



# Journal of the Senate

Number 3

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## REPORTS OF COMMITTEES

The Committee on Executive Business, Ethics and Elections recommends the following pass: SB 184

The Committee on Health and Rehabilitative Services recommends the following pass: SB 308 with 1 amendment

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

The Committee on Health and Rehabilitative Services recommends the following pass: SB 300

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

The Committee on Governmental Operations recommends the following pass: SB 92 with 2 amendments, SB 276

The Committee on Health and Rehabilitative Services recommends the following pass: SB 304, SB 452

The Committee on Natural Resources and Conservation recommends the following pass: SB 212 with 1 amendment

The Committee on Transportation recommends the following pass: SB 36, SB 136 with 2 amendments

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

The Committee on Corrections, Probation and Parole recommends the following pass: SB 186

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

The Committee on Health Care recommends the following pass: SB 28

**The bill was referred to the Committee on Health and Rehabilitative Services under the original reference.**

The Committee on Governmental Operations recommends the following pass: SB 138

**The bill was referred to the Committee on Personnel, Retirement and Collective Bargaining under the original reference.**

The Committee on Judiciary recommends the following pass: SCR 8, SJR 142

**The bills were referred to the Committee on Rules and Calendar under the original reference.**

The Committee on Corrections, Probation and Parole recommends the following pass: SB 170

The Committee on Executive Business, Ethics and Elections recommends the following pass: SB 292 with 2 amendments

The Committee on Health Care recommends the following pass: SB 98, SB 154 with 2 amendments

The Committee on Judiciary recommends the following pass: SB 228

The Committee on Natural Resources and Conservation recommends the following pass: SB 44, SB 46

The Committee on Transportation recommends the following pass: SB 6, SB 206

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

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 302

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 124

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

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 42

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

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 298

The Committee on Transportation recommends committee substitutes for the following: SB 192, SB 282

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

The Committee on Health Care recommends committee substitutes for the following: SB 60, SB 162

**The bills with committee substitutes attached were referred to the Committee on Health and Rehabilitative Services under the original reference.**

The Committee on Appropriations recommends a committee substitute for the following: SB 460

The Committee on Professional Regulation recommends a committee substitute for the following: SB 204

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

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

By Senator Kurth—

**SB 466**—A bill to be entitled An act relating to local government budgets; amending s. 129.06, F.S.; authorizing a board of county commissioners to amend its budget under certain circumstances and transfer revenue between funds; authorizing additional budget amendments by resolution or ordinance following notice and a public hearing; providing an effective date.

—was referred to the Committees on Community Affairs; and Finance, Taxation and Claims.

By Senator Kurth—

**SB 468**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; changing the normal retirement date provisions for members of the regular and senior management service classes of that system; amending s. 121.091, F.S.; conforming early retirement provisions to that change; providing an effective date.

—was referred to the Committees on Personnel, Retirement and Collective Bargaining; and Appropriations.

By Senator Kurth—

**SB 470**—A bill to be entitled An act relating to stolen goods; amending s. 538.08, F.S.; providing for the court, in a criminal proceeding relating to stolen property, to determine ownership of the property, to provide for its disposition, and to order restitution; providing for notice and hearing; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Kurth—

**SB 472**—A bill to be entitled An act relating to breast feeding; encouraging breast feeding and authorizing breast feeding in public; amending ss. 800.02 and 800.03, F.S.; clarifying language and providing that breast feeding a baby does not violate prohibitions against unnatural and lascivious acts or exposure of sexual organs, and reenacting s. 933.18(7)(b) and (c), F.S., relating to search warrants, to incorporate said amendments in references thereto; amending s. 800.04, F.S.; clarifying language and providing that breast feeding a baby does not violate prohibitions against lewd, lascivious, or indecent conduct in the presence of a child; amending s. 847.001, F.S.; providing that breast feeding a baby does not violate prohibitions against obscenity, is not harmful to minors, and does not constitute unlawful nudity or sexual conduct, and reenacting s. 847.0133(1), F.S., relating to protection of minors, to incorporate said amendment in a reference thereto; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Kurth—

**SB 474**—A bill to be entitled An act for the relief of R.M., a single woman; providing an appropriation to compensate her for injuries and damages sustained as the result of a violent rape; providing an effective date.

—was referred to the Special Master; and the Committee on Finance, Taxation and Claims.

By Senator Kurth—

**SB 476**—A bill to be entitled An act relating to alcoholic beverages; requiring vendors licensed to sell beverages for consumption on the premises to post certain information on those premises; prescribing duties of the Division of Alcoholic Beverages and Tobacco; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Casas—

**SB 478**—A bill to be entitled An act relating to consumer reporting agencies; providing a definition; requiring agencies to follow reasonable procedures to assure accuracy; authorizing the Department of Legal Affairs to adopt rules prescribing reasonable procedures; requiring agencies to disclose specified information upon a consumer's request; providing for resolution of disputes between agencies and consumers over information in the report; providing civil penalties, costs, and attorney's fees; providing an effective date.

—was referred to the Committee on Professional Regulation.

By Senators Casas, Meadows, Jennings and Childers—

**SB 480**—A bill to be entitled An act relating to deputy sheriffs; providing definitions; providing for the appointment or promotion of deputy sheriffs subject to probation; authorizing the sheriff to terminate a deputy sheriff's appointment before completion of probation; providing requirements for disciplinary actions taken against a deputy sheriff by a sheriff; requiring sheriffs to establish disciplinary review boards; providing for membership of the boards; requiring a deputy sheriff be given notice of any proposed disciplinary action; providing for appeal of a proposed disciplinary action to the review board; providing procedures for review by the board; providing for applicability of the act; providing an effective date.

—was referred to the Committees on Criminal Justice and Community Affairs.

By Senator Casas—

**SB 482**—A bill to be entitled An act relating to aircraft; creating s. 329.41, F.S.; providing that a person who has furnished fuel to an aircraft has a lien on the aircraft for the unpaid fuel charges; amending s. 329.51, F.S.; providing for enforcement of such liens; providing an effective date.

—was referred to the Committee on Judiciary.

By Senators Grogan and Foley—

**SB 484**—A bill to be entitled An act relating to grandparental visitation rights; amending s. 752.01, F.S.; providing an additional ground for the granting of visitation rights; providing that additional factors used in determining the best interest of the child shall not be used to deny visitation rights except if these factors constitute physical danger to the child; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Wexler—

**SJR 486**—A joint resolution proposing an amendment to Section 1, Article VII of the State Constitution, relating to taxation.

—was referred to the Committees on Finance, Taxation and Claims; and Rules and Calendar.

By Senator Wexler—

**SB 488**—A bill to be entitled An act relating to restitution; amending s. 775.089, F.S.; expanding criteria for ordering restitution; providing for binding nature of restitution orders entered as part of plea agreements; providing for continuation of unsatisfied restitution obligations; providing for interest on outstanding unpaid amounts of restitution orders, and for liens on real estate owned by the defendant; authorizing collection of restitution by the state attorney; precluding discharge of the obligation in bankruptcy or other relief proceeding; reenacting ss. 39.022(4)(c), 538.07(2), 538.23(4), 810.115, 921.187(2), 944.17(5)(f), 947.147, 947.181(2), 948.03(1)(e), 948.032, and 960.001(1)(h), F.S., relating to juvenile delinquency jurisdiction, secondhand dealers, secondary metals recyclers, breaking or injuring fences, disposition and sentencing, correctional com-

mitments and classification, victim restitution as condition of control release or parole, terms and conditions of probation and community control, and guidelines for fair treatment of victims, to incorporate said amendment in references thereto; requiring clerks of circuit courts to survey unclaimed restitution accounts and requiring the Governor's Office of Victims' Rights to make recommendations as to disbursement; providing an effective date.

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

By Senator Gutman—

**SB 490**—A bill to be entitled An act providing for the relief of Adolfo E. Roblero, as surviving parent and personal representative of the estate of Jorge Enrique Roblero; providing an appropriation to compensate him for the death of his son due to the negligence of a Miami-Dade Community College security guard; providing an effective date.

—was referred to the Special Master; and the Committees on Finance, Taxation and Claims; and Appropriations.

By Senator Grogan—

**SB 492**—A bill to be entitled An act relating to early education and child care; establishing a study committee to recommend certain consolidation; providing for payment of per diem and expenses; providing membership of the committee; providing duties of the committee including recommendation of a plan; restricting the use of certain funds; providing an effective date.

—was referred to the Committees on Education; Health and Rehabilitative Services; and Appropriations.

By Senator Kurth—

**SB 494**—A bill to be entitled An act relating to motor vehicle dealers; requiring licensed franchised motor vehicle dealers and independent motor vehicle dealers to disclose certain information to their retail customers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Sullivan—

**SB 496**—A bill to be entitled An act relating to access of the handicapped; amending s. 413.08, F.S.; deleting a prohibition against having a guide dog or service dog in certain locations; providing for gender neutrality; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Dantzler—

**SB 498**—A bill to be entitled An act relating to revenue from the excise tax on documents; amending s. 201.15, F.S.; providing uses for moneys allocated to the Land Acquisition Trust Fund; providing that funds receiving an allocation of documentary stamp tax revenue must share the cost of collection and enforcement of taxes levied; providing an effective date.

—was referred to the Committees on Finance, Taxation and Claims; and Appropriations.

By Senator Dudley—

**SB 500**—A bill to be entitled An act relating to firesafety; prescribing uniform criteria for creation of independent special fire control districts; preempting certain special acts and general acts of local application; providing for district boards of commissioners and for their election; providing for officers of boards; providing for commissioners' compensation and expenses; providing general and special powers of districts; providing for ad valorem taxes, non-ad valorem assessments, user charges, and impact

fees; providing for referenda; providing for intergovernmental coordination; providing for expansion, merger, and dissolution of districts; amending s. 316.072, F.S.; providing penalties for failure to obey orders or directions of fire department members at the scene of rescue operations or other emergencies; providing an effective date.

—was referred to the Committees on Community Affairs; and Finance, Taxation and Claims.

By Senator Dudley—

**SB 502**—A bill to be entitled An act relating to contracting; creating ss. 489.1235 and 489.526, F.S.; providing reciprocity for journeymen; authorizing a registration fee; authorizing certain examinations; providing an effective date.

—was referred to the Committees on Commerce; Community Affairs; and Finance, Taxation and Claims.

By Senator Dantzler—

**SB 504**—A bill to be entitled An act relating to tax administration; amending s. 206.45, F.S.; requiring the Department of Revenue to deduct the proportionate share of the costs of administering the taxes deposited into the Gas Tax Collection Trust Fund; amending ss. 206.60, 206.605, F.S.; limiting the amount the department may deduct from the proceeds of certain gas taxes to pay for administering the taxes; amending ss. 206.9815, 212.69, F.S.; limiting the amount the department may deduct from the proceeds of the tax on aviation fuel and motor and special fuels to pay administration costs; amending ss. 336.021, 336.025, F.S.; limiting the amount the department may deduct from proceeds of the ninth-cent gas tax and the local option gas tax to pay the costs of administering those taxes; requiring the department to allocate the administration costs according to a specified formula; amending s. 336.026, F.S.; limiting the amount the department may deduct from proceeds of the state comprehensive enhanced transportation system tax to pay administration costs; providing an effective date.

—was referred to the Committees on Finance, Taxation and Claims; Community Affairs; and Appropriations.

By Senator Dantzler—

**SB 506**—A bill to be entitled An act relating to operating or moving motor vehicles upon the highways; amending s. 316.550, F.S., pertaining to special permits to operate or move vehicles not in conformity with weight limits or other requirements; authorizing the Department of Transportation or a local highway authority, with respect to highways under its jurisdiction, to issue a special permit for a vehicle transporting citrus products for export which allows the combined weight of the sealed, containerized cargo unit to exceed certain weight limits; providing for fees; clarifying existing provisions pertaining to special permits; providing an effective date.

—was referred to the Committee on Transportation.

By Senators Thomas, Grant and Kiser—

**SB 508**—A bill to be entitled An act relating to insurance; amending s. 626.321, F.S.; authorizing certain individuals to sell certain types of insurance; amending s. 627.553, F.S.; specifying types of credit life insurance which may be issued for debtor groups; providing criteria for such types of insurance; providing limitations; amending s. 627.676, F.S.; providing for scope of part; amending s. 627.677, F.S.; providing definitions; amending s. 627.681, F.S.; limiting the term of mortgage insurance; creating s. 627.685, F.S.; providing certain limitations on mortgage insurance; providing an effective date.

—was referred to the Committee on Commerce.

By Senators Forman and Myers—

**SB 510**—A bill to be entitled An act relating to jai alai; creating s. 550.1628, F.S.; providing for jai alai taxes; amending s. 550.0951, F.S.; prescribing the amount of license fees; deleting breaks tax; amending s. 550.70, F.S.; providing for additional player prize money from breaks; providing for reconversion of former jai alai permit; creating s. 550.71, F.S.; providing for a Jai Alai Tournament of Champions Meet; providing an effective date.

—was referred to the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

By Senators Childers and Harden—

**SB 512**—A bill to be entitled An act relating to bridge designations; naming a bridge connecting Innerarity Point and Perdido Key in Escambia County the "Theo Baars Bridge"; providing for markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Forman—

**SB 514**—A bill to be entitled An act relating to cigarettes; amending s. 210.08, F.S.; exempting certain dealers from bond requirements; providing an effective date.

—was referred to the Committees on Commerce; and Finance, Taxation and Claims.

By Senator Forman—

**SB 516**—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.025, F.S.; providing for deposit of fees collected for name or address changes by beverage licensees; amending s. 561.19, F.S.; revising time limits for beverage license applicants to take certain actions; amending s. 561.20, F.S.; revising prohibitions against the award of new licenses to holders of existing licenses; amending s. 561.23, F.S.; deleting the requirement that a triplicate license be forwarded to the district office in the county in which the license is located; amending s. 561.33, F.S.; providing fees for change of licensee name or location; providing an effective date.

—was referred to the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

By Senator Dudley—

**SJR 518**—A joint resolution proposing an amendment to Section 9 of Article VII of the State Constitution, relating to finance and taxation, to provide uniform millages for water management purposes throughout the state.

—was referred to the Committees on Natural Resources and Conservation; Finance, Taxation and Claims; and Rules and Calendar.

By Senator Dudley—

**SB 520**—A bill to be entitled An act relating to lodging and food service establishments and member campgrounds; exempting persons or establishments licensed under ch. 509, F.S., from the licensure requirements of ch. 475, F.S., relating to real estate brokers, salesmen, schools, and appraisers; providing an effective date.

—was referred to the Committees on Professional Regulation; and Finance, Taxation and Claims.

By Senator Beard—

**SB 522**—A bill to be entitled An act relating to health insurance; amending ss. 627.6471, 627.6472, F.S.; requiring a preferred provider network or an exclusive provider organization that offers psychotherapeutic services to include as members of the network or organization certain specified professionals licensed under ch. 490 or ch. 491, F.S.; prohibiting a health insurance policy that offers coverage under a preferred provider network or an exclusive provider organization from providing unequal payments for comparable psychotherapeutic services; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Holzendorf—

**SB 524**—A bill to be entitled An act relating to the registration of electors; creating s. 97.0625, F.S.; providing an alternative procedure for the registration of electors in lieu of registering in person; providing for the creation and approval of alternative registration forms by the Department of State; providing for local variance, completeness, timely presentation, correction of deficiencies, and availability of forms; providing for the forwarding of registrations; amending ss. 97.041, 98.111, and 101.692, F.S., to conform; amending s. 97.071, F.S.; providing requirements for registration identification cards returned as nondeliverable; amending s. 104.012, F.S.; providing penalties for attempting to deter a person from registering or for interfering with the exercise of a person's right to register; prohibiting compensation for registration based on the number of registrations obtained and providing a penalty with respect thereto; repealing s. 97.063, F.S., relating to eligibility for absentee registration; providing an effective date.

—was referred to the Committee on Executive Business, Ethics and Elections.

By Senator Siegel—

**SB 526**—A bill to be entitled An act relating to the tax on tobacco products; amending s. 210.02, F.S.; raising the rate of the excise tax on the sale, receipt, purchase, possession, consumption, handling, distribution, and use of cigarettes in this state; providing for the Department of Revenue to periodically adjust the rate of the tax; providing for the department to adopt rules and develop forms; amending s. 210.20, F.S.; revising the distribution of proceeds from the cigarette tax; amending s. 210.25, F.S.; revising the definition of the term "tobacco products"; amending s. 210.30, F.S.; raising the rate of the tax on tobacco products; providing for the Department of Revenue to periodically adjust the rate of the tax; providing for the department to adopt rules and develop forms; amending s. 210.55, F.S.; specifying the portion of the proceeds of the tax on tobacco products which distributors may keep as a collection allowance; providing for a tax on the inventory of cigarettes and tobacco products which manufacturers, distributors, wholesalers, and vendors have on hand on the effective date of this act; providing for penalties and interest for delinquent payments; providing for distribution of the proceeds of the inventory tax; providing an effective date.

—was referred to the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

By Senators Dantzler and Kirkpatrick—

**SB 528**—A bill to be entitled An act relating to solid waste; amending s. 125.01, F.S.; redesignating biohazardous waste as biomedical waste; amending s. 166.021, F.S.; redesignating biohazardous waste as biomedical waste; amending s. 212.055, F.S.; expanding the uses of the local option sales tax to include certain solid waste landfill closures; amending s. 287.045, F.S.; deleting obsolete provisions; requiring the purchase of materials with recycled content under certain conditions; authorizing the Division of Purchasing and other state agencies to consider life-cycle costing when evaluating certain bids; requiring the Division of Purchasing to adopt certain rules; providing a price preference for materials or products that contain recycled Florida recovered materials; amending the definition of the term "recycled content"; requiring state agencies and others to procure products with recycled content, except as provided;

amending ss. 316.003, 377.709, F.S.; conforming cross-references; amending s. 381.006, F.S.; redesignating biohazardous waste as biomedical waste; amending s. 381.0098, F.S.; redesignating biohazardous waste as biomedical waste; deleting exemptions from registration and fee requirements; amending s. 403.1834, F.S.; allowing landfill closures to be financed by certain bonds; amending s. 403.4131, F.S.; abolishing the Clean Florida Commission; amending s. 403.702, F.S.; redesignating biohazardous waste as biomedical waste; encouraging school districts and education facilities to participate in certain recycling programs; amending s. 403.703, F.S.; amending definitions pertaining to resource recovery and management; prohibiting local governments from adopting definitions that are inconsistent with those in this section; amending s. 403.704, F.S.; redesignating biohazardous waste as biomedical waste; allowing certain funds to be used for composting programs; allowing the Department of Environmental Regulation to impose certain conditions on the disposal of solid waste, whether or not it is generated within this state; amending s. 403.7043, F.S.; providing for compost and mulch standards; deleting obsolete provisions; amending s. 403.7045, F.S.; redesignating biohazardous waste as biomedical waste; expanding an exemption from liability for unknowingly disposing of certain waste improperly; deleting provisions that pertain to regulating recovered materials; creating s. 403.7046, F.S.; providing for regulation of certain recovered materials; providing for registration, reporting, and inspection; providing for fees; providing for rulemaking; providing for confidentiality for certain information received by the Department of Environmental Regulation; providing for review under the Open Government Sunset Review Act; amending s. 403.7049, F.S.; deleting an obsolete provision that established a deadline; amending s. 403.705, F.S.; correcting a cross-reference; changing the date by which certain reports must be prepared by the Department of Environmental Regulation; deleting certain obsolete provisions; amending s. 403.706, F.S.; requiring steel cans to be separated from the waste stream; providing certain counties with an alternative to meeting solid waste reduction goals; requiring counties to consider composting plans; specifying goals for reducing solid waste; providing guidelines for calculating solid waste reduction; providing that innovative programs for uses of yard trash or of wood that is construction and demolition debris may qualify as a credit toward the waste reduction goal; requiring counties to provide a description of the progress made toward implementing a composting program; requiring certain large counties to enact ordinances that require all institutional, commercial, and industrial generators to establish programs for the separation of certain recyclable materials; encouraging all counties or municipalities to enact such ordinances; encouraging counties or municipalities to ensure that solid waste programs are separate enterprises and that user fees are sufficient to completely support the program; encouraging counties or municipalities that provide solid waste collection services to charge fees based upon the volume or weight of solid waste that is collected from each user; providing one-time incentive grants to counties or municipalities; deleting obsolete provisions; amending s. 403.7065, F.S.; specifying when state agencies must use products with recycled content; amending the definition of the term "recycled content" to include steel and plastics; amending s. 403.707, F.S.; redesignating biohazardous waste as biomedical waste; revising permitting requirements for solid waste management facilities; revising exemptions; revising criteria for denying a permit; requiring an application for a solid waste management facility permit to contain certain affirmations that the proposed facility is in compliance with local zoning requirements and the local comprehensive plan; deleting an obsolete provision; amending s. 403.708, F.S.; redesignating biohazardous waste as biomedical waste; describing the triangle that must appear on certain plastic labels; exempting plastic casings for lead-acid batteries from certain labeling requirements; substituting the term "PETE" for "PET"; prohibiting the regulation of packaging under certain circumstances; amending s. 403.7084, F.S.; redesignating biohazardous waste as biomedical waste; amending s. 403.709, F.S.; providing for certain research and demonstration projects to be funded from the Solid Waste Management Trust Fund; amending s. 403.7095, F.S.; requiring the Department of Environmental Regulation to consider the progress made by the local government in meeting solid waste requirements when determining whether to continue, eliminate, or place conditions on certain grants to the local government; requiring a county or municipality to demonstrate on grant application how money will be used for recycling at both single-family and multifamily dwellings; requiring that certain information be contained in a grant application regarding the use of the private sector in recycling; revising criteria for grants to certain small counties; deleting obsolete provisions; amending s. 403.7125, F.S.; allowing certain revenues to be deposited into the appropriate solid waste fund of a local government under certain conditions; preserving certain obligations of a landfill owner or operator; amending s. 403.714, F.S.; deleting

obsolete provisions; allowing the Legislature, state agencies, and the judicial branch to use proceeds from sale of recyclable materials in certain ways; requiring state agencies, and other persons in certain circumstances, to use compost products; requiring the Department of Agriculture and Consumer Services to report certain information regarding compost products; providing other duties of the Department of Agriculture and Consumer Services; amending s. 403.717, F.S.; revising certain definitions relating to waste tires; requiring certain persons to maintain certain records; providing for fees; creating s. 403.7184, F.S.; providing certain requirements for consumers, manufacturers, and sellers of certain batteries; providing penalties; providing for the state to recover reasonable administrative expenses, court costs, and attorneys' fees incurred in an action to enforce this section; amending s. 403.719, F.S.; requiring an annual report on the uses of funds from waste-tire grant funds; deleting an obsolete provision; amending s. 403.7195, F.S.; increasing the product waste disposal fee on newsprint, and the credits against the fee, under certain conditions; providing for rescinding the fee under certain conditions; providing goals for minimum recycled fiber content for newsprint and allowing the department to adjust the goals; amending s. 403.727, F.S.; redesignating biohazardous waste as biomedical waste; amending s. 483.615, F.S.; redesignating biohazardous waste as biomedical waste; providing for use of the terms "biohazardous" and "biohazard" under certain circumstances; requiring hospitals to conduct a study and report to the Department of Environmental Regulation; repealing s. 403.7145, F.S., relating to the Capitol recycling demonstration area; repealing s. 403.7198, F.S., relating to container deposits; providing certain responsibilities for Keep Florida Beautiful, Inc.; repealing s. 403.708(10), F.S., relating to degradable plastic bags; providing effective dates.

—was referred to the Committees on Natural Resources and Conservation; Community Affairs; Finance, Taxation and Claims; and Appropriations.

By Senators Wexler, Thomas, Meadows, Foley, Casas, Kirkpatrick, Dyer and Turner—

**SJR 530**—A joint resolution proposing an amendment to Section 16, Article III of the State Constitution, relating to reapportionment, to require the formation of a commission to reapportion the state legislative and congressional districts.

—was referred to the Committee on Rules and Calendar.

By Senator Grogan—

**SB 532**—A bill to be entitled An act relating to Alzheimer's disease; creating ss. 400.175, 400.4177, 400.4785, 400.5571, 400.6045, 400.625, F.S.; requiring nursing homes and related facilities, adult congregate living facilities, home health agencies, adult day care centers, hospices, and adult foster homes that advertise special care for persons who have Alzheimer's disease to disclose the reasons for those claims in their advertisements; requiring records of such advertisements to be kept; requiring the Department of Health and Rehabilitative Services to examine the records; providing penalties; providing an effective date.

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

By Senator Forman—

**SB 534**—A bill to be entitled An act relating to mental health services; creating the Mental Health Parity Trust Fund; providing the purpose of the trust fund; prohibiting the use of trust fund moneys to supplant other appropriations; providing for distribution of moneys from the trust fund; amending s. 212.02, F.S.; amending the definitions applicable to the tax on sales, use, and other transactions to include services; amending s. 212.05, F.S.; imposing the tax on certain personal services; amending s. 212.054, F.S.; imposing the discretionary sales surtax on services; amending s. 212.06, F.S.; amending the definition of the term "dealer" to include one who receives orders for services; requiring dealers to collect the tax on specified services, as well as on certain personal property; providing an exemption; amending s. 212.20, F.S.; providing for certain proceeds of taxes and fees to be deposited into the Mental Health Parity Trust Fund; providing an effective date.

—was referred to the Committees on Finance, Taxation and Claims; Community Affairs; and Appropriations.

By Senator Forman—

**SB 536**—A bill to be entitled An act relating to juvenile delinquency and gang prevention; amending s. 39.025, F.S.; requiring the Department of Health and Rehabilitative Services to make fiscal agency provisions for juvenile delinquency and gang prevention councils; providing limitation on councils' administrative charges; requiring public hearings for input on development of delinquency prevention plans; providing additional topics for input at these hearings; requiring the Department of Health and Rehabilitative Services and the Department of Law Enforcement to include ethnicity as a field in their information system; amending s. 39.045, F.S.; providing for confidentiality of information obtained by juvenile delinquency and gang prevention councils; amending s. 39.0585, F.S.; providing additional criteria for determining a certain juvenile offender for purposes of maintaining central identification files; providing an effective date.

—was referred to the Committees on Criminal Justice; Health and Rehabilitative Services; and Appropriations.

By Senator Forman—

**SB 538**—A bill to be entitled An act relating to juvenile offenders; amending s. 39.052, F.S.; providing for criminal prosecution of a juvenile who commits or attempts to commit a felony or violent misdemeanor at the instigation of a youth or street gang; providing an effective date.

—was referred to the Committees on Criminal Justice; Health and Rehabilitative Services; and Appropriations.

By Senator Forman—

**SB 540**—A bill to be entitled An act relating to autism and related disabilities; establishing regional nonresidential autism centers; providing the purposes of the centers; prescribing service areas; providing for constituency boards; providing for an annual statewide conference; requiring each center to provide specified services; providing for rulemaking; providing appropriations; providing an effective date.

—was referred to the Committees on Education; Health and Rehabilitative Services; and Appropriations.

By Senator Dudley—

**SB 542**—A bill to be entitled An act relating to sentencing; requiring the judge to inform each defendant convicted of a felony and sentenced to imprisonment of the estimated amount of time the defendant will have to serve; prescribing duties of the Attorney General with respect to such estimates; providing an effective date.

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

By Senator Forman—

**SB 544**—A bill to be entitled An act relating to counties; amending s. 125.011, F.S.; authorizing any charter county to operate and finance mass transit, harbor, port, airport, and similar projects under the provisions of ss. 125.011-125.019, F.S.; providing an effective date.

—was referred to the Committees on Community Affairs; and Finance, Taxation and Claims.

By Senator Holzendorf—

**SB 546**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; exempting certain information relating to district school employees and their families from disclosure; providing an effective date.

—was referred to the Committees on Education and Governmental Operations.

By Senator Holzendorf—

**SB 548**—A bill to be entitled An act relating to pawnbrokers; amending s. 538.06, F.S.; requiring secondhand dealers to maintain possession of certain goods; prohibiting a secondhand dealer from accepting certain security in lieu of possession; providing a penalty; providing an effective date.

—was referred to the Committees on Commerce and Professional Regulation.

By Senator Holzendorf—

**SB 550**—A bill to be entitled An act relating to child safety; amending s. 316.613, F.S.; authorizing certain persons who violate the child restraint requirements law to elect to attend a child restraint offenders class in lieu of a fine and motor vehicle license point assessment; providing a fee; providing for the withholding of adjudication upon successful completion of the class; amending ss. 318.18 and 322.27, F.S.; to conform; providing an effective date.

—was referred to the Committees on Transportation; and Finance, Taxation and Claims.

By Senator Johnson—

**SB 552**—A bill to be entitled An act relating to mechanics' liens; amending s. 713.02, F.S.; exempting certain residential property from mechanics' liens under certain circumstances; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Meadows—

**SB 554**—A bill to be entitled An act relating to providers of pharmaceuticals; creating the "Pharmacy Joint Venture Referral Act of 1993"; providing legislative intent; providing definitions; providing for prohibited referrals and claims for payment; prohibiting kickbacks; prohibiting a markup on certain charges; providing for disclosure of financial interest by production; providing penalties; providing for applicability; providing an effective date.

—was referred to the Committees on Professional Regulation, Health Care and Commerce.

By Senator Grant—

**SB 556**—A bill to be entitled An act relating to imitation firearms; amending s. 39.044, F.S.; authorizing a court to detain a child prior to his detention hearing if the child has been arrested for an offense involving an imitation firearm; amending s. 775.087, F.S.; specifying felony reclassifications and a mandatory minimum term of imprisonment if an imitation firearm is used in the commission of any of specified felonies; amending s. 790.001, F.S.; defining the term "imitation firearm" for purposes of ch. 790, F.S., relating to weapons and firearms; amending s. 790.06, F.S., relating to licenses to carry concealed weapons or firearms; revising a cross-reference to conform to renumbering by the act; amending s. 790.07, F.S.; providing that a person who commits a criminal offense or who is under indictment and who displays, uses, threatens to use, or attempts to use an imitation firearm is guilty of a second-degree felony; amending s. 812.13, F.S.; providing that the commission of a robbery with an imitation firearm is a first-degree felony; amending s. 947.16, F.S.; providing that a sentencing judge may retain jurisdiction over a person who is convicted of any felony involving the use of an imitation firearm for purposes of reviewing such person's prison release order; providing an effective date.

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

By Senator Kirkpatrick—

**SB 558**—A bill to be entitled An act relating to the Gas Tax Collection Trust Fund; amending s. 212.69, F.S.; increasing the amount of money to be transferred annually from the trust fund to the Department of Natural Resources and to the Game and Fresh Water Fish Commission; revising the restrictions upon the use of certain transferred funds; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation; Finance, Taxation and Claims; and Appropriations.

By Senator Wexler—

**SB 560**—A bill to be entitled An act relating to family day care homes; amending s. 402.313, F.S.; providing for licensing exclusively by the Department of Health and Rehabilitative Services; amending s. 402.319, F.S.; providing penalties for operating or attempting to operate such a home without a state license; providing an effective date.

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

By Senators Jones, Sullivan and Boczar—

**SB 562**—A bill to be entitled An act relating to public records; amending s. 119.011, F.S.; redefining the term "public records," for purposes of chapter 119, F.S., relating to such records; repealing s. 119.083, F.S., relating to copyright of data-processing software created by governmental agencies; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Thomas—

**SB 564**—A bill to be entitled An act relating to state employment; amending s. 112.061, F.S.; increasing the mileage rate allowable for transportation by privately owned vehicles for official state travel; providing an effective date.

—was referred to the Committees on Personnel, Retirement and Collective Bargaining; and Appropriations.

By Senator Silver—

**SB 566**—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.002, F.S., and repealing subsections (15), (28), (36), and (37) of that section; revising the definition of the term "harness racing" to delete unnecessary words and repealing several unnecessary definitions; repealing s. 550.0115, F.S., pertaining to issuance of a permit holder's annual license; amending s. 550.01215, F.S., to provide for racing seasons and performances and other authorized uses for permitted facilities; creating s. 550.022, F.S.; restricting financial arrangements by pari-mutuel permit holders; amending s. 550.0235, F.S.; revising a limitation-of-liability provision; amending s. 550.0251, F.S.; revising powers and duties of the Division of Pari-mutuel Wagering of the Department of Business Regulation; repealing s. 550.0425(4), F.S.; deleting a provision allowing minors access to kennel compound areas; amending s. 550.054, F.S.; revising application requirements; providing permit procedures when a pari-mutuel facility is taken by eminent domain; revising reporting requirements when there is a change in ownership of a pari-mutuel permit holder; amending s. 550.0951, F.S.; providing tax exemptions; revising tax rates; providing tax credits; providing a surtax; amending s. 550.105, F.S.; revising application requirements for occupational licenses; amending s. 550.125, F.S., pertaining to bond requirements; improving clarity; amending s. 550.155, F.S.; providing limitations on takeout; providing for additional withholdings; amending s. 550.1625, F.S.; prescribing purse distributions for dogracing; creating s. 550.16355, F.S.; providing for Greyhound Race of Champions Meet; creating s. 550.1637, F.S.; providing for the Jai Alai Tournament of Champions Meet; amending s. 550.1815, F.S.; revising provisions respecting persons who are prohibited from holding pari-mutuel permits; amending s. 550.2415, F.S.; revising procedures pertaining to euthanizing greyhounds; providing for the

establishment of greyhound-adoption facilities under certain circumstances; amending s. 550.2614, F.S., pertaining to distribution of certain funds to a horsemen's association; revising a cross-reference; amending s. 550.2625, F.S.; revising certain purse and prize requirements pertaining to quarter horse racing; providing for certain funds to be withheld from purse pools; specifying the purposes for which such funds are to be used; creating s. 550.26352, F.S.; providing for the Breeders' Cup Meet; repealing s. 550.26353, F.S., pertaining to tax credits and tax exemptions; creating s. 550.26354, F.S.; providing for exemption from taxes on handle, breeders' award and purse requirements, and horsemen's payments on intertrack wagers; repealing s. 35, ch. 92-348, Laws of Florida, which limits the applicability of specified exemptions; creating s. 550.26365, F.S.; providing for the Breeders' Crown Meet; amending s. 550.334, F.S., pertaining to quarter horse racing; revising distance limitations; amending s. 550.3551, F.S., pertaining to transmission of racing and jai alai information; providing for takeout under certain circumstances; amending s. 550.3615, F.S., deleting a provision relating to certain pending bookmaking prosecutions; amending s. 550.375, F.S., pertaining to the operation of harness tracks; revising distance limitations; amending s. 550.495, F.S.; revising bond requirements for totalizator owners or operators; providing circumstances under which such bond may be waived by the division; revising fees for totalizator licenses; amending s. 550.5251, F.S.; providing circumstances under which a tax credit may be provided to a thoroughbred racing permit holder not running during the Breeders' Cup Meet; repealing s. 570.381(3), F.S., which provides for the Appaloosa Advisory Council; amending s. 772.102, F.S., pertaining to definitions for "criminal activity," to conform cross-references; amending s. 895.02, F.S., pertaining to definition of "racketeering activity," to conform cross-references; exempting certain permit holders from paying taxes on handle generated during the Breeders' Cup Meet and the Breeders' Crown Meet for the 1992-1993 racing season; providing a tax credit for certain permit holders located within 35 miles of the Breeders' Cup Meet conducted during that racing season; providing for an audit and for the repayment of certain overpayments; requiring review of occupational licensing scheme and submission of recommendations to the Legislature; providing for termination of existing administrative rules and for adoption of new rules governing the conduct of pari-mutuel wagering; directing the Department of Business Regulation to review and consider certain costs relating to its racing laboratory and report to the Legislature; repealing s. 68, ch. 92-348, Laws of Florida, pertaining to retroactivity of that law, which provides for regulation of pari-mutuel wagering; providing an effective date.

—was referred to the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

By Senator Myers—

**SB 568**—A bill to be entitled An act relating to mangroves; amending s. 403.93, F.S.; redefining the term "alter" and defining the term "prune" in relation to mangroves; amending s. 403.931, F.S.; revising permit requirements for altering mangroves; excepting certain pruning, subject to specified limitations; regulating disposal of pruned materials; providing an effective date.

—was referred to the Committee on Natural Resources and Conservation.

By Senator Myers—

**SB 570**—A bill to be entitled An act relating to capital felonies; amending s. 775.082, F.S.; providing that a person who is convicted of a capital felony and who is not sentenced to death may be sentenced to either life imprisonment without eligibility for early release or life imprisonment without eligibility for parole for a specified number of years; providing an effective date.

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

By Senator Myers—

**SB 572**—A bill to be entitled An act relating to traffic control; amending s. 316.1935, F.S.; increasing the penalty for fleeing or attempting to elude a police officer; providing an effective date.

—was referred to the Committees on Transportation and Appropriations.

By Senator Myers—

**SB 574**—A bill to be entitled An act relating to traffic safety; amending s. 316.003, F.S.; defining the terms “school bus” and “commercial motor vehicle” for the purpose of laws regulating the operation of vehicles; amending s. 316.217, F.S.; specifying times and circumstances when lighted lamps are and illuminating devices are required; amending s. 316.2953, F.S.; providing for the adoption of rules related to devices that measure vehicle window light transmission or reflectance; amending s. 316.613, F.S.; specifying vehicles that must use child restraint devices; amending s. 316.615, F.S.; revising inspection requirements for vehicles regularly used to transport pupils; amending s. 322.01, F.S.; defining the terms “commercial motor vehicle,” “school bus,” and “state” for the purpose of laws relating to drivers’ licenses; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Bankhead—

**SB 576**—A bill to be entitled An act relating to the Department of Professional Regulation; creating s. 455.2135, F.S.; requiring persons licensed by the department to include their license number on certain printed materials and advertising; providing an effective date.

—was referred to the Committee on Professional Regulation.

By Senator Casas—

**SB 578**—A bill to be entitled An act relating to seed; amending ss. 575.02 and 575.10, F.S.; providing for certification of seedlings and propagating materials; expanding purpose of ch. 575, F.S.; amending s. 575.04, F.S.; providing for unlawful labeling; amending ss. 575.05 and 578.11, F.S.; deleting requirement for certain notice of rulemaking; deleting requirement for approval and supervision of personnel by the State Chemist; amending s. 578.09, F.S.; revising a labeling requirement for agricultural seed and certain vegetable seed; amending s. 578.22, F.S.; providing for use of fees; creating s. 578.30, F.S.; creating the Seed Technical Council within the Department of Agriculture and Consumer Services; providing for membership, powers and duties, meetings, and records; authorizing per diem and travel expenses for members; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Bankhead—

**SB 580**—A bill to be entitled An act relating to investments of state money; amending s. 18.10, F.S.; authorizing the Treasurer to invest state moneys in certain additional types of investments; amending ss. 280.02 and 280.03, F.S.; deleting certain restrictions on investing public money in certificates of deposit; providing an effective date.

—was referred to the Committees on Governmental Operations; Finance, Taxation and Claims; and Appropriations.

By Senator Casas—

**SB 582**—A bill to be entitled An act relating to the regulation of utilities; creating s. 364.015, F.S.; prescribing power of the Public Service Commission to seek injunctive or other relief to protect customers of a telephone company; creating s. 364.016, F.S.; prescribing power of the commission to charge a telephone company travel expenses for examining out-of-state records; amending s. 364.05, F.S.; providing for the commission to withhold consent to telephone company rate requests; amending s. 364.055, F.S.; providing for application of commission rules; amending s. 366.05, F.S.; prescribing powers of the commission to seek injunctive or other relief to protect a utility’s customers and to charge a utility travel expenses for examining out-of-state records; amending s. 366.06, F.S.; providing for certain utilities to request the commission to process petitions for rate relief using the proposed agency action procedure; amending s. 366.071, F.S.; providing for application of commission rules; amending s. 367.082, F.S.; providing for application of commission rules; amending s. 367.121, F.S.; prescribing powers of the commission to seek

injunctive or other relief to protect a waste or wastewater utility’s customers and to charge a waste or wastewater utility travel expenses for examining out-of-state records; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Casas—

**SB 584**—A bill to be entitled An act relating to gas transmission and distribution; amending s. 368.021, F.S.; exempting certain suppliers of compressed natural gas from regulation under ch. 368, F.S.; amending s. 368.061, F.S.; increasing certain penalties; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Meadows—

**SB 586**—A bill to be entitled An act relating to motor vehicles; amending s. 316.008, F.S.; relating to the “combat automobile theft” program; providing for use of a uniform decal approved by the Department of Law Enforcement; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Meadows—

**SB 588**—A bill to be entitled An act relating to telemarketing; amending s. 501.604, F.S.; clarifying exemption for persons who do not complete a sale during a telephone solicitation; deleting exemption for persons selling periodicals of general circulation and magazines; correcting a reference; repealing s. 501.604(7), F.S.; removing exemption for book, video, and record clubs; amending s. 501.608, F.S.; requiring letter of exemption; requiring display of letter of exemption; requiring exhibition of certain documents before receiving or renewing occupational license; creating s. 205.1969, F.S.; providing requirements for certain occupational licenses; providing an effective date.

—was referred to the Committees on Professional Regulation; Commerce; and Finance, Taxation and Claims.

By Senator Gutman—

**SB 590**—A bill to be entitled An act relating to health care; amending s. 408.040, F.S.; deleting the provision that makes certificates of need for multifacility projects valid for 2 years; repealing s. 408.032(17), F.S., which defines the term “multifacility project”; providing an effective date.

—was referred to the Committees on Health Care and Appropriations.

By Senator Johnson—

**SB 592**—A bill to be entitled An act relating to employment of educational personnel; amending s. 231.15, F.S.; removing a limitation on the fees for certificates and examinations for specified personnel; amending s. 231.17, F.S.; providing requirements for obtaining an official statement of eligibility; revising requirements for obtaining a certificate; deleting certain skills from the list of required minimum competencies; allowing temporary certificates to be reissued to certain teachers; providing for a procedure to appeal a decision that an employee has not successfully completed the professional orientation program; providing a limitation on the effect of the results of such an appeal; providing that applicants for certification are subject to the law in effect at the time of application; amending s. 231.1711, F.S.; providing for reissuing a statement of eligibility; amending s. 231.1725, F.S.; providing that each school board is responsible for establishing minimum qualifications for certain teachers; amending s. 231.173, F.S.; providing procedures by which a successful, experienced out-of-state administrator may obtain a professional certificate; providing limitations on the areas covered by certificates obtained under this section by out-of-state teachers or administrators; amending s. 231.24, F.S.; providing that credits in specified areas may be applied toward any specialization area; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senators Childers and Diaz-Balart—

**SB 594**—A bill to be entitled An act relating to motor vehicle license plates; amending ss. 320.083, 320.089, 320.0895, F.S.; specifying trucks for which the owner is eligible to purchase certain special license plates; providing an effective date.

—was referred to the Committees on Transportation; and Finance, Taxation and Claims.

By Senator Weinstein—

**SB 596**—A bill to be entitled An act relating to recreation districts; amending s. 418.21, F.S.; providing that the board of supervisors of a recreation district may have more than five members; providing for the establishment of designated geographical areas and for representation of those areas; amending s. 418.22, F.S.; providing that recreational facilities may be made available exclusively for district residents and property owners under certain circumstances; providing for restricting access; providing for security buildings and other structures; amending s. 418.24, F.S.; providing for an additional finding in a charter of a recreation district regarding availability of recreational facilities; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Myers—

**SB 598**—A bill to be entitled An act relating to medicinal drugs; creating s. 465.0255, F.S.; requiring the display of expiration dates on all medicinal drugs manufactured, repackaged, or distributed and all medicinal drugs dispensed; requiring certain use and storage instructions on all medicinal drugs dispensed; providing an effective date.

—was referred to the Committees on Professional Regulation and Commerce.

By Senator Myers—

**SB 600**—A bill to be entitled An act relating to the administration of environmental functions; creating the Department of Environmental and Resource Management; providing for the head of the department; establishing divisions within the department, including a division to coordinate the various water management districts in the management of water as a state resource; transferring the Department of Natural Resources, the Department of Environmental Regulation, including the Environmental Regulation Commission, and the Division of Forestry of the Department of Agriculture and Consumer Services to the new department; providing for the appointment of assistant executive directors; repealing ss. 20.14(2)(g), 20.25, 20.261, F.S., relating to the Division of Forestry, the Department of Natural Resources, and the Department of Environmental Regulation; providing for the preparation of a reviser's bill to conform to organizational changes; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation; Governmental Operations; and Appropriations.

By Senator Myers—

**SB 602**—A bill to be entitled An act relating to elections; amending s. 99.012, F.S.; providing for removing from the ballot the name of a candidate who is decertified by the Department of State; amending s. 99.021, F.S.; requiring a person seeking to qualify as a candidate to provide the filing officer with a certified copy of his voter registration card and to make his written statement under oath; providing for decertification of candidates; requiring the Division of Elections to adopt rules for decertification proceedings, including rules for notice and hearing; amending s. 104.271, F.S.; deleting the requirement that a false statement made by one candidate about an opponent must be made with actual malice in order to be considered a violation of the election code; providing an effective date.

—was referred to the Committee on Executive Business, Ethics and Elections.

By Senator Myers—

**SB 604**—A bill to be entitled An act relating to fire dogs; amending s. 843.19, F.S.; prohibiting injuring or killing a fire dog under specified circumstances, for which criminal penalties are provided by law; providing a definition; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Myers—

**SB 606**—A bill to be entitled An act relating to prostitution; amending s. 796.07, F.S.; providing an enhanced penalty for a person convicted a second or subsequent time of committing certain acts of prostitution, lewdness, or assignation; requiring a person convicted of such crime to have his fingerprints affixed to the judgment of guilt; providing that the judgment is prima facie evidence that the fingerprints of the judgment are the fingerprints of the person convicted; providing an effective date.

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

By Senator Myers—

**SB 608**—A bill to be entitled An act relating to dissolution of marriage; creating s. 61.125, F.S.; providing that there is a presumption that joint custody is in the best interests of a child when his parents dissolve their marriage; defining terms; providing for orders of custody and for modification of orders; amending s. 61.13, F.S.; prescribing the order of preference in awarding custody of children in dissolution of marriage; providing an effective date.

—was referred to the Committee on Judiciary.

By Senators Grant, Hargrett, Beard and Crist—

**SB 610**—A bill to be entitled An act relating to Hillsborough County; amending s. 7 of ch. 84-447, Laws of Florida, as amended, relating to the Hillsborough County Port District; authorizing the Tampa Port Authority to license and regulate common carriers of passengers by water operating over routes that traverse any portion of the waters of the port district; providing criminal penalties; authorizing the port authority to impose certain fines and penalties for violations of regulations pertaining to common carriers of passengers by water; prohibiting the port authority from regulating the rates of common carriers of passengers by water; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

**SB 612**—A bill to be entitled An act relating to the Sarasota-Manatee Airport Authority; providing for the relief of Laurence Wallenstein, widow of Frank Colton Wallenstein, and Jennifer Wallenstein, Melanie Wallenstein, and Leif Wallenstein, children of Frank Colton Wallenstein, to permit the Sarasota-Manatee Airport Authority to compensate them for the death of Frank Colton Wallenstein by providing them with a death benefit equal to the benefit credited to Frank Colton Wallenstein under the Sarasota-Manatee Airport Authority retirement plan as of the time of his death; providing an appropriation; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committee on Finance, Taxation and Claims.

By the Committee on Governmental Operations—

**SB 614**—A bill to be entitled An act relating to state agencies; creating s. 16.58, F.S.; creating the Florida Legal Resource Center in the Department of Legal Affairs; providing for a director of the center; pro-

viding definitions; providing intent; providing duties; creating the Advisory Council to the Florida Legal Resource Center; providing for council members; providing for per diem for members; assigning duties to the council; providing for public meetings of the council; providing for rules; providing for staggered terms; amending s. 120.54, F.S.; requiring state agencies to notify the Department of State before formally adopting a rule; requiring a statement of change or notice of no changes; amending s. 120.55, F.S.; providing for publication of the Florida Administrative Code; creating s. 282.20, F.S.; providing definitions; assigning duties to the Administrative Management Information Center of the Department of Management Services; providing an effective date.

—was referred to the Committees on Governmental Operations and Appropriations.

By Senator Turner—

**SB 616**—A bill to be entitled An act relating to Medicare beneficiaries; creating s. 455.2456, F.S.; creating the Health Practitioners Medicare Fee Control Act of 1993; providing legislative findings and a declaration of policy that a health care provider shall not charge a Medicare beneficiary more than the Medicare reasonable charge; providing definitions; prohibiting health care practitioners from balance billing; providing penalties; providing penalties for subsequent violations; providing for disposition of fines; requiring health care practitioners to provide notice of the prohibition against balance billing; directing the Agency for Health Care Administration to compose, print, and distribute signs, including signs in languages other than English; providing an effective date.

—was referred to the Committees on Health Care and Appropriations.

By Senator Turner—

**SB 618**—A bill to be entitled An act relating to public accountancy; amending s. 473.306, F.S.; eliminating the requirement of an additional year of education beyond the baccalaureate degree to qualify to take the examination for licensure as a certified public accountant; repealing s. 473.307, F.S., relating to the requirement of an additional year of experience or education for certain applicants for licensure; amending s. 473.308, F.S., relating to requirements for licensure, to conform; providing an effective date.

—was referred to the Committee on Professional Regulation.

By Senator Turner—

**SB 620**—A bill to be entitled An act for the relief of Freddie Lee Pitts and Wilbert Lee; providing an appropriation as compensation for having been victims of a miscarriage of justice; providing an effective date.

—was referred to the Special Master; and the Committees on Finance, Taxation and Claims; and Appropriations.

By Senator Turner—

**SB 622**—A bill to be entitled An act relating to the regulation of professions; amending s. 455.227, F.S.; prohibiting the discipline of a licensee for the use of nontraditional treatments; providing an effective date.

—was referred to the Committee on Professional Regulation.

By Senator Turner—

**SB 624**—A bill to be entitled An act relating to school system administrators; amending s. 231.36, F.S.; requiring that supervisors, principals, and assistant principals be given an initial contract for 3 years with an automatic annual renewal each year thereafter; providing an effective date.

—was referred to the Committee on Education.

By Senator Turner—

**SB 626**—A bill to be entitled An act relating to governmental purchasing; amending ss. 235.31, 287.093, F.S.; providing for certain local government entities to set aside certain funds allocated for contracts with small businesses; providing for the use of such set-asides; correcting a cross-reference; providing an effective date.

—was referred to the Committees on Governmental Operations and Community Affairs.

By Senator Diaz-Balart—

**SB 628**—A bill to be entitled An act relating to the State Arbitration Board; amending s. 337.185, F.S.; defining a claim; authorizing either party to request binding private arbitration; providing for compensation of members of the board; providing for a fee schedule; providing an effective date.

—was referred to the Committees on Governmental Operations, Judiciary and Appropriations.

By Senator Jones—

**SB 630**—A bill to be entitled An act relating to the Florida Residential Landlord and Tenant Act; creating s. 83.565, F.S.; providing for the right of the tenant to repair the premises after written notice to the landlord; providing for deduction of the costs of repair from rent due; providing limitations; amending s. 83.60, F.S.; providing reference to the right of the tenant to repair as a defense to an action for rent or possession; providing for the payment of certain funds into the registry of the court; amending s. 83.64, F.S.; providing reference to the tenant's right to repair with respect to retaliatory conduct; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Sullivan—

**SB 632**—A bill to be entitled An act relating to corporations; amending s. 607.193, F.S.; providing an exemption from the supplemental corporate fee for certain veterans' organizations; providing an effective date.

—was referred to the Committees on Commerce; and Finance, Taxation and Claims.

By Senators Forman and Meadows—

**SB 634**—A bill to be entitled An act relating to pharmaceuticals; creating a study commission to examine the need for containing prescription drug prices and the feasibility of establishing a state pharmaceutical products price review board; providing for membership; providing for organization and administration; providing per diem and travel expenses for members; requiring meetings and public hearings; providing for expert testimony; requiring a report; providing an effective date.

—was referred to the Committees on Health Care; and Rules and Calendar.

By Senators Crist and Hargrett—

**SB 636**—A bill to be entitled An act relating to motor vehicle license plates; providing for the issuance of Florida arts license plates; providing for fees and for the deposit and use of such fees; providing for deauthorization based on sales; providing an effective date.

—was referred to the Committees on Transportation; Finance, Taxation and Claims; and Appropriations.

By Senator Jennings—

**SB 638**—A bill to be entitled An act relating to the state lottery; amending ss. 24.115 and 24.121, F.S.; revising the disposition of unclaimed prize money; providing for use of such money for certain classroom and instructional expenses; providing an effective date.

—was referred to the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

By Senator Crist—

**SB 640**—A bill to be entitled An act relating to elections; amending s. 99.021, F.S.; requiring candidates for statewide or legislative office to sign a fair campaign practices pledge; amending ss. 99.095, 99.0955, 99.096, and 112.312, F.S., to conform; amending s. 104.271, F.S.; providing a criminal penalty for making a false statement about an opposing candidate; amending s. 106.143, F.S.; providing additional requirements for political advertisements that endorse a candidate running for public office; providing penalties; amending s. 106.08, F.S.; providing that certain services, assistance, and efforts are contributions for purposes of the cap on contributions a candidate may accept from a political party; amending s. 106.29, F.S., relating to reports by political parties; requiring such reports to be filed on the same days as are reports filed by candidates; requiring such reports to itemize expenditures made on behalf of candidates for statewide or legislative office; requiring the Division of Elections to audit such reports in a timely manner and to file complaints arising therefrom with the Florida Elections Commission; increasing the fines for late reporting and for knowingly filing an incorrect, false, or incomplete report; providing for forfeiture of filing fees of political parties contributing funds to a candidate in excess of the limit the candidate is allowed to accept and, in addition thereto, prohibiting contribution of funds to party candidates for statewide or legislative office for the next election cycle; eliminating a provision providing for an assessment on contributions which has been declared unconstitutional; amending s. 106.141, F.S.; providing a cap on the amount of surplus funds that may be disposed of by giving the funds to the candidate's political party; providing penalties; amending ss. 106.04 and 106.07, F.S., and repealing s. 106.32(3), F.S.; eliminating provisions providing for an assessment on contributions which has been declared unconstitutional; repealing s. 100.091, F.S., relating to the second primary election; repealing s. 100.096, F.S., relating to special local elections to be held at the second primary election; amending s. 100.061, F.S.; providing for a single primary election, including the date for holding that election; providing that candidates receiving the highest number of votes in the primary election be declared nominated; providing a method for deciding tie votes; eliminating the second primary; amending ss. 10.1008, 97.021, 98.051, 98.081, 99.061, 99.095, 99.103, 100.071, 100.081, 100.111, 100.141, 101.141, 101.251, 101.252, 101.62, 102.012, 103.021, 103.022, 103.091, 105.031, 105.041, 105.051, 106.07, and 106.08, F.S.; conforming language; modifying provisions relating to ballots sent to absent qualified electors overseas; amending s. 102.031, F.S.; expanding the area at each polling place within which solicitation of voters is prohibited on election day; creating s. 99.013, F.S., relating to the residency requirement of law for candidates for public office and elected and appointed public officers; defining "residence," "residency requirement," and "resident"; requiring that certain candidates or public officers have only one declared residence; providing factors to be considered; requiring candidates for certain offices to meet the residency requirement at the time of qualifying for office and certain appointed public officers to meet the residency requirement at the time of appointment; providing for investigation of violations by the Florida Elections Commission; amending s. 106.18, F.S.; requiring omission from the ballot of the name of any candidate found in violation of the residency requirement; amending s. 106.25, F.S.; granting the Florida Elections Commission authority to investigate, consider, and determine such violations; providing procedure; amending s. 106.26, F.S.; providing procedure upon a determination that such a violation has occurred or has not occurred; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; and Appropriations.

By Senator Diaz-Balart—

**SB 642**—A bill to be entitled An act relating to transportation; amending s. 337.406, F.S.; expressly granting counties the authority to regulate private use of certain state-owned rights-of-way; providing an effective date.

—was referred to the Committees on Transportation and Community Affairs.

By Senator Grogan—

**SB 644**—A bill to be entitled An act relating to supplemental corporate fees; amending s. 607.193, F.S.; exempting certain nonprofit corporations from such fee; providing an effective date.

—was referred to the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

By Senator Grogan—

**SB 646**—A bill to be entitled An act relating to turnpike projects; amending s. 338.223, F.S.; revising language with respect to proposed turnpike projects concerning the environmental feasibility of the proposed project as reviewed by the Department of Environmental Regulation; revising notice requirements; providing an effective date.

—was referred to the Committees on Transportation; and Natural Resources and Conservation.

By Senators Jones and Williams—

**SB 648**—A bill to be entitled An act relating to public assistance; creating the Public Assistance Clients Transition (P.A.C.T.) program of 1993; providing definitions; providing legislative intent and purpose for a plan to conduct demonstration projects to evaluate the effectiveness of converting the state's social services delivery system into a new concept of a covenant between the state to provide enhanced services and the client to receive time-limited benefits in exchange for the enhanced services; providing goals, principles, and critical success factors; requiring two demonstration projects to test and evaluate programmatic features in mid-sized counties with urban dynamics; providing that the P.A.C.T. program be operated on the principle of time-limited duration of benefit payments in exchange for concentrated, intensive case management featuring high-quality holistic services provided on a continuum progressing from dependence through independence to contribution; providing for use of a program application model with six primary phases; providing for waivers from state and federal law; requiring data collection and a comprehensive evaluation component for all phases and programs of the P.A.C.T. program and its demonstration projects; providing for demonstration project site selection and the establishment of review panels; providing review panel duties and procedure; providing for an additional final review by the district administrator with the option of assigning a protective payee; providing for certain exemptions and exceptions to durational limitations; providing for screening and assessment, family resource centers, colocated integrated services delivered through a single delivery system, a full range of voluntary public health services, daily application and orientation sessions, participant informed consent notification, certain changes in AFDC requirements intended to encourage independence, employment, education and training, and two-parent families, options for support services, formal motivational training, asset accumulation, income and earnings and other disregards, and expansion or extension of Project Independence, transition assistance, subsidized child care, and Medicaid programs; providing program participation requirements and six-month employability reviews; providing P.A.C.T. program absent parent participation requirements; providing for P.A.C.T. program meritorious success and service awards and program certificates of completion; providing for demonstration project outstanding participant bonuses; providing additional duties of the Department of Health and Rehabilitative Services relating to conduct of the P.A.C.T. program, including reorganization of services, development of public and private partnerships, interagency cooperation to end disincentives to employment, rental subsidy programs, public awareness programs, and annual reporting on the progress of the P.A.C.T. program; providing an

appropriation and providing intent to optimize federal matching funds and other funding opportunities; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; and Appropriations.

By Senator Jones—

**SB 650**—A bill to be entitled An act relating to the state correctional system; amending s. 944.598, F.S., relating to emergency release of prisoners; revising conditions which constitute a state of emergency in the state correctional system; revising eligibility guidelines for inmates subject to emergency release and amounts of emergency increments awarded to such inmates; revising conditions under which the award of such emergency increments will cease; providing for emergency control release dates for parole ineligible inmates; providing an effective date.

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

By Senator Jones—

**SB 652**—A bill to be entitled An act relating to minority health; creating the "Minority Health Improvement Act"; providing definitions; providing legislative findings and intent; creating a study commission on minority health; providing membership; providing for administration, organization, and staff; providing duties; requiring an interim and final report to the Governor and Legislature; providing for the expiration of the commission; providing an appropriation; providing an effective date.

—was referred to the Committees on Health Care; Rules and Calendar; and Appropriations.

By Senator Jones—

**SB 654**—A bill to be entitled An act relating to taxation of fuel; amending s. 336.025, F.S.; providing an additional authorized use for the revenues from the local option gas tax for county transportation systems; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Finance, Taxation and Claims.

By Senator Jones—

**SB 656**—A bill to be entitled An act relating to probate; amending s. 731.301, F.S.; providing an additional method for service of a petition under the probate code; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Jones—

**SB 658**—A bill to be entitled An act relating to local government; creating s. 218.80, F.S.; creating the "Public Bid Disclosure Act"; providing legislative intent; requiring local governments to include certain provisions in all bidding documents or other request for proposal; prohibiting local governments from collecting undisclosed fees or halting construction under certain circumstances; providing an effective date.

—was referred to the Committees on Governmental Operations and Community Affairs.

By Senator Gutman—

**SB 660**—A bill to be entitled An act relating to state lotteries; authorizing the Department of the Lottery to designate the proceeds from lottery games for specified purposes; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Dantzler—

**SB 662**—A bill to be entitled An act relating to the removal of organic and detrital matter from soil; amending s. 253.03, F.S.; prohibiting the Board of Trustees of the Internal Improvement Trust Fund and other state agencies from imposing a charge or lien on any such matter removed from state lands authorized by an aquatic plant control permit; amending s. 403.813, F.S.; exempting limited dredging of plant material and sediment for aquatic plant management purposes; amending s. 403.913, F.S.; prohibiting the Department of Environmental Regulation from requiring a dredge and fill permit for removing such matter from the surface of natural mineral soil material; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation; and Finance, Taxation and Claims.

By Senators Hargrett, Grant, Crist and Beard—

**SB 664**—A bill to be entitled An act relating to the Children's Board of Hillsborough County; repealing s. 3, ch. 92-238, Laws of Florida; continuing the temporary partial exemption granted to the board by ch. 92-238 from the payment of fees, taxes, or increment revenue to community redevelopment agencies created pursuant to part III of ch. 163, F.S., indefinitely, by repealing the expiration clause for that exemption; providing for contingent retroactive operation; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By the Committee on Commerce—

**SB 666**—A bill to be entitled An act relating to workers' compensation; amending s. 440.03, F.S.; providing applicability of ch. 440, F.S.; providing an effective date.

—was referred to the Committee on Commerce.

By Senators Grant, Hargrett, Beard and Crist—

**SB 668**—A bill to be entitled An act relating to the City of Tampa; authorizing the City of Tampa to enter into a pension contract with certain firefighters and police officers employed by the city with changed eligibility requirements for admission into the City Pension Fund for Firefighters and Police Officers in the City of Tampa and changed provisions relating to the amount of in-the-service disability benefits under that pension fund; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Silver—

**SB 670**—A bill to be entitled An act relating to testimony by child victims or witnesses; amending ss. 92.53, 92.54, and 92.55, F.S., relating to videotaping, closed circuit television, and other special protections for child victims and witnesses; requiring a finding that the harm caused if the child were required to testify would be due to the presence of the defendant; deleting the sexual abuse or child abuse limitation on the videotaping of a child's testimony; preserving the defendant's right to immediate consultation with counsel when closed circuit television is used for the child's testimony; requiring the Supreme Court to adopt rules; providing an effective date.

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

By Senator Silver—

**SB 672**—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for sales made to members of the Legislature or their agents or employees

when payment is made from their monthly allowance for intradistrict expenses; providing an effective date.

—was referred to the Committees on Finance, Taxation and Claims; Appropriations; and Rules and Calendar.

By Senator Silver—

**SB 674**—A bill to be entitled An act relating to blood testing for impairment or intoxication; amending ss. 316.1933 and 316.1934, F.S.; authorizing performance of chemical analysis by persons under the supervision of a person with a permit, and reenacting ss. 316.066(4), 327.353(2), 790.155(2), and 550.24055(2), F.S., relating to written accident reports, blood testing of vessel operators, blood testing of firearm users, and blood testing of occupational licensees officiating at or participating in races or jai alai games, to incorporate said amendments in references thereto; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Silver—

**SB 676**—A bill to be entitled An act for the relief of Mr. and Mrs. Darriel Swindell; providing an appropriation to compensate them for injuries caused by the negligence of Prison Rehabilitative Industries and Diversified Enterprises, Inc. (PRIDE); providing an effective date.

—was referred to the Special Master; and the Committee on Finance, Taxation and Claims.

By Senator Silver—

**SB 678**—A bill to be entitled An act relating to the crimes of assault and battery; amending s. 784.07, F.S.; providing enhanced penalties for a person who commits assault, battery, aggravated assault, or aggravated battery upon a security officer engaged in the lawful performance of his duties; providing an effective date.

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

By Senator Holzendorf—

**SB 680**—A bill to be entitled An act relating to medical malpractice; amending s. 766.101, F.S.; defining the term “medical review committee” to include optometric service plan committees; defining the term “health care providers” to include optometrists; providing immunity for persons licensed under ch. 463, F.S., who furnish information relating to medical review matters; providing an effective date.

—was referred to the Committees on Commerce and Health Care.

By Senator Kurth—

**SB 682**—A bill to be entitled An act relating to public restroom facilities; amending s. 553.141, F.S.; providing an exemption from certain public restroom requirements for lodging and food service establishments and member campgrounds; providing an effective date.

—was referred to the Committees on Community Affairs and Governmental Operations.

By Senator Holzendorf—

**SB 684**—A bill to be entitled An act relating to child custody; creating ss. 751.01-751.05, F.S.; creating an action for temporary custody of a minor child by family members, including putative fathers, setting forth the requirements of the petition for temporary custody, specifying notice requirements, setting forth the terms of an order granting temporary custody; amending s. 49.011, F.S.; providing service of process in temporary custody proceedings; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Grant—

**SB 686**—A bill to be entitled An act relating to the Self-storage Facility Act; amending s. 83.803, F.S.; redefining the term “self-service storage facility”; providing an effective date.

—was referred to the Committees on Professional Regulation and Commerce.

By Senator Burt—

**SB 688**—A bill to be entitled An act relating to outdoor advertising; amending s. 479.26, F.S.; providing that specific information panels shall be permitted in rural and urban and urbanized areas and such a permit may not be denied based solely on certain factors; amending s. 338.065, F.S.; deleting a restriction upon permits for general motorist service signs and business logo signs; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Burt—

**SB 690**—A bill to be entitled An act relating to contracting; amending ss. 489.119 and 489.521, F.S.; requiring an advertiser to request the certification or registration number of a construction or electrical or alarm system contractor at the time of contracting for an advertisement for that contractor; providing that the advertiser is not responsible for verifying the number provided; prohibiting the advertiser from publishing, displaying, broadcasting, or circulating the advertisement without the certification or registration number included; providing a penalty; providing an effective date.

—was referred to the Committee on Professional Regulation.

By the Committee on Community Affairs—

**SB 692**—A bill to be entitled An act relating to developments of regional impact; reenacting s. 380.0651(4), F.S., a temporary law that provides for the aggregation of two or more developments as a single development for the purpose of reviewing a development of regional impact, to continue the effectiveness of that provision indefinitely; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Silver—

**SB 694**—A bill to be entitled An act relating to workers' compensation; amending s. 440.02, F.S.; amending the definitions of the terms “employment” and “wages” as used in ch. 440, F.S.; providing an effective date.

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

By Senators Silver and Jennings—

**SB 696**—A bill to be entitled An act relating to quasi-judicial proceedings; creating s. 286.0115, F.S.; providing definitions; providing for ex parte communications with respect to such proceedings; providing an effective date.

—was referred to the Committees on Community Affairs, Governmental Operations and Judiciary.

By Senator Silver—

**SB 698**—A bill to be entitled An act relating to interstate extradition; repealing s. 941.10(3), F.S., under which a prisoner admitted to bail while awaiting an extradition proceeding is considered in the custody of the arresting agent or agents; amending s. 941.26, F.S.; providing for extradi-

tion of certain prisoners without a governor's warrant; providing an effective date.

—was referred to the Committees on Criminal Justice, Governmental Operations and Appropriations.

By Senator Silver—

**SB 700**—A bill to be entitled An act relating to financial matters; amending s. 215.444, F.S.; providing for an additional member on the Investment Advisory Council, who shall represent public employees; providing an effective date.

—was referred to the Committees on Governmental Operations; Personnel, Retirement and Collective Bargaining; and Finance, Taxation and Claims.

By Senator Silver—

**SB 702**—A bill to be entitled An act relating to professional sports franchises; amending s. 288.1162, F.S.; deleting one of the requirements which the Department of Commerce must determine prior to certifying an applicant as a "new spring training franchise facility"; providing an effective date.

—was referred to the Committees on International Trade, Economic Development and Tourism; Finance, Taxation and Claims; and Appropriations.

By Senator Silver—

**SB 704**—A bill to be entitled An act relating to emergency management; amending s. 23.121, F.S.; revising policy and purpose of the Florida Mutual Aid Act; amending s. 23.1225, F.S.; expanding provisions with respect to mutual aid agreements; amending s. 23.1231, F.S.; revising powers and duties with respect to the Florida Mutual Aid Plan; creating s. 213.055, F.S.; providing for the waiver or suspension of specified revenue laws during a state of emergency; amending s. 235.26, F.S.; requiring the State Board of Education to amend the State Uniform Building Code for Public Educational Facilities Construction to incorporate specified design criteria; amending s. 240.295, F.S.; providing additional requirements for the construction of state university buildings; creating s. 252.311, F.S.; providing legislative intent; amending s. 252.32, F.S.; clarifying policy and purpose with respect to emergency management; amending s. 252.34, F.S.; providing definitions; amending s. 252.36, F.S.; providing clarifying language with respect to the emergency management powers of the Governor; amending and renumbering s. 252.35, F.S.; creating the Division of Emergency Management within the Department of Community Affairs; providing duties and responsibilities of the division; providing for a state comprehensive emergency management plan; creating s. 252.365, F.S.; providing for designation of Emergency Coordination Officers; amending s. 252.37, F.S.; providing specified surcharges; providing for the deposit of funds in the Grants and Donations Trust Fund of the Department of Community Affairs; providing for the distribution of funds; providing for rules; amending s. 252.38, F.S.; revising and clarifying the emergency management powers of political subdivisions; specifying emergency management powers of counties and municipalities; amending and renumbering s. 252.355, F.S.; requiring each local emergency management agency in the state to maintain a registry of disabled persons; specifying the purpose of such registries; requiring the Department of Health and Rehabilitative Services to provide registration information; providing an exemption from public records requirements for records and information relative to such registries; providing for future review and repeal; amending s. 252.40, F.S., relating to mutual-aid arrangements; requiring the Governor to take actions necessary to enter into a compact by a specified date; amending ss. 252.46, 252.47, and 252.50, F.S., to conform; amending s. 252.51, F.S.; providing immunity from liability; creating s. 327.59, F.S., relating to evacuations of marinas; amending s. 20.19, F.S.; providing additional purposes of the Department of Health and Rehabilitative Services; amending s. 393.067, F.S.; requiring the Department of Health and Rehabilitative Services to establish minimum standards for the preparation and annual updating of a comprehensive emergency management plan with respect to residential facilities for persons with developmental disabilities; amending s. 395.1055, F.S.; providing for the inclusion of a comprehensive emergency manage-

ment plan within rules governing hospital regulation; amending ss. 400.23 and 400.441, F.S.; revising provisions with respect to minimum standards for nursing home facilities and adult congregate living facilities; including the preparation and annual updating of a comprehensive emergency management plan within such minimum standards; amending s. 400.407, F.S.; correcting a cross reference; amending s. 400.051, F.S.; providing an additional exemption from the provisions of pt. I of ch. 400, F.S.; amending s. 409.905, F.S.; expanding provisions relating to mandatory Medicaid services to provide for payment of specified nursing facility services; amending s. 409.908, F.S., relating to reimbursement to hospitals for the provision of skilled nursing services; amending s. 465.019, F.S.; authorizing the provision of dispensing and consulting services by Class II institutional pharmacies during a state of emergency; amending s. 465.0275, F.S.; providing exceptions to provisions regulating emergency prescription refills; amending s. 624.5092, F.S.; requiring the Department of Revenue to administer, audit, and enforce the assessment and collection of the surcharge imposed by s. 252.37, F.S.; providing an effective date.

—was referred to the Committees on Governmental Operations; Community Affairs; Finance, Taxation and Claims; and Appropriations.

By Senators Silver and Siegel—

**SB 706**—A bill to be entitled An act relating to enforcement of judgments, mortgages, and liens; amending s. 45.031, F.S., pertaining to judicial sales procedure, to change the time for holding a sale of property by the clerk of the court; creating s. 45.0315, F.S.; providing for right of redemption and limitations upon that right; amending s. 48.021, F.S.; providing for process to be served by a party or party's attorney in a foreclosure proceeding; amending s. 48.193, F.S.; expanding the jurisdiction of courts of the state to persons holding mortgages or liens on real property in this state for certain actions; amending s. 48.194, F.S.; providing for alternative service of process in foreclosure proceedings; amending s. 48.23, F.S.; providing exceptions to the provision that provides that the filing for recording of a notice of lis pendens constitutes a bar to enforcement against the property; amending s. 49.021, F.S., pertaining to service of process by publication, to provide for when such service may be had; amending s. 49.09, F.S.; revising provisions respecting the return day for filing defenses under a notice of action in a foreclosure proceeding; providing a time period; amending s. 49.10, F.S.; reducing the number of required publications of notice of action in a foreclosure proceeding; amending s. 55.01, F.S.; providing for the social security number of each person against whom a judgment is rendered to be included in the judgment; amending s. 55.10, F.S.; requiring that a judgment, order, or decree, or a separate, recorded affidavit, contain the lienholder's address in order for the lien to be effective, initially and upon extension; providing for applicability; amending s. 55.505, F.S.; providing for inclusion of the social security number in the affidavit required for recording a foreign judgment; amending s. 494.0019, F.S.; revising requirements respecting proof of a defense to avoid liability in the case of an unlawful mortgage transaction; amending s. 697.07, F.S.; providing for assignment of rents to a mortgagee; providing a process for rents to be deposited pending foreclosure; providing for distribution of the rents; creating s. 701.025, F.S.; requiring a mortgageholder to deliver an estoppel letter upon request; creating s. 702.10, F.S.; providing for a hearing on a request for an order to show cause for entry of final judgment in a foreclosure proceeding; providing for a hearing on a request for an order to show cause for entry of an order requiring payment during foreclosure or requiring vacation of the premises; improving clarity; deleting obsolete provisions; providing severability; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Silver—

**SB 708**—A bill to be entitled An act relating to community colleges; creating s. 240.385, F.S.; authorizing community college district boards of trustees to create divisions of resource development; providing intent; providing duties of the division; requiring rules; authorizing resource development contracts and donations; providing duties of the district board of trustees; providing exemption from certain laws; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Silver—

**SB 710**—A bill to be entitled An act relating to the Uniform Commercial Code; repealing s. 671.105(2)(d), F.S., relating to bulk transfers; amending s. 672.403, F.S.; deleting a cross reference to bulk transfers; repealing ch. 676, F.S., relating to bulk transfers; providing an effective date.

—was referred to the Committees on Commerce and Judiciary.

By Senator Silver—

**SB 712**—A bill to be entitled An act relating to time limitations for sexual battery prosecutions; amending s. 775.15, F.S.; providing an unlimited time period for the commencement of prosecutions for violations of s. 794.011, F.S., in certain circumstances; providing an effective date.

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

By Senator Silver—

**SB 714**—A bill to be entitled An act relating to discriminatory practices of business entities; prohibiting state agencies from approving the transfer of a license, permit, or registration or of the ownership of or a controlling interest in a business entity to another that is likely to discriminate in its employment practices or business dealings; providing an effective date.

—was referred to the Committees on Governmental Operations and Judiciary.

By Senator Silver—

**SB 716**—A bill to be entitled An act relating to energy-conservation contracts; authorizing the state to enter into contracts with a qualified provider to reduce energy or operating costs of state-owned buildings or state-owned hospitals through energy-conservation measures, providing definitions; providing procedures; prescribing contract provisions; providing for public hearings; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Silver—

**SB 718**—A bill to be entitled An act relating to cultural programs; amending s. 265.2861, F.S.; redesignating the State Major Cultural Institution Program as the Cultural Institutions Program; redesignating the State Major Cultural Institution Trust Fund as the Cultural Institutions Trust Fund; deleting the designation of major cultural institutions; deleting theatre programs designated as State Theater Programs; requiring the Department of State to establish criteria for awarding grants under the Cultural Institutions Program; providing certain funding limitations; revising contract and audit requirements for organizations that receive funds under the program; providing an effective date.

—was referred to the Committees on Governmental Operations and Appropriations.

By Senator Jones (by request)—

**SB 720**—A bill to be entitled An act relating to emergency management powers respecting financial institutions; creating s. 252.62, F.S.; providing the Comptroller the authority to modify or suspend the financial institutions codes temporarily during declared states of emergency; providing for duration and termination of the Comptroller's orders; providing for publication of the orders; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senators Grant and Kiser—

**SB 722**—A bill to be entitled An act relating to juvenile offenders; amending s. 39.001, F.S.; providing purpose to address juvenile contempt of court; amending s. 39.01, F.S.; revising definitions to authorize detention upon adjudication of guilt for contempt; amending s. 39.043, F.S.; authorizing sentencing of juveniles to detention following a contempt adjudication, and reenacting s. 39.044(1)(a), F.S., relating to detention, to incorporate said amendment in a reference thereto; providing an effective date.

—was referred to the Committees on Judiciary; Health and Rehabilitative Services; and Appropriations.

By Senator Hargrett—

**SB 724**—A bill to be entitled An act relating to motor vehicle licenses; creating s. 320.0896, F.S.; providing for the issuance of Florida Special Olympics motor vehicle license plates upon payment of the license tax and additional fees; providing for deposit of a portion of the fees; providing for the use of fees; providing for duties of Florida Special Olympics, Inc.; providing for deauthorization based on sales; providing an effective date.

—was referred to the Committees on Transportation; Finance, Taxation and Claims; and Appropriations.

By Senator Hargrett—

**SB 726**—A bill to be entitled An act relating to contaminated sites; providing for the adoption of rules by the Department of Environmental Regulation; providing for notifying potentially affected parties of site contamination; providing an effective date.

—was referred to the Committee on Natural Resources and Conservation.

By Senator Silver—

**SB 728**—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.728, F.S.; requiring advance notice of certain renewal premiums; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Silver—

**SB 730**—A bill to be entitled An act relating to local government; amending ss. 163.362 and 163.385, F.S.; providing that amendments to community redevelopment plans extend projects under the plan and allow issuance of additional bonds; amending s. 163.370, F.S.; including public areas of certain hotels within authorized projects in a community redevelopment area; amending s. 212.0305, F.S.; authorizing local governments that levy a convention development tax to implement a convention center booking policy; amending ss. 1, 2, and 3, ch. 67-930, Laws of Florida; revising provisions which authorize certain municipalities to levy a municipal resort tax, to remove an exemption for beer and malt beverages; providing an effective date.

—was referred to the Committees on Community Affairs; International Trade, Economic Development and Tourism; and Finance, Taxation and Claims.

By Senator Silver—

**SB 732**—A bill to be entitled An act relating to the Florida Mobile Home Act; amending s. 723.003, F.S.; redefining the term "pass-through charge"; amending s. 723.011, F.S.; providing for amendments to the prospectus by park owners; amending s. 723.016, F.S.; revising language with respect to advertising materials and oral statements; deleting certain prohibitions; amending s. 723.031, F.S.; revising language with respect to pass-on charges; amending s. 723.035, F.S.; providing for actions for

injunction for violation of certain rules and regulations; amending s. 723.037, F.S.; revising language with respect to required written notices concerning rental increases; amending s. 723.038, F.S.; providing that certain homeowners' negotiation committees have the authority to bind mobile home owners under certain circumstances; amending s. 723.063, F.S.; revising language with respect to a required deposit into the registry of the court with respect to actions for rent or possession; providing an effective date.

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

By Senator Silver—

**SB 734**—A bill to be entitled An act relating to weapons and firearms; amending s. 790.31, F.S.; defining "armor-piercing slug" and prohibiting manufacture, sale, delivery, and possession of such ammunition, for which criminal penalties and certain law enforcement exemptions are provided by law; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Silver—

**SB 736**—A bill to be entitled An act relating to the Florida Residential Landlord and Tenant Act; amending s. 83.43, F.S.; redefining the term "rent"; amending s. 83.46, F.S.; revising language with respect to duration of tenancies; amending s. 83.49, F.S.; revising language with respect to security deposits; providing for application; amending s. 83.51, F.S.; revising language with respect to the landlord's duty to maintain the premises; providing exceptions; amending s. 83.52, F.S.; revising language with respect to the duty of the tenant to maintain the dwelling unit; amending s. 83.535, F.S.; requiring the tenant to carry flotation insurance under certain circumstances; amending s. 83.56, F.S.; defining the term "legal holiday"; providing certain requirements for tenants who wish to defend against an action for possession of the unit; providing requirements for landlords receiving certain subsidies; amending s. 83.60, F.S.; revising provisions with respect to defenses to actions for rent or possession; amending s. 83.67, F.S.; providing an exception from prohibited actions for certain landlords; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Johnson—

**SB 738**—A bill to be entitled An act relating to bingo; amending s. 849.0931, 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, operators of leased bingo facilities, 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 a criminal penalty; 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 or registration fees and refunds for license fees previously paid and not refunded; repealing s. 6 of ch. 92-280, Laws of Florida, which provides for review and repeal of s. 849.0931, F.S.; providing effective dates.

—was referred to the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

By Senator Johnson—

**SB 740**—A bill to be entitled An act relating to school advisory councils; amending s. 229.58, F.S.; revising provisions relating to school advisory councils; defining the term "educational support employee" for purposes of such councils; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Boczar—

**SB 742**—A bill to be entitled An act relating to the membership of statutorily created decisionmaking or regulatory boards, commissions, councils, and committees; providing state policy with respect to the gender balance of the membership of such bodies; providing exceptions; providing an effective date.

—was referred to the Committees on Governmental Operations; Professional Regulation; and Rules and Calendar.

By Senator Wexler—

**SB 744**—A bill to be entitled An act relating to the State of Florida Guardian Ad Litem Program; amending s. 61.402, F.S.; requiring a security background investigation of certified guardians ad litem by the Department of Health and Rehabilitative Services; providing an appropriation; providing an effective date.

—was referred to the Committees on Judiciary; Health and Rehabilitative Services; and Appropriations.

By Senator Holzendorf—

**SB 746**—A bill to be entitled An act relating to insurance; amending s. 627.848, F.S.; providing proof of notice to cancel an insurance contract pursuant to a premium finance agreement; providing attorney's fees in certain actions; providing an effective date.

—was referred to the Committee on Commerce.

By Senators Holzendorf and Bankhead—

**SB 748**—A bill to be entitled An act relating to the Florida Comprehensive Health Association; amending s. 627.6488, F.S.; deleting requirement that all insurers be members of and pay assessments to cover operating losses of the Florida Comprehensive Health Association; deleting a provision that has served its purpose; providing funding for operating losses of the association from the General Revenue Fund; repealing ss. 627.6492, 627.6494, 627.6499, F.S., which provide for the assessment of insurers as a condition of doing business in the state; providing an effective date.

—was referred to the Committees on Commerce; Health Care; Finance, Taxation and Claims; and Appropriations.

By Senator Dudley—

**SB 750**—A bill to be entitled An act relating to Mortgage Brokerage Guaranty Fund fees; increasing for a specified period application fees and renewal fees for mortgage broker's licenses, mortgage brokerage business licenses, mortgage lender's license; providing for these nonrefundable fees to be deposited into the fund and disbursed under s. 494.0017, F.S.; providing an effective date.

—was referred to the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

By Senator Dudley—

**SB 752**—A bill to be entitled An act relating to elections; amending s. 98.081, F.S.; providing notice requirements relating to status as a qualified elector; providing that certain persons may not vote or sign a peti-

tion; amending s. 98.211, F.S.; providing exceptions to public inspection of voter registration records; prohibiting the use of voter lists for commercial purposes; providing penalties; amending s. 99.021, F.S.; prohibiting unauthorized oaths or affirmations; amending ss. 99.092, 106.11, F.S.; requiring qualifying fees to be paid by cashier's check drawn on a campaign account; amending s. 99.061, F.S.; providing for the decertification of candidates who violate certain qualification requirements; amending ss. 99.0955, 99.096, F.S.; providing deadlines for the filing and certification of certain petitions; amending s. 99.097, F.S.; providing for the verification of certain petitions by minor parties at no charge; amending ss. 101.041, 101.62, F.S.; providing for absentee balloting by facsimile transmission; amending s. 102.031, F.S.; regulating activities around polling places; amending s. 103.021, F.S.; providing for the replacement of independent vice-presidential candidates; amending s. 105.035, F.S.; deleting an oath requirement for judicial candidates seeking to qualify by petition; amending s. 106.07, F.S.; requiring certain disclosure related to the principals of entities that make campaign contributions; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; and Appropriations.

By Senator Forman—

**SB 754**—A bill to be entitled An act relating to vehicles; providing for creation within the Department of Highway Safety and Motor Vehicles of the Task Force on Insurance, Salvage, and Rebuilding to study problems associated with wrecked or damaged motor vehicles, recreational vehicles, and mobile homes; providing for per diem and travel expenses; providing for a report; providing for penalties against insurance, salvage, and rebuilding businesses that fail to cooperate with the task force; providing an effective date.

—was referred to the Committees on Transportation and Governmental Operations.

By Senator Forman—

**SJR 756**—A joint resolution proposing the creation of Section 24 of Article I of the State Constitution, relating to minimum wage.

—was referred to the Committees on Commerce; Appropriations; and Rules and Calendar.

By Senator Forman—

**SB 758**—A bill to be entitled An act relating to limited liability companies and the formation of limited liability companies by certified public accountants and others who render professional services; amending s. 608.401, F.S.; increasing the range of section numbers that treat the limited liability company law; amending s. 608.402, F.S.; defining the terms "department," "foreign limited liability company," "member," "operating agreement," and "professional service" as used in the limited liability company law; amending s. 608.403, F.S.; prescribing the purposes for which such companies may be formed; amending s. 608.404, F.S.; revising the powers of limited liability companies; creating s. 608.4043, F.S.; providing a professional services licensing requirement; amending s. 608.407, F.S.; revising the required contents of the articles of organization of a limited liability company; amending s. 608.411, F.S.; revising provisions specifying when amendments to the articles of organization are required and how amendments are made; amending s. 608.416, F.S.; revising regulations governing when changes of registered office or registered agent are required and how changes are made; amending s. 608.4211, F.S.; revising regulations governing contributions to capital; amending s. 608.422, F.S.; revising provisions governing management; amending s. 608.423, F.S.; revising requirements governing limited liability company operating agreements; amending s. 608.424, F.S.; allowing an operating agreement to specify who may contract debts or incur liabilities on behalf of a limited liability company; amending s. 608.425, F.S.; revising provisions governing limited liability company property; amending s. 608.426, F.S., relating to distribution of property; revising terminology; amending s. 608.427, F.S.; revising provisions regulating withdrawal or reduction of contributions to capital; amending s. 608.432, F.S.; revising provisions pertaining to the transferability of members' interests; amending s. 608.435, F.S.; revising the specifications of the liability of members

to the limited liability company; creating s. 608.4361, F.S.; specifying the law governing the liability of limited liability company members, managers, employees, and agents; creating s. 608.4363, F.S.; confirming the applicability of ch. 608, F.S., to limited liability companies organized in this state which are operating in foreign or interstate commerce; amending s. 608.444, F.S.; revising provisions governing the distribution of assets upon dissolution; creating s. 608.481, F.S.; specifying the law governing certain affairs of foreign limited liability companies; creating s. 608.482, F.S.; establishing registration requirements for foreign limited liability companies; creating s. 608.483, F.S.; creating procedures for issuance of registration by the Department of State; creating s. 608.484, F.S.; specifying restrictions on the name used by a foreign limited liability company; creating s. 608.485, F.S.; establishing procedures for amending the application for registration of a foreign limited liability company; creating s. 608.486, F.S.; providing for cancellation of the registration of a foreign limited liability company; creating s. 608.487, F.S.; providing for the effect of the transaction of business without registration; providing a civil penalty for transacting business without a certificate of registration, recoverable by the Attorney General; creating s. 608.488, F.S.; specifying activities not considered to be "transacting business"; creating s. 608.489, F.S.; empowering the Attorney General to restrain any foreign limited liability company transacting business without registration; amending ss. 473.309, 473.3101, F.S.; authorizing the practice of public accounting through a limited liability company meeting certain requirements; amending s. 473.321, F.S.; adding public accounting limited liability companies to the list of organizations prohibited from using certain fictitious names; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Kiser—

**SB 760**—A bill to be entitled An act relating to medical education; establishing a geriatric medical education program to be administered by the Board of Regents; providing eligibility requirements for colleges of medicine; establishing a procedure for allocating funds; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Kiser—

**SB 762**—A bill to be entitled An act relating to the Florida Public Service Commission; amending s. 350.031, F.S.; changing the deadlines for action by the Florida Public Service Commission Nominating Council and the Governor with respect to appointment of commissioners; amending s. 350.04, F.S.; providing for the qualifications of commissioners; amending s. 350.042, F.S.; prohibiting commission employees from conveying certain communications to commissioners; creating s. 350.0425, F.S.; providing for commission employee standards of conduct; amending s. 350.0605, F.S.; prohibiting former commission members from accepting employment by or compensation from certain entities for a specified period following termination of service; providing for application; providing an effective date.

—was referred to the Committee on Commerce.

By Senator McKay—

**SB 764**—A bill to be entitled An act relating to state parks and preserves; creating s. 258.3928, F.S.; creating the Point of Rocks Aquatic Preserve; designating lands included in the preserve; providing an effective date.

—was referred to the Committee on Natural Resources and Conservation.

By Senator McKay—

**SB 766**—A bill to be entitled An act relating to highway signage; transferring, renumbering, and amending s. 338.065, F.S.; providing that the Department of Transportation may implement a program governing the erection of specified signs on certain limited access facilities or on the interstate highway system; providing guidelines for the program; autho-

ricing the establishment of a schedule of fees for the cost of placing the signs; providing an effective date.

—was referred to the Committees on Transportation; and Finance, Taxation and Claims.

By Senator Kirkpatrick—

**SB 768**—A bill to be entitled An act for the relief of the University of Florida; providing an appropriation to compensate the University of Florida for expenses incurred in the emergency medical evacuation and treatment of Wendy Townsend, a person severely injured while conducting doctoral research in a Bolivian rain forest; providing an effective date.

—was referred to the Special Master; and the Committees on Finance, Taxation and Claims; and Appropriations.

By Senator Kirkpatrick—

**SB 770**—A bill to be entitled An act relating to physician assistants; amending s. 458.347, F.S.; establishing a joint Physician Assistant Council for physician assistants and osteopathic physician assistants; providing for automatic certification of a physician assistant as an osteopathic physician assistant; repealing s. 459.022(8), F.S.; relating to the Physician Assistant Committee of the Board of Osteopathic Medicine; providing an effective date.

—was referred to the Committee on Professional Regulation.

By Senator Kirkpatrick—

**SB 772**—A bill to be entitled An act relating to education; creating s. 228.0865, F.S., relating to technology and accountability; providing intent; providing for distance education; providing for state policy review; providing for funding to public schools, community colleges, and universities and specifying requirements related thereto; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Forman—

**SB 774**—A bill to be entitled An act relating to recycling; creating s. 403.7194, F.S.; providing definitions; providing recycled-content standards for glass containers and plastic containers; providing recycling standards for certain rigid plastic containers used for foods, drugs, or cosmetics; requiring periodic certification and reporting by manufacturers; providing for the confidentiality of proprietary information; providing for enforcement by the Department of Environmental Regulation; providing penalties; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation; and Appropriations.

By Senator Forman—

**SB 776**—A bill to be entitled An act relating to credit agreements; amending s. 687.0304, F.S.; providing that a debtor may not maintain a defense on a credit agreement unless certain conditions are met; providing that a credit agreement may not be implied from the performance or partial performance by or on behalf of the creditor or debtor or by promissory or equitable estoppel; providing an effective date.

—was referred to the Committees on Judiciary and Commerce.

By Senator Diaz-Balart—

**SB 778**—A bill to be entitled An act relating to juvenile offenders; amending s. 39.044, F.S., relating to detention criteria; authorizing incarceration in county jail of juvenile offenders ordered held for criminal contempt of court when no secure juvenile facility is available; requiring judges to exercise other means of control prior to finding a child in contempt; reenacting ss. 39.01, 39.037(1), 39.038(2) and (4), 39.042(3)(b)1.,

39.0445, 39.049(5), and 39.402(4), F.S., relating to definitions, taking a child into custody, release from custody, use of detention, juvenile domestic violence offenders, process and service, and placement in a shelter, to incorporate the amendment to s. 39.044, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Judiciary; Health and Rehabilitative Services; Corrections, Probation and Parole; and Appropriations.

By Senator Diaz-Balart—

**SB 780**—A bill to be entitled An act relating to child custody; amending s. 61.13, F.S.; providing that in certain cases where the child is actually residing with a grandparent, the court shall recognize such a grandparent-child family as a family for the purpose of court-ordered child custody placement; providing that such grandparents shall have the same standing as parents in the eyes of the court for evaluating what custody arrangements are in the best interest of the child; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Diaz-Balart—

**SB 782**—A bill to be entitled An act relating to convention development taxes; amending s. 212.0305, F.S.; revising the use of proceeds of the charter county convention development tax; revising requirements relating to appointment of authorities and terms and qualifications of members; providing additional powers of authorities; providing requirements relating to approval of authorities' budgets; providing an effective date.

—was referred to the Committees on Community Affairs; International Trade, Economic Development and Tourism; and Finance, Taxation and Claims.

By Senators Diaz-Balart and Hargrett—

**SB 784**—A bill to be entitled An act relating to voter registration; providing for the acceptance of applications for and certain changes in voter registration by the Department of Highway Safety and Motor Vehicles in conjunction with the issuance or renewal of drivers' licenses or identification cards; providing for the designation of department employees to be utilized as deputy voter registrars for such purposes; providing for development, distribution, and provision of suitable forms; providing an exception; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; Transportation; and Appropriations.

By Senator Diaz-Balart—

**SB 786**—A bill to be entitled An act relating to taxation of fuel; amending s. 161.091, F.S., and creating s. 161.105, F.S.; providing for award of grants by the Department of Natural Resources for projects relating to marine research and improvement; amending s. 163.3184, F.S.; conforming a cross-reference; amending s. 212.69, F.S.; providing for transfers of funds from the Gas Tax Collection Trust Fund to the Beach Management Trust Fund; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation; Finance, Taxation and Claims; and Appropriations.

By Senator Hargrett—

**SB 788**—A bill to be entitled An act relating to juvenile delinquency proceedings; amending s. 39.052, F.S.; expanding judicial control of commitment decisions at delinquency disposition hearings, and reenacting s. 39.01(21), F.S., relating to definitions, to incorporate said amendment in a reference thereto; providing an effective date.

—was referred to the Committees on Judiciary; Health and Rehabilitative Services; and Appropriations.

By Senators Jenne and Kiser—

**SB 790**—A bill to be entitled An act relating to postsecondary education; amending s. 240.2605, F.S., relating to the Trust Fund for Major Gifts; providing that funds shall be expended for programs designed to increase minority student enrollment in certain graduate and professional programs; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Brown-Waite—

**SB 792**—A bill to be entitled An act relating to payment bonds on public construction projects; amending s. 255.05, F.S.; clarifying that the 1-year limitation period applies only to payment bonds and payment provisions of combined payment and performance bonds; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Senator Brown-Waite—

**SB 794**—A bill to be entitled An act relating to disabled veterans; amending s. 320.0848, F.S.; providing a reduced fee for exemption parking permits for certain veterans; providing for the fee to be paid to the county tax collector; providing an effective date.

—was referred to the Committees on Community Affairs; and Finance, Taxation and Claims.

By Senators Brown-Waite and Hargrett—

**SB 796**—A bill to be entitled An act relating to hazardous waste; amending s. 403.7222, F.S.; deleting an exception to the prohibition against disposal of hazardous waste through an injection well; providing penalties; providing an effective date.

—was referred to the Committee on Natural Resources and Conservation.

By Senator Brown-Waite—

**SB 798**—A bill to be entitled An act relating to traffic infractions; prohibiting the court from dismissing a citation for an infraction that has resulted in an accident causing death or serious bodily injury unless the state attorney has been given notice and an opportunity to be heard on the motion to dismiss; providing an effective date.

—was referred to the Committees on Transportation, Judiciary and Appropriations.

By Senator Brown-Waite—

**SB 800**—A bill to be entitled An act relating to hazardous waste; repealing s. 403.7225(5), (15), F.S.; repealing the prohibition against a county amending its comprehensive plan or rezoning property to prevent areas from being designated for storing hazardous waste; repealing the prohibition against local laws, ordinances, or rules regulating hazardous waste which are more stringent than certain rules of the Department of Environmental Regulation; amending ss. 403.7226, 403.7234, F.S.; conforming cross-references to subdivisions of s. 403.7225, F.S.; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation; and Community Affairs.

By Senator Brown-Waite—

**SB 802**—A bill to be entitled An act relating to evidence; providing that a victim of prolonged physical abuse may introduce evidence of the abuse when relevant; providing an effective date.

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

By Senator Crist—

**SB 804**—A bill to be entitled An act for the relief of Steven Tomesko; providing an appropriation to compensate him for injuries he received due to the negligence of the Department of Transportation; providing an effective date.

—was referred to the Special Master; and the Committee on Finance, Taxation and Claims.

By Senator Kurth—

**SB 806**—A bill to be entitled An act relating to termination of parental rights; amending s. 39.464, F.S.; providing additional grounds for termination of parental rights; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Jenne—

**SB 808**—A bill to be entitled An act relating to motor vehicle registrations; amending s. 320.06, F.S.; prescribing requirements for registration license plates of motor vehicles for hire; providing an effective date.

—was referred to the Committees on Transportation; and Finance, Taxation and Claims.

By Senator Grant—

**SB 810**—A bill to be entitled An act relating to the Department of Commerce; establishing quick-response training programs within the Division of Economic Development of the department; providing guidelines for the development and implementation of the programs; providing for funding, equipment, and staff; providing exemption from certification requirements; providing for the termination of the programs; providing for the adoption of rules; providing an effective date.

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

By Senator Grant—

**SB 812**—A bill to be entitled An act relating to emergency preparedness; creating the Florida Institute of Emergency Preparedness Planning and Disaster Management Act; providing legislative intent; providing funding; providing an effective date.

—was referred to the Committees on Education, Governmental Operations and Appropriations.

By Senator Silver—

**SB 814**—A bill to be entitled An act relating to bingo; amending s. 849.0931, F.S.; revising bingo regulations; 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 authorized bingo organizations and distributors of bingo equipment and facilities; 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; providing exemptions; prohibiting certain activities in connection with bingo; providing for revocation or denial of licenses and registrations and for 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; repealing s. 6 of ch. 92-280, Laws of Florida, which provides for review and repeal of ch. 92-280, Laws of Florida; providing effective dates.

—was referred to the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

By Senator Meadows—

**SB 816**—A bill to be entitled An act relating to African-American affairs; creating s. 14.27, F.S.; establishing the Florida Commission on African-American Affairs; providing for membership, terms, and organization; providing duties, including an ongoing study and an annual report; authorizing the commission to receive funds and other assistance; providing for review and repeal; providing an appropriation; providing an effective date.

—was referred to the Committees on Governmental Operations and Appropriations.

By Senator Wexler—

**SB 818**—A bill to be entitled An act relating to weapons and firearms; creating s. 790.222, F.S.; providing legislative findings and intent with respect to assault weapons; prohibiting possession of assault weapons without a license; providing definitions; providing criminal penalties; providing an exemption for specified military personnel; creating s. 790.2221, F.S.; providing for the Department of State to issue licenses for possession of assault weapons; providing criteria for licensure; providing fees; providing a penalty; providing an effective date.

—was referred to the Committees on Criminal Justice; Finance, Taxation and Claims; and Appropriations.

By Senator Wexler—

**SB 820**—A bill to be entitled An act relating to false imprisonment; amending s. 787.02, F.S.; deleting a provision that precludes the offense from being a lesser included offense for purposes of s. 787.01, F.S., which establishes the offense of kidnapping, and reenacting s. 910.14, F.S., relating to kidnapping, to incorporate said amendment in a reference thereto; providing an effective date.

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

By Senator Kiser—

**SB 822**—A bill to be entitled An act relating to the harvest of saltwater crawfish, also known as spiny lobsters; amending s. 370.14, F.S., relating to saltwater crawfish regulation; deleting provisions that have had their effect; requiring a person who exceeds the recreational harvest limits to pay a fee and obtain a trap number; establishing saltwater crawfish harvest seasons and recreational bag and boat limits; repealing a reference to the naming of the 2-day sport season; repealing the 2-day sport season; directing the Marine Fisheries Commission to review the commercial and recreational harvesting of saltwater crawfish and to adopt rules to divide evenly the annual harvest of saltwater crawfish between commercial divers and trappers and recreational divers and trappers; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation; Finance, Taxation and Claims; and Appropriations.

By Senator Kiser—

**SB 824**—A bill to be entitled An act relating to saltwater fishing; requiring the Marine Fisheries Commission to conduct research and to submit proposed legislation that will limit the use of nets and trawls in taking shrimp and finned fish in state waters and that will provide reimbursement for licensed fishermen who are adversely affected by the limit on using nets and trawls; providing an effective date.

—was referred to the Committee on Natural Resources and Conservation.

By Senator Kiser—

**SB 826**—A bill to be entitled An act relating to financial institutions; amending s. 655.946, F.S.; providing for inclusion of insurance premiums in installment payments on loans under certain conditions; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Kiser—

**SB 828**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.052, F.S.; allowing a justice or judge who is unable to complete his term of office because he has attained 70 years of age to purchase, after the term to which he was elected expires, service credit in the Elected State and County Officers' Class of that system for the period covering the remainder of the term to which he was elected; providing for payment of the necessary contributions and interest; providing an effective date.

—was referred to the Committees on Personnel, Retirement and Collective Bargaining; and Appropriations.

By Senator Kiser—

**SB 830**—A bill to be entitled An act relating to education; creating s. 236.1229, F.S.; creating the Florida School Improvement and Academic Achievement Trust Fund; requiring use of funds to provide challenge grants and matching endowment grants to district school boards; providing for administration; providing for allocation and matching of funds; requiring district trust funds and providing duties of direct-support organizations; prohibiting certain uses of funds; providing for termination of the trust fund; providing an effective date.

—was referred to the Committees on Education; Finance, Taxation and Claims; and Appropriations.

By Senator Kiser—

**SB 832**—A bill to be entitled An act relating to administrative procedures; amending s. 120.54, F.S.; amending requirements for notice that a state agency must give with respect to changing a proposed rule; amending s. 120.55, F.S.; increasing the cap on the Publication Revolving Trust Fund of the Department of State; providing an effective date.

—was referred to the Committees on Governmental Operations; Finance, Taxation and Claims; and Appropriations.

By Senators Diaz-Balart and Johnson—

**SB 834**—A bill to be entitled An act relating to toxics use reduction; creating the "Florida Toxics Use Reduction Act"; providing legislative intent; providing definitions; establishing the Office of Toxics Use Reduction in the Department of Environmental Regulation; providing duties and responsibilities of the office; providing responsibilities of the department; providing responsibilities of state agencies; amending s. 403.165, F.S.; providing for additional uses of the Pollution Recovery Fund; imposing fees for toxics use reduction; requiring certain facilities to prepare toxics use reduction plans; specifying plan contents; providing confidentiality for trade secrets; providing for review and repeal; providing procedures for determining and resolving trade secret claims; requiring certain persons to prepare annual toxics use reduction reports; providing for civil actions against certain toxics users; providing limitations; providing for enforcement by the department; providing penalties; providing for injunctive relief; providing an effective date.

—was referred to the Committees on Natural Resources and Conservation; Finance, Taxation and Claims; and Appropriations.

By Senator Forman—

**SB 836**—A bill to be entitled An act relating to malt beverages; amending s. 563.06, F.S.; deleting a requirement that certain malt beverages have a specified state stamp on the crown, can bottom, or can lid; providing an effective date.

—was referred to the Committees on Commerce; and Finance, Taxation and Claims.

By Senator Forman—

**SB 838**—A bill to be entitled An act relating to the emergency telephone number "911" system; amending s. 365.171, F.S.; requiring that revenues from the "911" fee imposed by a county be divided among the county and the municipalities therein participating in the system according to interlocal agreement; specifying requirements applicable to municipalities receiving such fees; providing an effective date.

—was referred to the Committees on Commerce; Community Affairs; and Finance, Taxation and Claims.

By Senator Forman—

**SB 840**—A bill to be entitled An act relating to community care for disabled adults; transferring the responsibility for administering "The Community Care for Disabled Adults Act" from the Department of Health and Rehabilitative Services to the Department of Elderly Affairs; amending ss. 410.602, 410.603, F.S.; conforming references and definitions; amending s. 410.604, F.S.; providing for adopting a schedule of fees for services provided to certain disabled adults; providing duties of the department; amending s. 430.03, F.S.; amending purposes of the Department of Elderly Affairs, to conform to the transfer of duties; creating the Bureau of Adult Services in the Division of Programs of the department; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Governmental Operations; and Appropriations.

By Senator Diaz-Balart—

**SB 842**—A bill to be entitled An act relating to the lottery; amending s. 24.105, F.S.; directing the Department of the Lottery to adopt rules with respect to the payment of grand prizes in Lotto to permit the winner to take the prize as an annuity or in a lump sum; providing an effective date.

—was referred to the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

By Senator Johnson—

**SJR 844**—A joint resolution proposing an amendment to Section 16, Article III of the State Constitution, relating to reapportionment, to require the formation of a commission to reapportion the state legislative and congressional districts.

—was referred to the Committee on Rules and Calendar.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Personnel, Retirement and Collective Bargaining; and Senators Childers and Wexler—

**CS for SB 42**—A bill to be entitled An act relating to public pension or retirement benefits and subsidies; amending s. 20.13, F.S., relating to the structure of the Department of Insurance, to delete duties of the Division of Benefits that are assigned or eliminated by this act; amending s. 112.363, F.S.; increasing the employer contribution rate to fund the retiree health insurance subsidy; providing legislative intent with respect to governmental retirement systems; amending s. 121.021, F.S.; conforming the definition of the term "covered group" as used with respect to the

Florida Retirement System to a change in terminology made by this act; amending ss. 121.052, 121.055, 121.071, 121.40, F.S.; revising contribution rates applicable to members of the Elected State and County Officers' Class, the Senior Management Service Class, and the Regular, Special Risk, and Special Risk Administrative Support Classes of the Florida Retirement System and the contribution rate applicable to the supplemental retirement plan for the Institute of Food and Agricultural Sciences of the University of Florida; amending s. 121.091, F.S.; revising death benefit provisions under the Florida Retirement System to provide for reinstatement of benefits to a surviving spouse whose benefit terminated due to remarriage; amending s. 121.122, F.S., relating to renewed membership to correct a reference; amending ss. 175.021, 175.032, 175.041, 175.061, 175.071, 175.081, 175.091, 175.101, 175.111, 175.121, 175.122, 175.131, 175.141, 175.152, 175.162, 175.191, 175.201, 175.211, 175.251, 175.261, 175.291, 175.301, 175.311, 175.321, 175.341, 175.351, 175.361, 175.401, 185.02, 185.05, 185.09, 185.10, 185.221, 185.23, 185.35, 185.37, and 185.50, F.S., relating to municipal firefighters' and police officers' pension or retirement plans and retiree health insurance subsidies; transferring certain powers, duties, and functions of the Department of Insurance respecting those plans and subsidies to the Department of Management Services and assigning them to the Division of Retirement; providing for transfer of related records, personnel, property, and funds; providing for continuation of certain existing rules; abolishing the Bureau of Municipal Police Officers' and Firefighters' Pension Funds of the Division of Benefits of the Department of Insurance; eliminating certain reports to the Department of Banking and Finance; specifying certain duties of the Department of Revenue; providing for disposition of premium tax moneys collected under chs. 175 and 185, F.S.; providing for annual appropriation of such moneys; providing for investment of such moneys by the Insurance Commissioner and Treasurer; providing for payment of certain administrative expenses of the Division of Retirement and the Department of Insurance; providing legislative intent that firefighters employed by special fire control districts should be entitled to the retirement benefits available to municipal firefighters under ch. 175, F.S.; providing for pension funds, retirement benefits, and retiree health insurance subsidies for firefighters employed by special fire control districts, which funds, benefits, and subsidies are subject to the same statutory requirements as pension funds and retirement benefits for municipal firefighters; clarifying that undistributed funds are annually transferred to support the firefighters' supplemental compensation program; providing for redistribution of certain surplus funds; conforming the provisions of chs. 175 and 185, F.S., to this act; conforming cross-references, deleting obsolete provisions, and revising terminology to improve clarity; repealing s. 185.24, F.S., relating to annual appropriations for administrative expenses, which section is superseded by this act; amending s. 624.520, F.S., relating to preemption by the state of insurer premium taxes, to conform; amending s. 633.382, F.S., relating to the Firefighters Supplemental Compensation Trust Fund; providing for curing of deficits; providing for redistribution of certain funds; providing legislative intent with respect to other acts affecting contribution rates; providing an effective date.

By the Committee on Health Care and Senator Forman—

**CS for SB 60**—A bill to be entitled An act relating to hemophilia; creating s. 385.2062, F.S.; providing a short title; establishing a care and assistance program for persons with hemophilia; authorizing the Department of Health and Rehabilitative Services to establish a hemophilia program to the extent that resources are available; establishing standards for participation; providing for services and counseling, an educational program, and contract for providing care; providing an effective date.

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

**CS for SB 124**—A bill to be entitled An act relating to public employees' benefits; amending s. 110.123, F.S., pertaining to the state group insurance program, to require that a state agency that employs a correctional probation officer who is killed in the line of duty, under certain conditions, to pay the entire premium under the State Employees Group Health Self-Insurance Plan for the officer's spouse and children for certain time periods, in the same manner as present law provides for law enforcement officers and correctional officers; amending s. 112.19, F.S., pertaining to death benefits for such officers; expanding the scope of the section by making part-time and auxiliary law enforcement, correc-

tional, and correctional probation officers eligible for such benefits; amending s. 112.193, F.S.; revising the authorization pertaining to the award of commemorative service awards upon the death or retirement of a law enforcement officer or a correctional officer; expanding the scope of the authority to allow such awards to be given with respect to correctional probation officers and to part-time and auxiliary law enforcement, correctional, and correctional probation officers upon retirement or death; amending s. 121.091, F.S.; revising death benefit provisions under the Florida Retirement System to provide for reinstatement of benefits to a surviving spouse whose benefit terminated due to remarriage; providing an effective date.

By the Committee on Health Care—

**CS for SB 162**—A bill to be entitled An act relating to hospices; creating s. 400.6005, F.S.; providing legislative intent; amending s. 400.601, F.S.; providing definitions; amending s. 400.602, F.S.; restricting use of the word “hospice”; prohibiting hospices from using substantially similar names; requiring 60 days notice to agency of name change; requiring certain hospice inpatient care components to be licensed and to obtain a certificate of need and meet institutional standards; providing certain services are not a hospice; providing a penalty; amending s. 400.605, F.S.; providing licensure requirements; specifying standards; directing development of standards for hospice residential units; amending s. 400.6055, F.S.; providing for agency inspections; transferring, renumbering, and amending s. 400.606, F.S.; prescribing geographic area for hospice services; providing clarifying language; revising cross-references; amending s. 400.607, F.S.; increasing administrative fine cap; adding reckless conduct as a ground for agency action; deleting requirement that outpatient hospice care be available within 12 months of licensure; providing for injunctions; creating s. 400.6085, F.S.; providing general requirements for contracting for hospice services; amending s. 400.609, F.S.; providing components of hospice services; clarifying scope of home care; deleting requirement for outpatient care as a component of hospice; creating s. 400.6095, F.S.; providing for patient admission, assessment, plan of care; amending s. 400.610, F.S.; providing for hospice management; specifying responsibility of board of directors or governing body; requiring each hospice to develop and implement a quality assurance and utilization review plan; creating s. 400.6105, F.S.; providing for staffing and personnel; amending s. 400.611, F.S.; providing for confidentiality of patient records; repealing s. 400.6015, F.S., which relates to exemptions from hospice laws; repealing s. 400.603, F.S., which relates to certificates of need; repealing s. 400.608, F.S., which relates to general requirements for hospice programs; repealing s. 400.613, F.S., which relates to patient record information; repealing s. 400.614, F.S., which provides for certain prohibited acts and provides a criminal penalty; reviving and readopting part V, ch. 400, F.S., which regulates hospices, notwithstanding repeal scheduled under the Regulatory Sunset Act; providing an effective date.

By the Committee on Transportation and Senator Forman—

**CS for SB 192**—A bill to be entitled An act relating to license plates; amending s. 320.06, F.S.; specifying the form of license plates issued for for-hire vehicles; specifying that unexpired license plates remain valid until their scheduled expiration date; allowing the word “Lease” on license plates to be covered; providing an effective date.

By the Committee on Professional Regulation—

**CS for SB 204**—A bill to be entitled An act relating to the regulation of professions and occupations; amending s. 11.62, F.S.; requiring proponents of legislation that provides for the regulation of a profession or an occupation to provide specified information to certain legislative committees or to the appropriate regulatory agency; revising references to the Department of Professional Regulation; repealing subsection of s. 20.30, F.S., as amended, which provides legislative intent for all newly regulated professions under the Department of Professional Regulation; providing an effective date.

By the Committee on Transportation and Senator Kurth—

**CS for SB 282**—A bill to be entitled An act relating to license fees for motorcycles, motor-driven cycles and mopeds; amending s. 320.08, F.S.; restricting the use of safety education fees derived from the registration of motorcycles, motor-driven cycles, and mopeds to funding a motorcycle driver improvement program or the Florida Motorcycle Safety Education Program; providing an effective date.

By the Committee on Health and Rehabilitative Services—

**CS for SB 298**—A bill to be entitled An act relating to adult congregate living facilities; amending s. 400.401, F.S.; revising legislative purpose under pt. II, ch. 400, F.S.; providing legislative findings regarding the significance of a license issued under that part; amending s. 400.402, F.S.; adding and amending definitions of terms used in that part; amending s. 400.404, F.S.; changing the responsibility for licensing the facilities from the Department of Health and Rehabilitative Services to the Agency for Health Care Administration; changing exemptions; amending s. 400.407, F.S.; providing an additional violation; providing penalties; revising provisions relating to issuing licenses; providing circumstances in which a monitoring visit may not be waived; revising reporting requirements; revising fee provisions and providing an additional fee; amending s. 400.408, F.S.; revising provisions relating to referral to an unlicensed facility; adding provisions relating to a facility the license of which is under denial, revocation, or suspension; amending s. 400.411, F.S.; changing the responsibility for licensing facilities from the department to the agency; revising requirements for the application for license; amending s. 400.412, F.S.; revising provisions relating to the sale or transfer of ownership of a facility; revising the penalties and responsibilities of the transferor and the transferee of certain facilities; requiring a plan of correction or the correction of a condition before issuance of a license or lifting of a moratorium on admissions; amending s. 400.414, F.S.; specifying that the agency may deny, revoke, or suspend any license issued under this part; revising the list of actions that are grounds for action against a licensee; prohibiting certain actions; providing for applicability to a part owner of a facility; revising grounds for denial of licenses; providing a time period within which a hearing must be held in certain situations, amending s. 400.415, F.S.; providing for a moratorium on admissions to be imposed immediately in certain circumstances and to run concurrently with licensure denial, revocation, or suspension; amending s. 400.417, F.S.; changing responsibilities regarding license renewal and for issuance of conditional licenses from the department to the agency; providing for depositing late fees into the Health Care Trust Fund, rather than the Licensure Fees Trust Fund; amending s. 400.4174, F.S.; requiring the agency to be notified of confirmed reports of adult abuse, neglect, or exploitation or of child abuse or neglect; amending s. 400.4176, F.S.; requiring the agency to be notified of a change of administrator and extending the time period for such notice; amending s. 400.418, F.S.; changing the responsibility for the disposition of fees and administrative fines from the department to the agency; revising provisions for deposit of revenues from fees and fines; requiring the balance of accrued funds be used for certain purposes; amending s. 400.419, F.S.; changing the responsibilities relating to violations and penalties from the department to the agency; allowing the agency to impose penalties for fraudulently misrepresenting action taken to correct a violation; requiring hearing notice to be sent by certified mail; requiring the agency annually to produce a list of facilities cited for violations of pt. II, ch. 400, F.S.; providing for depositing the proceeds of certain fines into the Health Care Trust Fund; amending s. 400.4195, F.S.; providing a technical correction; amending s. 400.42, F.S.; allowing facilities to accept certain additional supplemental payments; amending s. 400.421, F.S.; changing the responsibility for instituting injunctive proceedings from the department to the agency; amending s. 400.422, F.S.; changing the responsibility for instituting receivership proceedings from the department to the agency; revising certain requirements for petitions for receivership; amending the powers of a receiver; amending s. 400.424, F.S.; adding provisions relating to advance rent or security deposits and a refund policy; amending s. 400.4255, F.S.; expanding and specifying allowable activities of licensed personnel; amending s. 400.426, F.S.; requiring certain records to be forwarded to the resident’s case manager; revising requirements relating to the medical examination of a resident; allowing a facility not to retain a resident in specified circumstances; correcting terminology; specifying conditions when a resident can be moved from one facility to another; amending s. 400.427, F.S.; revising provisions relating to the property and personal

affairs of resident; prohibiting a facility owner or personnel from acting as a competent resident's payee without consent; correcting terminology; amending s. 400.428, F.S.; revising and expanding certain rights of facility residents; requiring a monitoring visit under certain circumstances; amending s. 400.429, F.S.; correcting terminology; amending s. 400.431, F.S.; requiring the department to specify by rule program office responsibilities relating to relocation of state clients; increasing the time period for reimbursement of advance payments for services that were not received; correcting terminology; amending s. 400.434, F.S.; providing that the agency has a right to enter and inspect certain facilities that have had their licenses revoked or suspended or that have voluntarily surrendered their licenses; correcting terminology; amending s. 400.435, F.S.; expanding requirements for distribution of inspection reports; correcting terminology; amending s. 400.441, F.S.; assigning responsibilities for rule-making and enforcement; amending requirements for minimum standards, including those relating to evacuation procedures and those relating to the use of physical or chemical restraints; correcting a cross-reference; specifying agency and departmental responsibilities relating to food service inspections; revising provisions relating to the use of restraints; revising requirements relating to rulemaking; adding to conditions in which a full inspection is required; revising reporting requirements; providing for a fee for a duplicate license; amending s. 400.442, F.S.; requiring a corrective action plan for deficiencies relating to the administration or supervision of medication; correcting terminology; amending s. 400.444, F.S.; updating terminology; amending s. 400.445, F.S.; providing that the agency, not the department, has certain responsibilities relating to compliance with local zoning requirements; amending s. 400.447, F.S.; removing requirements relating to advertising before obtaining a license; providing a penalty for certain violations relating to freestanding facilities; reassigning certain duties from the department to the agency; amending s. 400.452, F.S.; adding a requirement for staff training; updating terminology; amending s. 400.453, F.S.; reassigning certain consulting duties from the department to the agency; amending s. 400.454, F.S.; reassigning certain duties relating to approving local subsidies from the department to the agency; deleting duties relating to collecting information; abrogating the repeal of pt. II, ch. 400, F.S.; providing an effective date.

By the Committee on Health and Rehabilitative Services—

**CS for SB 302**—A bill to be entitled An act relating to nursing homes and related health care facilities; amending s. 400.301, F.S.; providing legislative intent with respect to inspections of nursing home facilities, adult congregate living facilities, and adult foster homes by ombudsman councils; amending s. 400.304, F.S.; redesignating the State Nursing Home and Long-Term Care Facility Ombudsman Council as the State Long-Term Care Ombudsman Council; designating the Department of Elderly Affairs as the state unit on aging for purposes of federal law; providing duties of the department in the operation of the ombudsman program; providing for the membership and duties of the state ombudsman council; amending s. 400.307, F.S.; redesignating the district nursing home and long-term care facility ombudsman councils as the district long-term care ombudsman councils; providing for the membership and duties of the district ombudsman councils; amending s. 400.308, F.S.; locating the position of legal advocate for long-term care facility residents within the Office of the State Long-Term Care Ombudsman Council; providing duties of the legal advocate; amending s. 400.311, F.S.; providing for complaints against nursing home facilities, adult congregate living facilities,

and adult foster homes; amending s. 400.314, F.S.; providing requirements for investigations by state and district ombudsman councils; providing circumstances under which certain records of a resident may be released to the long-term care ombudsman councils; creating s. 400.31455, F.S.; providing rulemaking authority to Department of Elderly Affairs; amending s. 400.317, F.S.; providing procedures for resolving complaints against nursing home facilities, adult congregate living facilities, and adult foster homes; repealing 20.41(3), F.S., relating to the state and district nursing home and long-term care facility ombudsman councils; reviving and readopting portions of part I, ch. 400, F.S., notwithstanding repeals scheduled under the Regulatory Sunset Act; repealing s. 84, ch. 83-181, Laws of Florida, abrogating the repeal of ss. 400.304, 400.307, F.S., scheduled under the Sundown Act; providing an effective date.

By the Committee on Appropriations and Senator Williams—

**CS for SB 460**—A bill to be entitled An act relating to appropriations; providing that funds appropriated for a beach renourishment project may be used for that purpose or other erosion control regardless of whether federal matching funds are available for the project; directing the Department of Natural Resources to periodically review and permit innovative technologies for beach renourishment; providing an effective date.

#### CO-SPONSORS

Senator Jones—SB 92; Senator Williams—SB 92, SB 138, SB 344; Senator Johnson—SB 100, SB 212, SB 242, SB 338; Senators Burt and Dyer—SB 138; Senator Weinstein—SB 138, SB 424; Senators Diaz-Balart, McKay and Myers—SB 242; Senators Sullivan and Turner—SB 262; Senators Bankhead, Crist, Gutman and Jennings—SJR 328; Senators Harden and Kirkpatrick—SB 344

#### SENATE PAGES

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