure to secure compensation, investigations of the division, safety rules, a risk management report, employee rights, contractor liability and responsibility, annual evaluation reports, workplace safety, and rate filings for workers' compensation insurance and drug-free workplace employers, respectively; providing effective dates.

—was referred to the Committee on Commerce.

By Representative Bloom—

**HB 43-E**—A bill to be entitled An act relating to health care; revising and reorganizing chapter 395, F.S.; providing for part I of said chapter, relating to hospitals and other licensed facilities; amending s. 395.002, F.S.; revising definitions; amending s. 395.003, F.S.; revising licensure provisions; amending s. 395.004, F.S., relating to application for license; providing a fee for provisional licensure of a health care facility; amending and renumbering s. 395.006, F.S.; revising provisions relating to licensure inspection; providing criteria; amending and renumbering s. 395.008, F.S., relating to inspection reports; providing a maximum copying fee; amending and renumbering s. 395.007, F.S.; deleting authority to delegate review of plans and specifications to a county or municipality; amending and renumbering s. 395.011, F.S.; modifying provisions relating to staff membership and clinical privileges; amending and renumbering s. 395.0115, F.S., relating to peer review and disciplinary powers; amending and renumbering s. 395.014, F.S., relating to access of chiropractors

to diagnostic reports; amending and renumbering s. 395.041, F.S., relating to internal risk management programs; limiting responsibilities of part-time risk managers; providing for annual, rather than quarterly, reports to the Department of Professional Regulation; changing procedure for reports of adverse or untoward incidents; providing for administrative fine by the Department of Professional Regulation; requiring the Department of Health and Rehabilitative Services to publish an annual summary of incident reports; deleting a requirement relating to information bulletins; amending and renumbering s. 395.0172, F.S., relating to private utilization review; deleting duplicate language; amending and renumbering s. 395.0101, F.S., relating to treatment of biomedical waste; amending and renumbering s. 395.0201, F.S.; requiring certain facilities to treat and protect the anonymity of sexual assault victims; amending and renumbering s. 395.0205, F.S.; requiring protocols for the treatment of victims of child abuse or neglect; renumbering s. 395.0147, F.S., relating to notification to emergency medical personnel of exposure to infectious diseases; amending and renumbering s. 395.038, F.S., relating to regional poison control centers; amending and renumbering s. 395.0142, F.S.; expanding requirements for providing access to emergency services; providing for inventory of hospital emergency services; revising provisions relating to legislative intent, medically necessary transfers, discrimination, liability, and records; prohibiting retaliation for patient transfers; providing penalties; providing for civil actions; requiring reports; amending and renumbering s. 395.0175, F.S., relating to complaint investigation procedures; amending and renumbering s. 395.005, F.S., relating to rules and enforcement; providing for standards for the use of seclusion and restraint; providing for hospital quality improvement programs; amending and renumbering s. 395.018, F.S.; increasing fines for operating without a license; increasing an administrative fine; also including within part I of chapter 395, F.S., ss. 395.001, 395.009, and 395.0185, F.S., relating to legislative intent, minimum standards for clinical laboratory tests, and prohibitions and penalties for rebates; amending and renumbering s. 395.015, F.S., relating to itemized patient bills; providing for a copy to the physician, upon request; revising applicability; providing certain liability; renumbering s. 395.016, F.S., relating to content of patient records; renumbering s. 395.0165, F.S., relating to penalties for altering patient records; amending and renumbering s. 395.017, F.S.; revising requirements for disclosure of patient records; providing charges for copies and searches of records; providing exemptions; creating s. 395.304, F.S.; providing for additional regulatory studies; requiring a report; providing for part II of said chapter, relating to trauma; amending and renumbering s. 395.031, F.S.; revising definitions; providing additional component of trauma care system plans; specifying a period for approval of plans; providing for hearings; renumbering s. 395.032, F.S., relating to state regional trauma planning; amending and renumbering s. 395.033, F.S., relating to trauma service areas; amending and renumbering s. 395.0335, F.S.; revising provisions relating to selection of state-approved trauma centers; revising provisions relating to notice of termination of operation; providing certain immunity from liability for out-of-state experts; renumbering ss. 395.034 and 395.0345, F.S., relating to reimbursement of centers and the Trauma Services Trust Fund, respectively; amending and renumbering s. 395.035, F.S., relating to review of trauma registry data; providing for trauma transport protocols for use of air ambulance service; renumbering s. 395.036, F.S., relating to transport of trauma victims to centers; providing for trauma transport protocols for use of air ambulance service; renumbering and amending s. 395.037, F.S., relating to rulemaking authority; providing for part III of said chapter, relating to rural hospitals; amending and renumbering s. 395.102, F.S.; providing definitions; deleting certain limitations on rural hospital swing bed length of stay; renumbering s. 395.103, F.S., relating to rural hospital impact statements; amending and renumbering ss. 395.104 and 395.01465, F.S., relating to other rural hospital programs and emergency care hospitals, respectively; providing for part IV of said chapter, relating to the Public Medical Assistance Trust Fund; amending and renumbering s. 395.101, F.S., relating to hospital annual assessments; providing liability for fines, penalties, and assessments upon transfer or termination of a facility; providing alternative payment method for certain statutory teaching hospitals; renumbering s. 395.1015, F.S., relating to annual assessments of other health care entities; clarifying an exemption for blood and plasma centers; exempting certain clinical laboratories; providing an exclusion for out-of-state revenues; specifying the types of radiological services to be included in the assessment; clarifying that only licensed facilities shall be subject to the assessment; providing for part V of said chapter, relating to medical education and tertiary care; amending and renumbering ss. 395.60 and 395.62, F.S., relating to short title and the Medical Education and Tertiary Care Trust Fund, respectively; renumbering ss. 395.61 and 395.63, F.S., relating to legislative intent and distribution of trust fund moneys,

respectively; repealing ss. 395.012 and 395.013, F.S., relating to prohibitions against interference with the prescription of amygdalin (laetrile) or dimethyl sulfoxide (DMSO); repealing s. 395.0143, F.S., relating to denial of emergency treatment; repealing s. 395.0144, F.S., relating to duty to admit or transfer emergency patients; repealing s. 395.0146, F.S., relating to certificates of need for emergency services; amending ss. 119.07, 240.4067, 320.0801, 322.0602, 381.004, 381.026, 381.703, 381.706, 383.336, 394.463, 394.4787, 394.4789, 401.425, 401.48, 407.002, 407.51, 409.918, 440.13, 440.185, 458.331, 459.015, 461.013, 626.941, 626.943, 641.55, 766.101, 766.110, and 766.314, F.S.; correcting cross references; providing an appropriation; saving specified provisions from Sunset repeal; providing for review and repeal; providing a disclaimer; providing an effective date.

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

By Representative Ascherl—

**HB 45-E**—A bill to be entitled An act relating to insurance and matters connected therewith; revising provisions of part V of chapter 626 and chapter 627, F.S., scheduled for repeal under the Regulatory Sunset Act; amending s. 213.05, F.S.; removing a reference to a repealed section; amending s. 337.106, F.S.; removing a reference to a repealed section; amending ss. 624.462 and 624.5092, F.S.; removing references to a repealed section; amending ss. 626.022, 626.031, 626.241, 626.2815, 626.331, 626.611, 626.841, and 626.8417, F.S.; creating ss. 626.8411, 626.8412, 626.8414, 626.8418, and 626.8419, F.S.; requiring licensure and appointment of title insurance agents and agencies; providing for examinations and continuing education; specifying grounds for discipline; providing definitions; specifying applicability of Insurance Code provisions; providing for applications; providing exemptions; amending ss. 627.021, 627.062, 627.0645, 627.0652, 627.0653, 627.311, 627.351, 627.3515, and 627.357, F.S.; creating s. 627.0621, F.S.; specifying scope of part I of chapter 627, F.S.; revising provisions relating to establishment and approval of rates for property and casualty insurance, motor vehicle insurance, and health insurance; revising provisions relating to annual filing requirements, motor vehicle insurance discounts, joint underwriting and risk apportionment, the market assistance plan, and medical malpractice self-insurance; amending ss. 627.402, 627.408, 627.4085, 627.409, 627.410, 627.411, 627.4133, 627.4143, 627.4234, 627.4235, and 627.429, F.S.; creating ss. 627.4091, 627.4131, 627.4236, and 627.4238, F.S.; amending and renumbering s. 627.726, F.S.; renumbering ss. 627.7262 and 627.7264, F.S.; revising provisions relating to applications for insurance, filing and approval of forms, notices of cancellation, nonrenewal, or renewal premium, outlines of coverage, cost-containment, coordination of benefits, and medical tests for HIV infection and AIDS; requiring a phone number on policies and certificates; requiring specification of reasons for denials, cancellations, and nonrenewals; providing requirements for exclusion of coverage for bone marrow transplants; prohibiting the denial of issuance or renewal or the cancellation of certain insurance; amending s. 627.481, F.S.; creating s. 627.4765, F.S.; revising provisions relating to annuity agreements; creating the standard nonforfeiture law for individual deferred annuities; creating s. 627.522, F.S.; providing requirements and prohibitions for industrial life insurance policies; amending ss. 627.551, 627.5515, 627.552, 627.554, 627.555, and 627.556, F.S.; amending and renumbering s. 627.572, F.S.; revising provisions relating to group life insurance, out-of-state groups, employee groups, labor union groups, trustee groups, credit union groups, and association groups; amending ss. 627.601, 627.607, 627.6417, and 627.643, F.S.; creating ss. 627.6086 and 627.6407, F.S.; amending and renumbering s. 627.6145, F.S.; renumbering s. 627.6085, F.S.; revising provisions relating to the scope of part VI of chapter 627, F.S., claims payment methodology, time limits on defenses, mastectomy coverage, minimum standards for certain forms; providing circumstances under which an insurer must allow revocation of the insured's notice to cancel; requiring certain coverage for massage; amending ss. 627.651, 627.6515, 627.653, 627.6612, 627.666, 627.667, and 627.668, F.S.; creating ss. 627.6516, 627.6619, and 627.6647, F.S.; revising provisions relating to group health insurance contracts, out-of-state group health insurance, employee groups, mastectomy coverage, liability of the succeeding insurer upon replacement of a group health policy, extension of benefits, and coverage for mental and nervous disorders; providing for issuance of group health policies to trustee groups; requiring certain coverage for massage; requiring release of certain group health claims experience to a policyholder; amending s. 627.677, F.S.; creating ss. 627.6841, 627.6842, 627.6843, 627.6844, and 627.6845, F.S.; providing definitions; providing general requirements for credit insurance consolidations; providing certain exceptions for group-to-group credit insurance consolida-

tions; requiring certain disclosures; providing exemptions from rules relating to replacement, requiring filing and approval of forms; creating s. 627.7061, F.S.; providing that inquiries about property insurance coverage do not constitute claim activity; amending ss. 627.727, 627.728, 627.7282, 627.7283, 627.7295, 627.736, 627.744, and 627.745, F.S.; creating s. 627.7284, F.S.; revising provisions relating to uninsured and underinsured motorist coverage, cancellations and nonrenewals, cancellation upon nonpayment of additional premium, return of premium upon cancellation, issuance and cancellation of motor vehicle insurance contracts, mental or physical examinations related to personal injury protection benefits, preinsurance inspection of motor vehicles, and mediation of claims; limiting the circumstances under which a motor vehicle policy may be voided for misrepresentation; amending s. 627.756; limiting the liability of sureties who issue bonds in connection with construction activities where hazardous substances exist or are discovered; amending ss. 627.7711, 627.776, 627.777, 627.7773, 627.7776, 627.778, 627.780, 627.782, 627.783, 627.784, 627.7841, 627.7842, 627.7845, 627.785, 627.786, 627.7865, 627.791, and 627.792, F.S.; creating ss. 627.7831 and 627.7843, F.S.; revising provisions relating to definitions for title insurance, applicability of Insurance Code provisions to title insurers, approval of forms, accounting and auditing of forms, furnishing of supplies, limit of risk, illegal dealings in risk premium, adoption of rates, rate deviations, prohibition of casualty title insurance, insurance against certain adverse matters, policy exceptions, evidence of title search and examination, state preemption, transaction of title insurance and other insurance, assessments, violations by unlicensed persons or entities, and liability for defalcation; requiring certain charges for issuance of a title binder or commitment; providing for regulation of ownership and encumbrance reports; amending ss. 627.826, 627.828, 627.8281, 627.829, 627.832, 627.833, 627.834, 627.835, 627.836, 627.838, 627.839, 627.840, 627.8405, 627.841, 627.845, and 627.848, F.S.; creating ss. 627.8282, 627.8283, 627.8311, 627.8361, 627.8381, 627.8391, 627.8491, and 627.865, F.S.; revising provisions relating to definitions for premium finance companies and contracts, licensure of premium finance companies, levy upon deposit, applications and renewals, denial of certificate of authority, administrative fines and probation, examinations, excessive charges and penalties therefor, books and records, filing and approval of forms, service charges, form and content of premium finance agreements, limitations on service charges and other charges, prohibited premium financing, other charges and fees, statements of account, and cancellation of insurance contract upon default; providing for application for certificate of authority; specifying net worth requirements; applying s. 628.4615, F.S., to acquisition of premium finance companies; requiring annual reports; specifying grounds for disapproval of forms; providing requirements for disbursement of funds; requiring adoption of rules; providing circumstances limiting dividends and other distributions; amending ss. 627.901, 627.902, and 627.904, F.S.; revising provisions relating to premium financing by an insurance agent or agency, premium financing by an insurer or subsidiary, and filing of forms by insurers and subsidiaries; amending s. 627.945, F.S.; limiting the prohibition on participation in guaranty funds by risk retention groups; repealing ss. 627.0627, 627.0635, 627.356, 627.403, 627.4149, 627.6176, 627.6573, 627.781, and 627.827, F.S., relating to medical malpractice rate filings, motor vehicle rate standards, professional liability self-insurance trust funds, definition of "premium," rating classifications for medical malpractice insurance, mandated offers of certain coinsurance in individual and group health policies, definition of "risk premium," and definition of "premium finance agreement;" creating s. 627.0623, F.S.; limiting campaign contributions; prohibiting solicitation of campaign contributions; providing a penalty; creating s. 627.0613, F.S.; requiring appointment of a consumer advocate and specifying powers and duties thereof; saving provisions of part V of chapter 626 and chapter 627, F.S., from Sunset repeal; providing an effective date.

—was referred to the Committee on Commerce.

By Representative Healey and others—

**HB 57-E**—A bill to be entitled An act relating to bingo; amending s. 849.093, F.S.; revising provisions which regulate the conduct of bingo; providing intent; providing definitions; providing that the Division of Pari-mutuel Wagering shall supervise bingo activities and specifying powers and duties of the division; authorizing the conduct of bingo by authorized organizations; providing for use of bingo proceeds; providing requirements and conditions for the conduct of bingo; requiring licensing or registration of such organizations and distributors of bingo equipment; providing exemptions; providing for special event licenses; providing for fees; providing limitations on prizes; providing requirements regarding the location of games and the lease of premises; providing requirements

for records and reports; prohibiting certain activities in connection with bingo; providing for revocation or denial of licenses and registrations and administrative fines; providing criminal penalties; providing for injunctions; providing for deposit of moneys collected in the Pari-mutuel Wagering Trust Fund; providing that the regulation of bingo is preempted to the state, with certain exceptions; providing an appropriation and authorizing positions; providing a credit against first-year license fees and refunds for license fees previously paid and not refunded; repealing s. 3 of ch. 91-421, Laws of Florida, which provides for review and repeal of s. 849.093, F.S.; providing an effective date.

—was referred to the Committee on Commerce.

By Representative Figg—

**HB 63-E**—A bill to be entitled An act relating to governmental reorganization; abolishing the Department of Administration and transferring its duties to other agencies; amending s. 20.22, F.S., renaming the Department of General Services as the Department of Management Services; transferring the Division of Bond Finance to the State Board of Administration; amending ss. 11.25, 11.44, 20.04, 20.23, 24.120, 20.28, 110.107, 110.109, 110.1097, 110.1099, 110.1127, 110.1128, 110.116, 110.117, 110.121, 110.123, 110.1231, 110.1232, 110.1234, 110.1245, 110.1246, 110.125, 110.131, 110.151, 110.1522, 110.161, 110.171, 110.205, 110.2135, 110.215, 110.227, 110.233, 110.403, 110.405, 110.407, 110.503, 110.607, 112.0455, 112.08, 112.0804, 112.24, 112.3173, 112.352, 112.361, 112.363, 112.63, 112.665, 120.52, 120.65, 121.021, 121.025, 121.031, 121.0515, 121.055, 121.071, 121.135, 121.136, 121.1815, 121.22, 121.23, 121.24, 121.35, 121.40, 122.02, 122.03, 122.09, 122.13, 122.23, 122.34, 123.01, 123.07, 123.11, 123.24, 123.25, 123.36, 132.34, 145.19, 154.04, 163.3184, 189.4035, 189.412, 189.421, 210.20, 210.75, 215.425, 215.515, 215.94, 215.96, 216.011, 216.0165, 216.262, 218.32, 230.23, 231.262, 231.36, 238.01, 238.03, 238.08, 238.11, 240.209, 240.343, 242.68, 250.22, 252.38, 253.126, 266.0006, 266.0016, 266.0026, 266.0036, 266.0046, 266.0056, 266.0066, 284.36, 287.17, 295.11, 321.04, 321.17, 321.19, 321.191, 321.202, 321.2205, 337.165, 350.0614, 350.125, 370.0821, 376.10, 381.709, 402.35, 403.061, 406.075, 407.50, 408.001, 409.029, 443.131, 455.225, 650.02, and 760.04, F.S., and s. 18 of ch. 91-431, Laws of Florida; conforming such sections to the abolition of the Department of Administration and transfer of its duties; providing for reimbursement of the receiving agency for employees participating in certain interchange agreements; amending ss. 11.148, 11.45, 14.057, 24.105, 27.34, 27.54, 75.05, 110.173, 120.53, 159.345, 159.475, 159.7055, 159.803, 212.055, 215.422, 215.47, 215.58, 215.62, 215.93, 215.94, 216.0152, 216.016, 216.044, 216.0445, 216.163, 216.292, 217.01, 217.02, 217.04, 217.045, 217.07, 218.37, 218.38, 229.8052, 235.018, 235.26, 240.225, 240.417, 240.441, 253.45, 255.02, 255.043, 255.05, 255.21, 255.245, 255.25, 255.253, 255.258, 255.259, 255.28, 255.29, 255.30, 255.45, 255.451, 255.502, 255.506, 255.518, 255.555, 255.565, 259.03, 265.284, 265.285, 265.2865, 267.061, 270.27, 272.03, 272.04, 272.05, 272.06, 272.07, 272.08, 272.09, 272.12, 272.121, 272.122, 272.124, 272.129, 272.16, 272.161, 272.18, 272.185, 273.04, 273.05, 273.055, 281.02, 281.07, 281.09, 282.102, 282.1021, 282.103, 282.105, 282.1095, 282.111, 282.304, 282.3061, 282.3062, 282.307, 282.308, 282.309, 282.311, 282.314, 282.318, 282.402, 282.403, 283.30, 284.01, 284.04, 284.05, 284.08, 284.385, 284.42, 285.06, 285.14, 287.012, 287.025, 287.032, 287.042, 287.055, 287.057, 287.0572, 287.0595, 287.064, 287.073, 287.0834, 287.0943, 287.0945, 287.133, 287.15, 287.151, 287.155, 287.16, 288.13, 288.14, 288.15, 288.17, 288.18, 288.23, 288.24, 288.28, 288.281, 288.31, 288.33, 288.703, 288.704, 288.705, 320.0802, 327.25, 336.025, 337.02, 337.276, 338.227, 341.101, 341.322, 344.17, 348.0002, 348.241, 348.52, 348.755, 348.765, 348.94, 348.941, 348.963, 348.966, 349.05, 365.171, 373.4596, 377.703, 380.0662, 401.013, 401.015, 403.1834, 403.1835, 403.712, 403.714, 403.7145, 413.034, 420.503, 420.608, 553.77, 570.50, 627.096, 943.03, 944.10, 944.713, 946.504, and 946.515, F.S.; conforming such sections to the renaming of the Department of General Services and transfer of the Division of Bond Finance; eliminating the Division of Surplus Property and transferring its duties to a Bureau of

Surplus Property within the Division of Purchasing; revising provisions relating to federal surplus property; repealing s. 20.31, F.S., relating to the Department of Administration; repealing s. 112.192, F.S., relating to the State Officers' Compensation Commission; providing for continuation of rules of agencies involved in reorganization; providing for substitution of agencies in pending proceedings; providing for assumption of powers and duties under conflicting laws; providing for establishment of a work group to review certain functions in the Department of General Services; providing for membership; providing duties; providing for a report; providing an expiration date; creating a Productivity Advisory Group; providing for membership and duties; providing for a report; authorizing the Departments of Revenue and Labor and Employment Security to implement specified procedures in lieu of applicable statutory procedures in the areas of personnel, budgeting, purchasing, property, construction, and leasing for a specified period; providing for emergency rules; providing effective dates.

—was referred to the Committee on Appropriations.

By Representative Silver—

**HB 23-E**—A bill to be entitled An act relating to mortgage foreclosure; amending s. 45.031, F.S.; changing the time for sale of property by the clerk of the court; creating s. 45.0315, F.S.; providing for right of redemption; providing for limitations upon such rights; amending s. 48.021, F.S.; providing for process to be served by a party or party's attorney; amending s. 48.193, F.S.; expanding the jurisdiction of courts of the state to persons holding a mortgage or lien on certain property; amending s. 48.194, F.S.; providing for alternative service of process in foreclosure proceedings; amending s. 48.23, F.S.; providing for exceptions to the application of lis pendens; amending s. 49.021, F.S.; providing for a cross reference; amending s. 49.09, F.S.; revising language with respect to the return day notice of action; providing a time period; amending s. 49.10, F.S.; reducing the number of publications of notice in foreclosure proceedings; amending s. 55.01, F.S.; providing for the social security number to be included on judgments; amending s. 55.10, F.S.; providing for the address of the person holding a lien to be recorded; providing for application; amending s. 55.505, F.S.; providing for inclusion of the social security number in notice of recording; amending s. 494.0019, F.S.; revising language with respect to liability in the case of an unlawful mortgage transaction; limiting liability; amending s. 494.006, F.S.; providing an exemption from mortgage lending licensing for insurance companies; amending s. 697.07, F.S.; providing for rents to be assigned to a mortgagee; providing a process for rents to be deposited; providing for distribution of said rents; creating s. 702.10, F.S.; providing for an order to show cause in foreclosure proceedings; providing for entry of final judgment in foreclosure proceedings; creating s. 702.11, F.S.; providing for defenses in foreclosure proceedings; providing severability; amending s. 701.04, F.S.; requiring delivery of an estoppel letter; providing an effective date.

—was referred to the Committees on Commerce and Judiciary.

## CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 26 was corrected and approved.

## RECESS

On motion by Senator Thomas, the Senate recessed at 4:32 p.m. to reconvene at 10:00 a.m., Tuesday, March 31.