



# Journal of the Senate

Number 11

Tuesday, March 9, 1993

## CALL TO ORDER

The Senate was called to order by the President at 10:00 a.m. A quorum present—40:

Mr. President	Diaz-Balart	Holzendorf	Myers
Bankhead	Dudley	Jenne	Scott
Beard	Dyer	Jennings	Siegel
Boczar	Foley	Johnson	Silver
Brown-Waite	Forman	Jones	Sullivan
Burt	Grant	Kirkpatrick	Thomas
Casas	Grogan	Kiser	Turner
Childers	Gutman	Kurth	Weinstein
Crist	Harden	McKay	Wexler
Dantzler	Hargrett	Meadows	Williams

## PRAYER

The following prayer was offered by Father August Sorvillo, Rector, St. James Episcopal Church, Ormond Beach:

Eternal Father, creator of humankind, who has given us all things in heaven and earth, grant us grace to honor you with our substance, remembering that we are accountable to you in all things. Make us faithful stewards of your creation.

Grant us wisdom, charity and courage as we enact laws that affect the lives of others. Help us to care for the welfare of our sisters and brothers of this state. Enable us to have foresight for the well-being of society as well as to safeguard justice for all, that in so doing we may please you.

Bless us with courage to set aside the barriers that divide us, and make us mindful of the call to serve your children in this land. Fill our hearts with thankfulness during times of prosperity and in time of trouble call us to lift our prayers to you that we may discern your will.

This we pray through God the Father of Abraham, Isaac and Jacob, who calls us each by name, who sent his Son to us, and who empowers us by his Holy Spirit. Amen.

## PLEDGE

Senate Pages, Derek Grant and Greg Madsen, both of Tallahassee, led the Senate in the pledge of allegiance to the flag of the United States of America.

## CONSIDERATION OF RESOLUTIONS

On motion by Senator Harden, by two-thirds vote **SR 2112** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Harden—

**SR 2112**—A resolution honoring and commending Jessie Alma “Granny” Edge on her life of public service.

WHEREAS, Jessie Alma “Granny” Edge was born in rural Alabama, in 1900, and has been a resident of Niceville, Florida, since 1921, and,

WHEREAS, Jessie Alma “Granny” Edge has been for many years an advocate of the causes of senior citizens and was a delegate to the White House’s Council on Aging in 1981, and

WHEREAS, “Granny” Edge has represented her fellow senior citizens in Florida’s Silver Haired Legislature, and

WHEREAS, “Granny” Edge used her political experience to lobby for the establishment of the Twin Cities Pavilion Congregate Living Facility in 1981, and as a result, the dining room in the Facility was named in her honor, and

WHEREAS, Jessie Alma “Granny” Edge, at the age of 83, was elected to the City Council of Niceville, Florida, in 1983, and won national recognition as the oldest American ever to win a first bid for elective political office, and

WHEREAS, Jessie Alma “Granny” Edge continuously served on the City Council of the City of Niceville until her resignation this year, and

WHEREAS, Jessie Alma “Granny” Edge will celebrate her 93rd Birthday in March, 1993, NOW, THEREFORE,

*Be It Resolved by the Legislature of the State of Florida:*

That the Florida Senate commends Jessie Alma “Granny” Edge for her dedicated public service and political achievements, and for her advocacy of the causes of Senior Citizens.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Jessie Alma “Granny” Edge as a tangible token of the sentiments of the Florida Senate.

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

## Special Guests

Senator Harden introduced the following guests who were seated in the chamber: Jessie Alma “Granny” Edge and Judy Boudreaux.

Upon request of the President, Senator Harden escorted the guests to the bar of the Senate where they were presented a copy of the resolution.

On motion by Senator Johnson, by two-thirds vote **SR 2004** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Johnson—

**SR 2004**—A resolution commending Florida’s Hometown U.S.A. for its contributions to this state.

WHEREAS, Florida’s Hometown U.S.A. is a vital part of the development of outstanding youth in this state, and

WHEREAS, Florida’s Hometown U.S.A. stresses the importance of home, church, and school activities for our youth and recognizes the young ladies who are students today and who will be tomorrow’s leaders, and

WHEREAS, Florida’s Hometown U.S.A. has contributed to the betterment of this state through its involvement with programs that involve delivering stuffed animals and toys to the Florida Elks Children’s Hospital, entertaining patients at local nursing homes and retirement centers, doing volunteer work, and attending scheduled community service events, and

WHEREAS, the young ladies representing this organization deserve commendation for their accomplishments and have received recognition from the President of the United States, NOW, THEREFORE,

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

That the Florida Senate commends Florida’s Hometown, U.S.A. and the young ladies who participate in its activities for their outstanding accomplishments and service to this state.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Florida’s Hometown U.S.A. organization and to its director, Linda Watts, as a tangible token of the sentiments of the Florida Senate.

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

On motion by Senator Johnson, by two-thirds vote **SM 1878** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Johnson—

**SM 1878**—A memorial to the Congress of the United States, urging Congress to take appropriate action to rectify an inequity caused by the Social Security Act.

WHEREAS, government has an affirmative obligation to equally treat each of its citizens in similar situations, and

WHEREAS, the Social Security Administration provides benefits based on contributions from working Americans, and

WHEREAS, current law creates a “notch” in the system whereby Americans born before 1917 and after 1926 are treated more favorably than those born within the “notch,” and

WHEREAS, each individual now receiving benefits has contributed to the Social Security System as required by law during his or her working years, and

WHEREAS, under current law individuals who have contributed equally to the Social Security System, but happen to be born as little as one day apart, could receive benefits differing by as much as \$1,200 per year, and

WHEREAS, more than fifty percent of our veterans who fought bravely for this nation during World War II were born within this “notch,” and

WHEREAS, over 900,000 of those individuals born within this “notch” are residents of the great State of Florida, and

WHEREAS, the impact of equal treatment for each of these citizens would greatly benefit Florida’s economy, NOW, THEREFORE,

*Be It Resolved by the Legislature of the State of Florida:*

That the Congress of the United States is requested to take whatever action is appropriate to rectify the inequity caused by the Social Security Act which creates in the system a “notch” that is arbitrarily based on a person’s date of birth.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

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

**Motion**

On motion by Senator Johnson, the rules were waived and **SM 1878** was ordered immediately certified to the House.

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

By Senator Grant—

**SR 2358**—A resolution commending the Florida District of Kiwanis and its members for outstanding civic and community service.

WHEREAS, the thousands of Kiwanians who comprise the Florida District of Kiwanis are dedicated to civic and community service, and

WHEREAS, Kiwanians live out their motto, “We build,” through their sponsorship of the Key Club and Circle K programs that foster intergenerational relationships and develop leaders, and

WHEREAS, Kiwanians have the objective of stressing human and spiritual values rather than material values, and

WHEREAS, the contributions of Kiwanians in repairing the damage caused by Hurricane Andrew in South Florida illustrates their community involvement, NOW, THEREFORE,

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

That the members of the Florida District of Kiwanis and their District Governor, Scott Whitaker of Gainesville, are commended for their outstanding accomplishments and significant contributions to this state.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Florida District of Kiwanis and to District Governor Scott Whitaker as a tangible token of the sentiments of the Florida Senate.

On motion by Senator Grant, **SR 2358** was read by title and was read the second time in full and adopted.

**Special Guests**

Senator Grant introduced the following guests who were seated in the chamber: Scott Whitaker, District Governor, Kiwanis; his wife, Linda Whitaker; and Bob Henderson, District Lieutenant Governor, Kiwanis.

Upon request of the President, Senator Grant escorted the guests to the bar of the Senate where they were presented a copy of the resolution.

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motions by Senator Jennings, by two-thirds vote **SB 1308** was withdrawn from the Committee on Natural Resources and Conservation; **CS for SB 1858** was withdrawn from the Committee on Governmental Operations; **CS for SB 444** was withdrawn from the Committee on Criminal Justice; and **CS for SB 1464** was withdrawn from the Committee on Health Care.

On motion by Senator Crist, by two-thirds vote **SB 1334** was withdrawn from the committee of reference and further consideration.

On motions by Senator Scott, by two-thirds vote **Senate Bills 110, 84, 974, 1760, 1810, 1896, CS for SB 336, CS for SB 1680 and CS for SB 1916** were withdrawn from the Committee on Appropriations.

On motion by Senator Scott, by two-thirds vote **CS for SB 1596** was also referred to the Committee on Appropriations.

On motions by Senator Turner, by two-thirds vote **SB 620** was withdrawn from the committees of reference and further consideration.

On motions by Senator Kurth, by two-thirds vote **Senate Bills 470, 494 and 960** were withdrawn from the committees of reference and further consideration.

On motion by Senator Casas, by two-thirds vote **SB 478** was withdrawn from the committee of reference and further consideration.

**COMMITTEE MEETING CHANGE**

On motion by Senator Gutman, the rules were waived and the Committee on Health Care was granted permission to consider **SB 2006** on March 10.

**SPECIAL ORDER**

**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 read the second time by title.

The Committee on Commerce recommended the following amendments which were moved by Senator Jones and adopted:

**Amendment 1**—On page 2, lines 16 and 17, strike “additional period of 120 days each” and insert: one additional period of 120 days

**Amendment 2**—On page 1, strike all of lines 12-19 and on line 26, insert:

(1) It is the purpose and intent of this section to provide the Comptroller, as head of the Department of Banking and Finance, the authority to make temporary modifications to or suspensions of the financial institutions codes in order to expedite the recovery of communities affected by a disaster or other emergency and in order to encourage financial institutions to meet the credit, deposit, and other financial needs of such communities.

(Renumber subsequent subsections.)

On motion by Senator Jones, by two-thirds vote **SB 720** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39      Nays—None

#### Motion

On motion by Senator Jones, the rules were waived and **SB 720** was ordered immediately certified to the House.

**SB 1300**—A bill to be entitled An act relating to private investigative, private security, and repossession services; amending s. 493.6105, F.S.; authorizing certain licensees to commence work upon submission of a licensure application; providing an exception to a requirement that certain licensees' employment be terminated upon denial of licensure; amending s. 493.6106, F.S.; revising certain licensure requirements; amending s. 493.6108, F.S.; requiring mental health investigations of certain applicants for licensure; amending s. 493.6111, F.S.; requiring an agency license number in certain advertisements or bids; amending s. 493.6118, F.S.; revising grounds for disciplinary action relating to impersonating a law enforcement officer; providing for the suspension of licenses pending the payment of certain fines; specifying persons liable for fines; amending s. 493.6120, F.S.; providing for the license suspension of certain agency managers, owners, or officers; amending ss. 493.6401, 493.6403, F.S.; deleting certain licensure term requirements for agency managers; amending s. 493.6404, F.S.; exempting certain agency vehicles from local ordinances and other regulation; amending s. 713.78, F.S.; exempting certain persons from vehicle identification requirements; providing an effective date.

—was read the second time by title. On motion by Senator Bankhead, by two-thirds vote **SB 1300** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37      Nays—None

#### Motion

On motion by Senator Bankhead, the rules were waived and **SB 1300** was ordered immediately certified to the House.

**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 read the second time by title.

The Committee on Commerce recommended the following amendment which was moved by Senator Dudley and failed:

**Amendment 1**—On page 1, strike line 19 and insert:

(a) *If the borrower expressly requests,*

On motion by Senator Kiser, by two-thirds vote **SB 826** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37      Nays—2

#### Motion

On motion by Senator Kiser, the rules were waived and **SB 826** was ordered immediately certified to the House.

**CS for 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 read the second time by title. On motion by Senator Meadows, by two-thirds vote **CS for SB 586** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40      Nays—None

#### Motion

On motion by Senator Meadows, the rules were waived and **CS for SB 586** was ordered immediately certified to the House.

**CS for SB 1148**—A bill to be entitled An act relating to transportation planning organizations; amending s. 339.175, F.S.; increasing the number of voting members on a metropolitan planning organization; providing for a school board member to be appointed by the Governor to each metropolitan planning organization; providing an exception; providing similar requirements for a charter county metropolitan planning organization; providing an effective date.

—was read the second time by title. On motion by Senator Turner, by two-thirds vote **CS for SB 1148** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39      Nays—None

#### Motion

On motion by Senator Turner, the rules were waived and **CS for SB 1148** was ordered immediately certified to the House.

**SB 1296**—A bill to be entitled An act relating to nursing practice; creating s. 464.027, F.S.; providing for recognition of registered nurses who meet specified criteria as "registered nurse first assistants"; providing duties of the Board of Nursing and of health-care institutions; providing legislative intent; providing definitions; providing an effective date.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote **SB 1296** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39      Nays—None

#### Motion

On motion by Senator Myers, the rules were waived and **SB 1296** was ordered immediately certified to the House.

**SB 1508**—A bill to be entitled An act relating to drinking water; amending s. 403.860, F.S.; authorizing specified county health units to institute civil actions to enjoin violations of rules or orders issued under the safe drinking water act; amending s. 403.862, F.S.; providing for disposition of penalties received from water suppliers; providing an effective date.

—was read the second time by title.

The Committee on Health Care recommended the following amendment which was moved by Senator Hargrett and adopted:

**Amendment 1 (with Title Amendment)**—On page 1, line 16, after "county" insert: *public*

And the title is amended as follows:

In title, on page 1, line 3, after "county" insert: *public*

Senator Williams moved the following amendment which was adopted:

**Amendment 2 (with Title Amendment)**—On page 1, between lines 12 and 13, insert:

Section 1. Subsection (6) of section 381.0062, Florida Statutes, is amended to read:

381.0062 Supervision; private and certain public water systems.—

(6) VARIANCES AND EXEMPTIONS.—

(a) The department may grant variances and exemptions from the rules promulgated under the provisions of this section through procedures set forth by the rule of the department.

(b) Any establishment with a limited-use commercial public water system which does not make tap water available for public consumption and which provides bottled water for consumption by its employees is exempt from this section if the system is registered with the department and a notice is posted at each water outlet that the water is not approved for human consumption. Registration is required only once for each exempt system and must be in a manner prescribed by the department. A fee will not be assessed for registration.

(Renumber subsequent sections.)

And the title is amended as follows:

In title, on page 1, line 2, after the semicolon (;) insert: amending s. 381.0062, F.S.; requiring registration of establishments with limited-use commercial public water systems which provide bottled water for consumption by employees;

On motion by Senator Hargrett, by two-thirds vote **SB 1508** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39      Nays—None

**Motion**

On motion by Senator Hargrett, the rules were waived and **SB 1508** was ordered immediately certified to the House.

Consideration of **SB 92** was deferred.

**SB 58**—A bill to be entitled An act relating to the public transit block grant program; amending s. 341.052, F.S.; authorizing the Department of Transportation to supplement funds distributed to transit providers under the section; providing an exemption relating to such supplements; providing an effective date.

—was read the second time by title.

The Committee on Transportation recommended the following amendments which were moved by Senator Forman and adopted:

**Amendment 1**—On page 3, strike all of lines 27-31 and insert: Department of Transportation. The funds shall be distributed to “Section 9” providers, and to “Section 18” providers that are not designated as community transportation coordinators pursuant to chapter 427, according to the

**Amendment 2 (with Title Amendment)**—On page 3, line 6, after “year” insert: ; however, the Secretary of Transportation may waive this provision for public transit providers located in a county recovering from a state of emergency declared pursuant to part I of chapter 252

And the title is amended as follows:

In title, on page 1, line 3, after the second semicolon (;) insert: authorizing the Secretary of Transportation to waive provisions for public transit providers located in a county recovering from a state of emergency;

Senator Bankhead moved the following amendment which was adopted:

**Amendment 3**—On page 5, line 15, strike “any other available funds” and insert: the funds allocated to that district

On motion by Senator Forman, by two-thirds vote **SB 58** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40      Nays—None

**Motion**

On motion by Senator Forman, the rules were waived and **SB 58** was ordered immediately certified to the House.

**CS for SB 132**—A bill to be entitled An act relating to medical practice; amending s. 455.2141, F.S.; modifying a continuing education requirement; providing an effective date.

—was read the second time by title.

Senator Sullivan moved the following amendment which was adopted:

**Amendment 1**—On page 1, line 20, before the comma (,) insert: or cost containment

On motion by Senator Myers, by two-thirds vote **CS for SB 132** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39      Nays—None

**Motion**

On motion by Senator Myers, the rules were waived and **CS for SB 132** was ordered immediately certified to the House.

Consideration of **CS for SB's 582 and 584** was deferred.

**SB 948**—A bill to be entitled An act relating to bridge designations; designating the St. Johns River Bridge along U.S. Highways 17/92 (State Roads 15/600) between Seminole and Volusia Counties as “C. A. ‘Bill’ Benedict Bridge”; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title.

The Committee on Transportation recommended the following amendment which was moved by Senator Jennings and adopted:

**Amendment 1**—On page 2, line 4, strike “17010000” and insert: 77010000

On motion by Senator Jennings, by two-thirds vote **SB 948** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39      Nays—None

**Motion**

On motion by Senator Jennings, the rules were waived and **SB 948** was ordered immediately certified to the House.

**CS for SB 1112**—A bill to be entitled An act relating to regulation of professionals; amending s. 458.307, F.S.; revising requirements for members of the Board of Medicine; providing an effective date.

—was read the second time by title.

Senator Hargrett moved the following amendment which was adopted:

**Amendment 1 (with Title Amendment)**—On page 1, strike all of lines 21-30 and insert: physicians must be a graduate of a foreign medical school. The remaining three members must be residents of the state who are not, and never have been, licensed health care practitioners. One member must be a hospital risk manager certified under part IX of chapter 626. At least one member of the board must be 60 years of age or older.

Section 2. Section 458.346, Florida Statutes, is created to read:

458.346 Public Sector Physician Advisory Committee.—

(1) Legislative Intent.—The purpose of this section is to recognize the unique circumstances encompassing the practice of medicine in the public sector by creating a Public Sector Physician Advisory Committee.

(2) **Public Sector Physician Advisory Committee.**—There is hereby created a Public Sector Physician Advisory Committee which shall be comprised of three physicians. One physician shall be appointed by the chairman of the Board of Medicine. The two remaining physicians shall be appointed by the Secretary of the Department of Professional Regulation from recommendations of the appropriate organization, if any, representing such physicians for the purpose of collective bargaining. The chairman of the committee shall be one of the two public sector physicians who shall be elected by majority vote of the committee members. Members of the committee shall serve three year terms and meet at least, on a quarterly basis. The initial term for one public sector physician shall be for two years, and the other for three years. Members of the committee are subject to reappointment. Committee members shall receive reimbursement for per diem and travel expenses.

(3) The committee shall have the following responsibilities:

(a) The committee shall review and make recommendations to the board on all matters relating to public sector physicians that come before the board.

(b) Make recommendations to the Governor for the appointment of one public sector physician to serve on the Board of Medicine. The committee shall recommend three public sector physicians for such appointment, all of which shall be qualified to serve in accordance with such qualifications as outlined in this chapter.

Section 3. This act shall take effect October 1, 1993.

And the title is amended as follows:

In title, on page 1, line 5, after the semicolon (;) insert: creating s. 458.346, F.S.; creating an advisory committee to the Board of Medicine;

On motion by Senator Hargrett, by two-thirds vote **CS for SB 1112** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40      Nays—None

#### Motion

On motion by Senator Hargrett, the rules were waived and **CS for SB 1112** was ordered immediately certified to the House.

**SB 1200**—A bill to be entitled An act relating to building designations; designating the Little Havana Clinic in Dade County as the Dr. Rafael A. Penalver Clinic; providing an effective date.

—was read the second time by title. On motion by Senator Diaz-Balart, by two-thirds vote **SB 1200** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38      Nays—None

#### Motion

On motion by Senator Diaz-Balart, the rules were waived and **SB 1200** was ordered immediately certified to the House.

**SB 1766**—A bill to be entitled An act relating to motor vehicle registration; amending s. 320.025, F.S.; authorizing the Auditor General's Medicaid Fraud Control Unit to register vehicles under fictitious names; providing an effective date.

—was read the second time by title.

The Committee on Transportation recommended the following amendment which was moved by Senator Forman and adopted:

**Amendment 1**—On page 1, line 7, insert:

WHEREAS, the Auditor General's Medicaid Fraud Control Unit performs a valuable public service by investigating fraud in the Medicaid Program, and

WHEREAS, the safety of investigators in the unit may be jeopardized by the registration of motor vehicles in their own names or under the name of the unit, and a public necessity exists requiring the issuance of fictitious motor vehicle registrations and license plates to such investigators, NOW, THEREFORE,

On motion by Senator Forman, by two-thirds vote **SB 1766** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38      Nays—None

#### Motion

On motion by Senator Forman, the rules were waived and **SB 1766** was ordered immediately certified to the House.

**CS for SB 112**—A bill to be entitled An act relating to civil liability; creating the Florida Volunteer Protection Act; limiting civil liability for volunteers providing services to nonprofit organizations under certain conditions; providing for liability of the nonprofit corporation; providing for application; providing an effective date.

—was read the second time by title.

Senator Dudley moved the following amendment:

**Amendment 1**—On page 1, strike all of lines 29 and 30 and insert: taxation under 26 U.S.C. s. 501 or any federal, state, or local governmental entity providing recreational activities.

Senator Dudley moved the following amendment to **Amendment 1** which was adopted:

**Amendment 1A**—On page 1, strike all of line 13 and insert: local governmental entity.

**Amendment 1** as amended was adopted.

On motion by Senator Foley, by two-thirds vote **CS for SB 112** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40      Nays—None

#### Motion

On motion by Senator Foley, the rules were waived and **CS for SB 112** was ordered immediately certified to the House.

## REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, March 9, 1993: **SB 720**, **SB 1300**, **SB 826**, **CS for SB 586**, **CS for SB 1148**, **SB 1296**, **SB 1508**, **SB 92**, **SB 58**, **CS for SB 132**, **CS for Senate Bills 582 and 584**, **SB 948**, **CS for SB 1112**, **SB 1200**, **SB 1766**, **CS for SB 112**

Respectfully submitted,  
Toni Jennings, Chairman

The Committee on Criminal Justice recommends the following pass: **SB 74**, **SB 190**, **SB 1120**, **SB 1250** with 1 amendment

The Committee on Finance, Taxation and Claims recommends the following pass: **SB 84** with 3 amendments, **CS for CS for SB 288**, **CS for SB 306** with 1 amendment, **CS for CS for SB 528** with 5 amendments, **SB 580** with 2 amendments

The Committee on Health and Rehabilitative Services recommends the following pass: **SB 16**, **SB 110** with 1 amendment

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

The Committee on Criminal Justice recommends the following pass: **SB 24** with 2 amendments

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

The Committee on Health and Rehabilitative Services recommends the following pass: SB 1918

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

The Committee on Health and Rehabilitative Services recommends the following pass: CS for SB 152 with 1 amendment

The Committee on Natural Resources and Conservation recommends the following pass: SB 822 with 1 amendment

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

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 1948 with 2 amendments, SB 1958 with 1 amendment

**The bills were referred to the Committee on Governmental Operations under the original reference.**

The Committee on Criminal Justice recommends the following pass: SB 1872 with 1 amendment

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

The Committee on Agriculture recommends the following pass: CS for HB 77 with 1 amendment

**The bill was referred to the Committee on Natural Resources and Conservation under the original reference.**

The Committee on Agriculture recommends the following pass: HB 1713, SB 2190

The Committee on Criminal Justice recommends the following pass: SB 674 with 2 amendments, SB 734

The Committee on Executive Business, Ethics and Elections recommends the following pass: HB 173, SB 1526 with 2 amendments

The Committee on Finance, Taxation and Claims recommends the following pass: SB 364 with 7 amendments, SB 970, SB 1930

The Committee on Health and Rehabilitative Services recommends the following pass: CS for SB 158

The Committee on International Trade, Economic Development and Tourism recommends the following pass: SB 230 with 1 amendment

The Committee on Natural Resources and Conservation recommends the following pass: SB 1122 with 1 amendment

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

The Committee on Executive Business, Ethics and Elections recommends the following not pass: SB 1170

**The bill was laid on the table.**

The Committee on Education recommends committee substitutes for the following: SB 592, Senate Bills 1366 and 1158, SB 1716

The Committee on Governmental Operations recommends committee substitutes for the following: SB 1594, SB 1680

The Committee on Health and Rehabilitative Services recommends committee substitutes for the following: SB 648, SB 1910

**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 Finance, Taxation and Claims recommends a committee substitute for the following: Senate Bills 256 and 244

The Committee on International Trade, Economic Development and Tourism recommends a committee substitute for the following: SB 1606

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 1592

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

The Committee on Transportation recommends committee substitutes for the following: SB 1656, SB 1694

**The bills with committee substitutes attached were referred to the Committee on Criminal Justice under the original reference.**

The Committee on Governmental Operations recommends committee substitutes for the following: SB 1194, SB 1208

The Committee on International Trade, Economic Development and Tourism recommends a committee substitute for the following: SB 1038

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 1030

The Committee on Transportation recommends a committee substitute for the following: SB 550

**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 Community Affairs recommends a committee substitute for the following: SB 1858

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 1534

The Committee on Transportation recommends committee substitutes for the following: SB 1894, SB 1898

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

The Committee on Governmental Operations recommends committee substitutes for the following: SB 1210, SB 1216

**The bills with committee substitutes attached were referred to the Committee on Judiciary under the original reference.**

The Committee on Education recommends committee substitutes for the following: SB 1450, SB 1764

The Committee on Judiciary recommends a committee substitute for the following: SB 1518

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Personnel, Retirement and Collective Bargaining under the original reference.**

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 1986

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1540

The Committee on Executive Business, Ethics and Elections recommends a committee substitute for the following: SB 312

The Committee on Finance, Taxation and Claims recommends a committee substitute for the following: SB 104

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 532

The Committee on Judiciary recommends committee substitutes for the following: SB 780, SB 1484

The Committee on Natural Resources and Conservation recommends committee substitutes for the following: SB 568, SB 1690

The Committee on Personnel, Retirement and Collective Bargaining recommends a committee substitute for the following: SB 1536

**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 Williams—

**SB 2060**—A bill to be entitled An act relating to county and municipal planning and land development regulation; amending s. 163.3184, F.S.; restricting the actions that the state land planning agency may take when reviewing and commenting on local government comprehensive plans or plan amendments, or as part of the process of compliance review or compliance agreement; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Harden—

**SB 2062**—A bill to be entitled An act relating to correctional education; amending ss. 240.4062, 240.4064, F.S.; providing eligibility for certain scholarship loans and tuition reimbursement for teachers and employees of the Correctional Education School Authority; amending s. 242.68, F.S.; providing that the authority is a local education agency; providing requirements for the Department of Corrections in assigning inmates to education programs; providing for use of funds received by the authority from the disposal of surplus property; providing circumstances for retaining an inmate in an education program; requiring the Department of Education to develop a funding formula for correctional education; revising the formula for calculating a full-time equivalent student; amending s. 944.275, F.S.; providing for additional gain-time to be awarded to inmates who complete certain education programs; providing an effective date.

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

**SJR 2064** was withdrawn prior to introduction.

By Senator Kurth—

**SB 2066**—A bill to be entitled An act relating to economic development; creating the Enterprise Florida Capital Partnership Act; providing findings and definitions; creating the partnership and providing for a

board of directors and articles of incorporation; providing powers of partnership members and conduct of partnership business; providing an effective date.

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

By Senator Foley—

**SB 2068**—A bill to be entitled An act relating to equine recreational activities; providing definitions; limiting liability for equine activities; providing exceptions; providing for posting and notification; clarifying effect on other laws; providing an effective date.

—was referred to the Committees on Agriculture and Judiciary.

By the Committee on Commerce—

**SB 2070**—A bill to be entitled An act relating to garnishment; amending s. 77.01, F.S.; providing a right to garnishment; providing an effective date.

—was referred to the Committee on Commerce.

By Senator Jenne—

**SB 2072**—A bill to be entitled An act relating to homeowners associations; amending s. 617.301, F.S.; providing definitions; amending s. 617.302, F.S.; clarifying purposes, scope, and application; amending s. 617.303, F.S.; clarifying powers and duties of homeowners associations; providing for membership and meetings of the association; providing for official records; amending s. 617.304, F.S.; clarifying rights of owners to use common areas; amending s. 617.305, F.S.; specifying obligations of association members; providing for levying fines; providing for suspension of use rights; amending s. 617.306, F.S.; clarifying voting and election procedures; amending s. 689.26, F.S.; requiring sellers of property subject to a homeowners association to provide a purchaser with certain information related to use of common areas and fees under certain circumstances; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Myers—

**SB 2074**—A bill to be entitled An act relating to governmental reorganization; repealing s. 20.42, F.S., relating to the Agency for Health Care Administration; creating s. 20.43, F.S.; creating the Department of Health; providing duties of the department; providing for the department to be directed by the State Health Officer; providing duties of the State Health Officer; providing for organization of the department; providing for the appointment of assistant health officers; designating regions within the state to be supervised by the State Health Officers; providing for regional health officers; creating the Department of Health Advisory Council; providing duties of the council and membership; providing legislative intent; providing that certain health services are not subject to competitive bids; requiring the department to consult with county governments with respect to policies and service delivery plans; amending s. 20.19, F.S.; redesignating the Department of Health and Rehabilitative Services as the Department of Human and Social Services; revising purpose of the department; deleting responsibilities of the department with respect to public health; providing for a Secretary of Human and Social Services; providing duties of the secretary; deleting the position and duties of Deputy Secretary for Health; revising the duties of the Deputy Secretary for Human Services; redesignating the health and human services boards within the department as the human and social services boards; deleting the boards' responsibilities with respect to health services; conforming provisions to changes made by the act; amending s. 20.04, F.S., relating to the structure of the executive branch of government; conforming provisions to changes made by the act; repealing s. 33, ch. 92-33, Laws of Florida, abrogating the transfer of powers, duties, and funds of the Division of Medical Quality Assurance of the Department of Professional Regulation to the Agency for Health Care Administration; amending s. 20.30, F.S.; reinstating the Division of Medical Quality

Assurance within the Department of Professional Regulation; reestablishing the Board of Nursing Home Administrators and the Board of Opticianry within the Division of Professions of the Department of Professional Regulation; reestablishing the Board of Medicine, the Board of Osteopathic Medicine, the Board of Acupuncture, the Board of Chiropractic, the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling, the Board of Dentistry, the Board of Nursing, the Board of Optometry, the Board of Pharmacy, the Board of Physical Therapy Practice, the Board of Podiatric Medicine, the Board of Psychological Examiners, the Board of Veterinary Medicine, the Board of Speech-Language Pathology and Audiology, and the Board of Clinical Laboratory Personnel within the Division of Medical Quality Assurance; amending ss. 455.201, 455.203, 455.205, 455.207, 455.208, 455.209, 455.211, F.S.; conforming provisions to changes made by the act; repealing s. 43, ch. 92-33, Laws of Florida, relating to license renewal for certain medical professions; abrogating the repeal of s. 455.213 (6) and (7), F.S.; repealing ss. 455.2141, 455.2173, F.S., relating to duties of the Agency for Health Care Administration with respect to licensing; amending ss. 455.2175, 455.218, F.S.; conforming provisions to changes made by the act; repealing s. 455.220, F.S., relating to the Health Care Trust Fund; transferring, renumbering, and amending s. 455.2205, F.S., relating to the Health Care Trust Fund; providing for trust fund moneys to be used for operation of the Department of Health; amending ss. 455.221, 455.223, 455.224, 455.225, 455.227, 455.2273, 455.2275, 455.228, 455.2285, 455.229, 455.232, 455.241, 455.243, 455.245, 455.26, F.S.; conforming provisions to changes made by the act; transferring all powers, duties, records, personnel, property, and unexpended balances of appropriations, allocations, or other funds of the Agency for Health Care Administration to the Department of Health; transferring all powers, duties, records, personnel, property, and unexpended balances of appropriations, allocations, or other funds of the Department of Health and Rehabilitative Services with respect to alcohol, drug abuse, and mental health programs, children's medical services, Medicaid, public health, and environmental health to the Department of Health; transferring all powers, duties, records, personnel, property, and unexpended balances of appropriations, allocations, or other funds of the Department of Agriculture and Consumer Services relating to dog fly, mosquito, and pest control, and the regulation of food establishments, bottled water, water vending machines, and packaged ice to the Department of Health; transferring all powers, duties, records, personnel, property, and unexpended balances of appropriations, allocations, or other funds of the Department of Education relating to the John A. Mulrennan, Sr., Arthropod Research Laboratory to the Department of Health; transferring all powers, duties, records, personnel, property, and unexpended balances of appropriations, allocations, or other funds of the Department of Business Regulation relating to the regulation of public food service establishments to the Department of Health; transferring all powers, duties, records, personnel, property, and unexpended balances of appropriations, allocations, or other funds of the Department of Environmental Regulation with respect to administering the Florida Safe Drinking Water Act to the Department of Health; providing for continued effect of rules; providing for transfer of pending judicial and administrative proceedings to the Department of Health; providing severability; directing the Division of Statutory Revision to prepare a reviser's bill to make certain changes consistent with the act; providing an effective date.

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

By Senator Dyer—

**SB 2076**—A bill to be entitled An act relating to health insurance; amending s. 627.6699, F.S.; providing definitions; requiring guarantee issue of all health plans to small employers; requiring modified community rating of health plans issued to small employers; revising definition of small employer; revising preexisting conditions requirements for certain groups; requiring Department of Insurance specification of geographic regions for rating purposes; providing for guaranteed renewability of small group health plans; requiring carriers to maintain records; providing for revisions in the standard and basic health benefit plans; requiring the reinsurance board to report complaints of abuse and misrepresentation to the Department of Insurance; providing for alliance membership on the health benefit plan committee; creating s. 408.700, F.S.; providing Legislative findings and intent; creating s. 408.701, F.S.; providing definitions; creating s. 408.702, F.S.; authorizing the establishment of Community Health Purchasing Alliances; specifying boards to supervise and operate alliances; providing duties, responsibilities, and

powers of the alliances; authorizing discretionary actions by the alliances; creating s. 408.703, F.S.; providing eligibility requirements for membership in alliances; requiring the agency to develop a program to allow individual and large group participation in alliances; creating s. 408.704, F.S.; specifying alliance marketing requirements; creating s. 408.705, F.S.; specifying requirements for accountable health partnerships; creating s. 408.706, F.S.; requiring continuation of coverage for enrollees who lose employment; creating s. 408.707, F.S.; providing for duties of the Agency for Health Care Administration; requiring contracts with alliances for start-up funding; requiring the development of insurer comparison sheets; requiring review of appeals of alliance member grievances; requiring the agency to compile data for alliances; requiring a study; providing an appropriation; repealing s. 627.4106, F.S., relating to small group health insurance; providing effective dates.

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

By Senator Kirkpatrick—

**SB 2078**—A bill to be entitled An act relating to financing higher education; amending s. 240.2601, F.S., relating to the State University System Facility Enhancement Challenge Grant Program; providing that a university may expend funds from private sources for certain fundraising activities; providing that the funds used for fundraising are eligible for matching funds if the facility project is initiated; amending s. 240.2605, F.S., relating to the Trust Fund for Major Gifts; providing for the trust fund to be administered by the Board of Regents as a part of the major gifts program; providing that moneys appropriated for the new donors program and the eminent scholars program shall be transferred into the Trust Fund for Major Gifts; providing that all real estate that is donated for the purposes of the major gifts program shall be administered under rules of the Board of Regents; providing for administration and for matching grants; requiring that foundations submit a report to the Board of Regents specifying the use of the proceeds of endowments established; deleting certain provisions relating to the trust fund; repealing s. 240.257, Florida Statutes, relating to the Florida Endowment Trust Fund for Eminent Scholars Act; repealing s. 240.259, F.S., relating to the Trust Fund for New Donors; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Myers—

**SB 2080**—A bill to be entitled An act relating to the Florida Prepaid Health Care Act; creating the Florida Prepaid Health Care Act; providing a short title, findings, purpose, definitions, required health care benefits; providing for a choice of plan type and of contractor; providing for commencement of coverage; providing for continuation of coverage in case of disability; providing for liability of second employer; exempting certain employees; providing for waiver of coverage; exempting followers of certain teaching or beliefs; providing for liability for noncompliance; providing for administration by the Secretary of the Department of Labor and Employment Security; providing for rules; providing penalties and providing for injunctions for noncompliance; creating the Premium Supplementation Trust Fund; providing for management of the trust fund; providing for disbursements, investment, claims, payment of benefits; providing for termination of the act; providing that implementation is contingent; providing a contingent effective date.

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

By Senator Myers—

**SB 2082**—A bill to be entitled An act relating to assisted reproductive technology; creating s. 742.13, F.S.; providing definitions; creating s. 742.14, F.S.; requiring a contract in cases of gestational surrogacy; requiring an affidavit for children born as a result of gestational surrogacy; requiring a petition for adoption; creating s. 742.15, F.S.; providing for the relinquishment of rights by the donor; creating s. 742.16, F.S.; providing for the legitimacy of a child born as a result of assisted reproductive technology; creating s. 742.17, F.S.; providing for the disposition of gametes and preembryos; providing for an effective date.

—was referred to the Committee on Judiciary.

By Senator Siegel—

**SB 2084**—A bill to be entitled An act relating to cancer control and research; amending s. 240.5121, F.S.; providing an additional member of the Florida Cancer Control and Research Advisory Council; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Hargrett—

**SB 2086**—A bill to be entitled An act relating to public lodging establishments and public food service establishments; amending s. 509.013, F.S.; providing definitions; amending s. 509.032, F.S.; clarifying reporting requirements; providing rulemaking authority for plan reviews; providing for inspections of the premises; amending sanitation standards; providing for stop-sale orders; creating s. 509.033, F.S.; prohibiting conflicts of interest of employees or officers of the Division of Hotels and Restaurants of the Department of Business Regulation; amending s. 509.035, F.S.; outlining duties of the division relating to immediate closure of licensed establishments; amending s. 509.036, F.S.; requiring public food service inspector standardization; deleting obsolete language; amending ss. 509.101, 509.151, F.S.; clarifying requirements for transient establishments, as defined in this act; amending s. 509.201, F.S.; providing exemptions relating to posting and advertising room rates; amending s. 509.221, F.S.; providing sanitary regulations for transient establishments; providing exemptions for transient apartments and nontransient apartments; amending s. 509.241, F.S.; providing grounds for refusing to issue or renew a license; amending s. 509.242, F.S.; amending criteria for classifying an establishment as a resort condominium or a resort dwelling; deleting obsolete language; amending s. 509.251, F.S.; amending license fees; providing for delinquent fees; authorizing the department to set additional standards for assessing fees; amending s. 509.261, F.S.; amending provisions defining violations of ch. 509, F.S.; providing an effective date.

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

By Senator Kiser—

**SB 2088**—A bill to be entitled An act relating to educational finance; amending s. 236.25, F.S.; removing the limitations on the uses of the 2-mill capital outlay millage school boards are authorized to levy and providing that said millage may be used for any educational purposes; amending s. 228.053, F.S.; revising provisions relating to funding for capital improvements for developmental research schools; amending ss. 200.001, 200.065, 235.056, 235.435, and 236.081, F.S., to conform; providing an effective date.

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

By Senator Forman—

**SB 2090**—A bill to be entitled An act relating to the district school system; amending ss. 230.15, 230.16, 230.21, 230.23, and 230.2305, F.S., relating to organization and duties of school boards; revising terminology to provide for gender neutrality; providing an effective date.

—was referred to the Committee on Education.

**SB 2092** was withdrawn prior to introduction.

By Senator Silver—

**SB 2094**—A bill to be entitled An act relating to public schools; providing legislative intent; providing definitions; creating the district school capacity authority; providing for appointments and responsibilities; creating the school overcrowding transfer and emergency release plan; providing for emergency release from compulsory school attendance; creating the student health plan; creating the educational medical authority; providing for appointments, responsibilities, and powers; providing for

reporting and surveys; providing student success policy; creating the graduation-transition program; providing for graduation-transition coordinators; providing an effective date.

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

By Senator Turner—

**SB 2096**—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 "tenant"; amending s. 83.51, F.S.; revising language with respect to the landlord's obligation to maintain the premises; amending s. 83.53, F.S.; defining the term "reasonable notice" with respect to the landlord's access to the dwelling unit; amending s. 83.60, F.S.; revising language with respect to notice concerning defenses to an action for rent or possession; providing an exception; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Diaz-Balart—

**SB 2098**—A bill to be entitled An act relating to massage practice; amending s. 480.034, F.S.; exempting persons practicing the art of reflexology from regulation under the Massage Practice Act; providing an effective date.

—was referred to the Committee on Professional Regulation.

By Senators Grogan and Johnson—

**SB 2100**—A bill to be entitled An act relating to prisoner rehabilitation; amending s. 945.215, F.S.; providing for loans to inmates on work release to pay the costs of participation in job-training programs; providing for a portion of the proceeds of the Inmate Welfare Trust Fund to be used to fund such loans; prescribing criteria for award of loans and participation by programs; providing an effective date.

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

By Senator Grant—

**SB 2102**—A bill to be entitled An act relating to international banking; creating s. 288.770, F.S.; creating the "Florida Export Finance Corporation Act"; creating s. 288.771, F.S.; providing legislative intent; creating s. 288.772, F.S.; providing definitions; creating s. 288.773, F.S.; creating the Florida Export Finance Corporation; providing powers and duties of the corporation; creating s. 288.774, F.S.; authorizing the corporation to charge fees; providing a limitation on loans by the corporation; authorizing the corporation to adopt rules; creating s. 288.775, F.S.; establishing the export finance account; providing purposes of the account; providing for withdrawal of moneys from the account; providing for capitalization of the corporation; providing for investment of moneys in the account; creating s. 288.776, F.S.; providing for a board of directors of the corporation; providing for appointment of members; providing duties of the board; creating s. 288.777, F.S.; providing for appointment of a president of the corporation; providing duties and powers of the president; creating s. 288.778, F.S.; requiring the Department of Banking and Finance to review the corporation's activities periodically; creating s. 288.779, F.S.; establishing the position of export finance officer in the Department of Commerce; providing duties of the officer; amending ss. 288.811 and 288.819, F.S.; changing the name of the Florida Banking Advisory Council to the Florida Banking and Finance Council; providing an appropriation from the Department of Banking and Finance; repealing ss. 288.741, 288.742, 288.743, 288.744, 288.745, 288.746, 288.747, 288.748, 288.749, 288.750, 288.751, 288.752, 288.753, 288.754, 288.755, 288.756, 288.757, 288.758, 288.759, 288.760, and 288.765, F.S., relating to export finance; providing an effective date.

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

By Senator Kiser—

**SB 2104**—A bill to be entitled An act relating to corporate filing fees; amending s. 607.193, F.S.; exempting certain nonprofit corporations from the supplemental corporate fee; providing an effective date.

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

By Senator Crist—

**SB 2106**—A bill to be entitled An act relating to historic preservation; amending s. 266.0057, F.S.; revising the membership of architectural review boards in Hillsborough County; revising powers of such boards relating to variances from ordinances; amending s. 266.00572, F.S.; revising the membership of the Barrio Latino Commission; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senators Dyer, Grogan and Kiser—

**SB 2108**—A bill to be entitled An act relating to boating safety; creating s. 327.395, F.S.; requiring certain persons who operate certain vessels to obtain boating safety identification cards; requiring education courses or examinations; providing for the appointment of agents; requiring fees; providing exemptions; providing penalties; providing for the adoption of rules; amending s. 327.54, F.S.; prohibiting the rental of vessels to certain persons; requiring the display of certain information relating to personal watercraft safety; providing an effective date.

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

By Senator Harden—

**SB 2110**—A bill to be entitled An act relating to public lodging establishments; creating s. 509.2017, F.S.; requiring that public lodging establishments display a specified water conservation notice in each unit; providing an effective date.

—was referred to the Committee on International Trade, Economic Development and Tourism.

By Senators Harden, Childers and Thomas—

**SR 2112**—A resolution honoring and commending Jessie Alma “Granny” Edge on her life of public service.

—was referred to the Committee on Rules and Calendar.

By Senator Foley—

**SJR 2114**—A joint resolution proposing an amendment to Section 15 of Article III and the creation of Section 21 of Article XII of the State Constitution relating to terms of members of the House of Representatives.

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

By Senator Dantzer—

**SB 2116**—A bill to be entitled An act relating to hunting and fishing licenses; amending s. 370.0605, F.S.; revising language with respect to saltwater fishing licenses; requiring positive identification under certain circumstances; providing for issuance of the license by the Department of Natural Resources or its agents; providing fees; providing that the Game and Fresh Water Fish Commission shall be the issuing agent on behalf of the department; amending s. 370.0608, F.S.; revising language with respect to the deposit of license fees; amending s. 370.062, F.S.; providing for the issuance of tags for tarpon by the Department of Natural

Resources of its agents; providing fees; amending s. 372.0222, F.S.; authorizing the Game and Fresh Water Fish Commission to enter into agreements with vendors for vendor advertisement to offset the cost of license issuance; amending s. 372.561, F.S.; deleting reference to the tax collector or his subagents with respect to license issuance and providing reference to the commission or its agents; amending s. 372.57, F.S.; revising language with respect to licenses and stamps; amending s. 372.5717, F.S.; revising language with respect to hunter safety courses to delete reference to county tax collectors; amending s. 372.574, F.S.; providing for the appointment of agents of the Marine Fisheries Commission for the sale of hunting, fishing, and trapping licenses; providing an appropriation; amending s. 372.60, F.S.; revising procedure for issuing of replacement license or stamp; providing for fees; repealing s. 370.0606, F.S., relating to the appointment of subagents for the sale of saltwater fishing licenses; providing effective dates.

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

**SR 2118** was introduced out of order and adopted March 4.

By Senators Dyer and Forman—

**SB 2120**—A bill to be entitled An act relating to the Commission on Government Accountability to the People; creating s. 14.27, F.S.; creating the commission; providing for membership, rules, administrative support by the Executive Office of the Governor; providing for an executive director and staff, contracts, purpose, reports, donations, and grants; creating a trust fund; providing for per diem and travel, meetings, committees; providing a contingent effective date.

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

By Senator Foley—

**SJR 2122**—A joint resolution proposing an amendment to Section 6 of Article VII and the creation of Section 21 of Article XII of the State Constitution relating to homestead exemption.

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

By Senator Wexler—

**SR 2124**—A resolution recognizing May 2-9, 1993, as “Child Abuse Awareness Week.”

—was referred to the Committee on Rules and Calendar.

By Senator Turner—

**SB 2126**—A bill to be entitled An act relating to the State University System; amending s. 240.209, F.S.; providing for the Board of Regents to revise its funding formula to provide extra moneys to universities that have a large percentage of nonresident students; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Hargrett—

**SB 2128**—A bill to be entitled An act relating to per diem and travel expenses of public officers, employees, and authorized persons; amending s. 112.061, F.S.; authorizing the reimbursement for actual mileage up to 20 percent above the current map mileage of the Department of Transportation under specified circumstances; providing an effective date.

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

By Senator Gutman—

**SB 2130**—A bill to be entitled An act relating to perinatal, neonatal, infant, and toddler health care; amending s. 383.15, F.S.; revising legislative intent relating to perinatal care services; amending s. 383.16, F.S.; revising definitions; amending s. 383.17, F.S.; providing for a regional perinatal intensive care centers program; deleting reference to grants to health care providers; amending s. 383.18, F.S.; providing for contracts; providing for medical and financial eligibility; amending s. 383.19, F.S.; providing for transportation services; providing for Medicaid reimbursement; revising priority consideration for establishment of centers; amending s. 383.21, F.S.; revising requirements for program review; dividing, transferring, renumbering, and amending s. 383.215, F.S.; revising the developmental evaluation and intervention programs; revising definitions; specifying program requirements; providing for interagency coordination; creating s. 391.305, F.S.; providing for standards and rulemaking; creating s. 391.306, F.S.; providing for program funding; authorizing the Department of Health and Rehabilitative Services to contract with providers; creating s. 391.307, F.S.; requiring annual program review; repealing s. 383.144, F.S., as amended, relating to the infant hearing impairment program; repealing s. 383.171, F.S., relating to grants to neonatal intensive care centers; repealing s. 383.212, F.S., relating to program review, evaluations, and projections for neonatal intensive care centers; providing an effective date.

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

By Senator Williams—

**SB 2132**—A bill to be entitled An act relating to coin-operated amusement machines; requiring persons who own such machines to purchase an annual master license from the Department of Revenue and an identifying device from the county tax collector; prescribing duties of the department and of county tax collectors; providing an exemption; providing penalties; repealing s. 212.05(1)(j), F.S., relating to sales tax on the charges for using coin-operated amusement machines; providing an effective date.

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

By Senator Foley—

**SJR 2134**—A joint resolution proposing an amendment to Section 16 of Article III of the State Constitution relating to legislative apportionment.

—was referred to the Committee on Rules and Calendar.

By Senator Burt—

**SB 2136**—A bill to be entitled An act relating to the Florida Contraband Forfeiture Act; amending s. 932.703, F.S., relating to forfeiture of contraband articles; providing that the decision to seize currency be made by the supervisor of the seizing officer; requiring notification of certain persons; providing that a claimant of personal property may post a bond or other security; providing an exception; amending s. 932.704, F.S.; providing additional policy regarding property seizures and forfeitures; requiring that the head of the law enforcement agency that has seized property approve the filing of a complaint; authorizing the filing of certain forfeiture actions in certain courts; prohibiting the seizing law enforcement agencies and the claimants from being represented in forfeiture proceedings by an attorney under a contingency fee agreement; providing that a claimant may waive the right to a review of a proposed settlement under certain circumstances; providing that the court shall award attorney's fees and costs to the prevailing party under certain circumstances; creating s. 932.708, F.S.; requiring certain law enforcement agencies to conduct annual reviews of property seizures and forfeiture actions; requiring that the Department of Law Enforcement develop model policy guidelines and training procedures for law enforcement agencies and state attorneys; requiring that the head of each law enforcement agency annually file a statement to confirm that the agency is in compliance with the model policy guidelines; providing an effective date.

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

By Senators Bankhead and McKay—

**SB 2138**—A bill to be entitled An act relating to the juvenile justice programs and services; amending s. 20.19, F.S., relating to the Department of Health and Rehabilitative Services; providing additional purposes; providing for a Deputy Secretary for Juvenile Justice Programs; providing duties; renaming the Delinquency Service Program Office as the Juvenile Justice Program Office, and providing standards and objectives; providing for an Assistant Secretary for Juvenile Justice Programs; providing for juvenile justice institutions to have advisory boards; providing for a district juvenile justice manager in each service district; providing duties; revising duties of the Deputy Secretary for Human Services; establishing commitment regions; requiring district juvenile justice boards to submit planning recommendations; revising duties of the district administrators; revising provisions relating to the departmental budget; revising duties of the Children and Families Program Office; revising provisions relating to innovation zones; amending s. 39.025, F.S., relating to juvenile delinquency and gang prevention; replacing juvenile delinquency and gang prevention councils with county and district juvenile justice plans, councils, and boards; providing legislative findings and intent; revising and providing definitions; providing for county juvenile justice councils, and providing for district juvenile justice boards, and providing for membership, organization, purpose, duties, and reporting; deleting provisions relating to grant application procedures and providing criteria for community juvenile justice partnership grants; amending s. 39.045, F.S.; expanding provisions relating to confidentiality of information; amending s. 228.093, F.S., relating to student records; providing for access to records by parties to certain interagency agreements; amending s. 860.158, F.S.; authorizing certain use of funds in the Florida Motor Vehicle Theft Prevention Trust Fund; creating the interagency task force for community juvenile justice partnership grants and providing membership and purpose; revising ss. 385.103, 393.0641, 393.066, 393.068, 393.13, 394.67, 394.75, 396.1818, 397.217, 410.023, 410.024, 410.603, 415.602, and 420.621, F.S., as a consequence of the renumbering of the subsections of section 20.19, F.S.; providing an effective date.

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

By Senator Turner—

**SB 2140**—A bill to be entitled An act relating to indigent health care; requiring equality in indigent health care reimbursements regardless of the facility used by a patient; providing an effective date.

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

By Senator Hargrett—

**SB 2142**—A bill to be entitled An act relating to economically disadvantaged persons; establishing within the Department of Labor and Employment Security the Self Employment Training Program to assist such persons in starting and operating a small business enterprise; authorizing the department to contract with certain not-for-profit, nonstock organizations; providing an effective date.

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

By Senator Harden—

**SB 2144**—A bill to be entitled An act relating to evaluation of judicial performance; providing findings; creating a statewide commission on judicial performance; providing membership, terms, powers, and duties; providing immunities from liability; requiring the commission to conduct evaluations of justices and judges subject to retention elections; providing for narrative profiles and recommendations; providing an opportunity to respond; providing for release to the public; providing an appropriation; providing for future review and repeal; providing an effective date.

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

By Senator Kirkpatrick—

**SB 2146**—A bill to be entitled An act relating to the state forests; amending s. 589.081, F.S.; providing for the distribution of a portion of gross receipts from the Withlacoochee State Forest and the Goethe State Forest to the counties in which forest acreage is located; providing for a portion to be distributed to school boards in those counties; providing an effective date.

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

By Senator Bankhead—

**SB 2148**—A bill to be entitled An act relating to constitutional amendments; creating the Citizen Initiative Alternative Task Force to recommend ways to amend the State Constitution; providing for membership and duties; requiring a report; providing an effective date.

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

By Senator Wexler—

**SB 2150**—A bill to be entitled An act relating to collective bargaining negotiations impasse procedures; amending s. 216.163, F.S., relating to the Governor's recommended budget and declaration of collective bargaining impasses; deleting the provision that requires that the Governor declare an impasse in certain collective bargaining negotiations; providing that the Governor furnish the legislative appropriations committees copies of the final order issued by a special master appointed to resolve an impasse in certain collective bargaining negotiations; amending s. 447.203, F.S.; revising the definition of the term "public employer" to specify that the Governor is the public employer of Selected Professional Service physicians and attorneys for purposes of collective bargaining; amending s. 447.309, F.S.; providing that the chief executive shall request the legislative body to appropriate sufficient moneys as agreed upon during negotiations or as determined by the special master to fund the collective bargaining agreement; amending s. 447.403, F.S., relating to resolution of impasses; providing for an automatic declaration of impasse under certain circumstances; providing for submission by the special master of his final decision; providing for the chief executive officer of the affected governmental entity to request the legislative body to appropriate the amount of money as agreed upon or as determined by the special master; providing that failure of the legislature body to appropriate sufficient funds does not constitute an unfair labor practice; requiring certain notice after resolution of an impasse; providing an effective date.

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

By Senator Kiser—

**SB 2152**—A bill to be entitled An act relating to contracts with private auditors; amending s. 213.28, F.S.; clarifying provisions providing for contracts by the Department of Revenue with certified public accountants to audit taxpayer accounts; including certain taxes; providing for approval of certain contracts by the head of the department; requiring the department to establish certain procedures for selecting private auditors; requiring the department to establish certain training, certification, and review procedures; providing an appropriation; providing an effective date.

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

By Senator Kiser—

**SB 2154**—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 an effective date.

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

By Senator Casas—

**SB 2156**—A bill to be entitled An act relating to education; providing for a pilot scholarship program in Dade County; providing for eligibility and amount of scholarships; providing program requirements; requiring annual reports; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator McKay—

**SB 2158**—A bill to be entitled An act relating to Medicaid reimbursement; amending s. 400.051, F.S.; exempting hospitals licensed under part I of ch. 395, F.S., from provisions regulating nursing homes; amending s. 409.905, F.S.; providing for Medicaid reimbursement for services provided in certain skilled nursing facilities operated by such hospitals; amending s. 409.908, F.S.; providing for the rate of payment of such reimbursement; providing a limitation; providing an effective date.

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

By Senator McKay—

**SB 2160**—A bill to be entitled An act relating to trust funds; creating the Trust Fund Sunset Review Commission; providing for its membership and duties; creating s. 17.311, F.S.; requiring an annual report from the Comptroller to the commission; providing for the review of trust funds and recommendations to the Legislature; providing that certain trust funds are to be abolished in accordance with a specified schedule; amending s. 216.031, F.S., relating to information provided in the agency legislative budget requests; providing an effective date.

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

By Senator Holzendorf—

**SB 2162**—A bill to be entitled An act relating to child care; amending s. 409.176, F.S.; revising procedure for registration of residential child-caring agencies; deleting certain responsibilities of the Department of Health and Rehabilitative Services; providing responsibilities of a qualified association meeting standards of a statewide child-care organization; requiring notice to the department of certain violations and of suspension or revocation of registration; requiring an annual report to the department; providing an effective date.

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

By Senator Hargrett—

**SB 2164**—A bill to be entitled An act relating to school health services; amending s. 402.32, F.S.; providing staff requirements for the school health services program; providing for use of funds; providing appropriations; providing an effective date.

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

By Senator Silver—

**SB 2166**—A bill to be entitled An act for the relief of Denise Parmentier; providing an appropriation to compensate her for severe facial injuries sustained due to the negligence of the Department of Transportation; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Dudley—

**SB 2168**—A bill to be entitled An act relating to the State University System; amending s. 240.209, F.S.; providing for a portion of student tuition and matriculation fees to be pledged for capital debt; dedicating a portion of the revenue for debt surety and revolving loans; amending s. 240.2093, F.S.; authorizing the Board of Regents to issue bonds and refinancing existing bonds; authorizing the board to approve a direct-support organization or other approved entity to issue bonds on its behalf; amending s. 240.296, F.S.; creating the State University System Facilities Loan and Debt Surety Program to replace the State University Housing Loan Fund; amending s. 240.299, F.S.; authorizing the board to make agreements with direct-support organizations for constructing facilities; amending s. 243.04, F.S.; authorizing the board to pledge unobligated auxiliary trust fund revenue to secure payment of debt service; amending s. 243.151, F.S.; authorizing the board to make agreements for lease-purchase of facilities; repealing s. 240.294, F.S., relating to insurance on lease-purchase agreements; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Foley—

**SB 2170**—A bill to be entitled An act relating to pretrial release and detention; renaming ch. 903, F.S.; amending s. 903.011, F.S.; providing definitions; creating s. 903.012, F.S.; providing legislative intent and state policy presumptively favoring pretrial release on nonmonetary conditions; amending s. 903.02, F.S.; prohibiting certain courts from granting pretrial release or removing conditions under specified circumstances; amending s. 903.03, F.S.; providing jurisdiction of pretrial release motions; creating s. 903.031, F.S.; providing for establishment and organization of pretrial services agencies; creating s. 903.032, F.S.; providing for interviews of detainees and reports to the court by pretrial services agencies; providing for confidentiality of information; creating s. 903.033, F.S.; providing duties of pretrial services agencies; amending s. 903.035, F.S.; providing for applications for pretrial release and for modification of pretrial release conditions; providing penalties for false information; amending s. 903.046, F.S.; providing purpose and criteria for pretrial release determinations; amending s. 903.047, F.S.; providing for personal recognition and conditions of pretrial release; providing for pretrial release orders; creating s. 903.0471, F.S.; providing for mandatory review of release conditions in certain circumstances; amending s. 903.131, F.S.; providing for revocation of release pending appeal; amending s. 903.132, F.S.; providing for release pending appeal in specified circumstances; providing for appeal of order; amending s. 903.133, F.S.; prohibiting release on appeal in specified circumstances; creating s. 903.601, F.S.; providing penalties for violations of pretrial release, including arrest and contempt of court; providing additional penalties for commission of crimes while on release and requiring warnings; renumbering and amending s. 907.041, F.S.; providing general provisions and criteria for pretrial detention; providing for pretrial detention hearings and orders; providing for expedited trial of defendants on pretrial detention; creating s. 901.141, F.S.; providing for notices to appear instead of arrest in misdemeanor and local ordinance violation cases and providing certain immunity from liability; reenacting s. 316.635(3), F.S., relating to detention of minors for criminal traffic violations, to incorporate the amendments to chapters 901 and 903, F.S., in references thereto; amending s. 790.065, F.S., relating to sale and delivery of firearms, to conform; providing effective dates.

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

By Senator Foley—

**SB 2172**—A bill to be entitled An act relating to county officers, the superintendent of schools, and school board members; amending s. 145.19, F.S.; authorizing the adjustment of the salaries of county officers, the superintendent of schools, and school board members; providing procedures; providing notice; providing duties of the Department of Community Affairs; providing an effective date.

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

By Senator Jones—

**SB 2174**—A bill to be entitled An act relating to vocational, adult, and community education; amending s. 239.117, F.S.; providing an exemption for certain students from payment of student fees; amending s. 239.233, F.S.; revising provisions relating to job-preparatory placement rates; providing an effective date.

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

By Senator Jones—

**SB 2176**—A bill to be entitled An act relating to education; amending s. 230.2316, F.S., relating to dropout prevention programs; providing for the funding of children enrolled in child care centers under the teenage parent program; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Foley—

**SB 2178**—A bill to be entitled An act relating to alcoholic beverage taxes; repealing s. 561.501, F.S., which imposes a surcharge on alcoholic beverages sold for consumption on the premises; providing an effective date.

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

By Senator Foley—

**SB 2180**—A bill to be entitled An act relating to traffic control; creating s. 316.1939, F.S.; providing for seizure and forfeiture of the vehicle used by a person who is convicted of driving with a license suspended for driving under the influence; providing for seizure and forfeiture of the vehicle used by a person who is convicted of driving under the influence under certain circumstances; providing procedures; providing for allocation of proceeds of sale of such vehicles; amending s. 932.701, F.S.; redefining the term "contraband article" for the purposes of the Florida Contraband Forfeiture Act to include certain motor vehicles; amending s. 932.703, F.S.; providing for the distribution of the proceeds of certain seized motor vehicles; providing an effective date.

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

By Senator Forman—

**SB 2182**—A bill to be entitled An act relating to state and local government; amending ss. 163.3177, 163.3187, F.S.; providing that exemptions from the requirement that adequate transportation facilities be available concurrent with the impacts of development may be granted by local governments or the state land planning agency under certain conditions; providing requirements with respect thereto; providing that related plan amendments are not subject to statutory limits on the frequency of plan amendments; specifying that local governments are encouraged to adopt methodologies to encourage de minimis deviation from level of service standards on transportation facilities, within certain limits; prescribing guidelines for determining when an impact is de minimis; authorizing the designation of transportation concurrency management areas in a local government comprehensive plan and establishment of an areawide level of service in such areas; authorizing certain deviation from adopted level of service standards for transportation facilities impacted by redevelopment under certain conditions; providing requirements with respect thereto; amending s. 163.3164, F.S.; defining the terms "downtown revitalization," "existing urban service area," "projects that promote public transportation," "urban infill," and "urban redevelopment" for purposes of local government planning; providing an effective date.

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

By Senator Siegel—

**SB 2184**—A bill to be entitled An act relating to aquifer protection; providing a definition; creating the Geneva Freshwater Lens Task Force; providing for membership; providing for meetings of the task force; requiring the task force to report to the Legislature; providing for agencies to cooperate with the task force; providing for travel expenses and per diem; requiring the St. Johns River Water Management District to provide administrative and fiscal support to the task force; providing an effective date.

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

**SR 2186** was introduced out of order and adopted March 2.

By Senator Casas—

**SB 2188**—A bill to be entitled An act relating to the sale or lease of business opportunities; amending s. 559.801, F.S.; clarifying definitions; amending s. 559.803, F.S.; revising timeframes for notice of disclosure for business opportunity contracts; revising format and contents of disclosure document; amending s. 559.805, F.S.; imposing an annual fee for certain purposes; amending s. 559.809, F.S.; prohibiting misrepresentation by sellers in certain circumstances; amending s. 559.813, F.S.; authorizing administrative remedies, including an administrative fine; specifying certain entities as enforcing authorities; authorizing certain civil actions, including penalties; providing for certain remedies; providing for termination of investigations or actions under certain circumstances; providing a contingent appropriation; providing an effective date.

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

By Senator Foley—

**SB 2190**—A bill to be entitled An act relating to packaged ice plants; amending s. 500.509, F.S.; specifying packaged ice label contents; providing a definition; providing for a single permit under certain circumstances; revising operating standards; prohibiting the imposition of criminal penalties under certain circumstances; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Kiser—

**SB 2192**—A bill to be entitled An act relating to abuse, neglect, or exploitation of persons over the age of 65 and other persons; amending s. 415.114, F.S., relating to civil actions involving elderly parties; providing that persons over the age of 65 who have submitted a dispute to the process of arbitration may request a hearing as soon as possible or at an earlier date than scheduled; providing that directors of arbitration forums may grant such requests; amending s. 772.102, F.S.; revising the definition of the term "criminal activity," for purposes of the Civil Remedies for Criminal Practices Act, to include crimes under chapter 415, F.S., relating to abuse, neglect, and exploitation; providing for treble damages, minimum damages, court costs, and attorney's fees; providing an effective date.

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

By Senator Casas—

**SB 2194**—A bill to be entitled An act relating to water and wastewater utilities; amending ss. 367.011, 367.121, F.S.; authorizing the Florida Public Service Commission to use its economic expertise in the review and evaluation of both jurisdictional and nonjurisdictional water and wastewater utilities; amending s. 367.031, F.S.; requiring an exemption order from the commission before certain permits are issued; amending s. 367.111, F.S.; revising provisions relating to standards for service provided by these utilities; repealing s. 367.145(3), F.S., relating to limits on the use of the proceeds of certain fees; providing an effective date.

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

**SR 2196** was introduced out of order and adopted March 4.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Finance, Taxation and Claims; and Senator Brown-Waite—

**CS for SB 104**—A bill to be entitled An act relating to ad valorem taxes; amending s. 196.031, F.S.; allocating the homestead tax exemption on real property held by the entireties or jointly with right of survivorship to the owner who resides on the property; providing an effective date.

By the Committee on Finance, Taxation and Claims; and Senators McKay and Johnson—

**CS for SB's 256 and 244**—A bill to be entitled An act relating to the exemption of homestead property from ad valorem taxation; amending s. 196.081, F.S.; revising procedures and requirements for qualifying for the homestead exemption for totally and permanently disabled veterans; providing for granting the exemption to the surviving spouse under certain conditions; amending s. 196.101, F.S., which provides an exemption for totally and permanently disabled persons; authorizing osteopathic physicians, chiropractic physicians, and podiatrists to certify total and permanent disability for such purpose; providing an effective date.

By the Committee on Executive Business, Ethics and Elections; and Senators Brown-Waite, Crist, Wexler, Jenne and Kiser—

**CS for SB 312**—A bill to be entitled An act relating to the Public Service Commission; amending s. 350.0605, F.S.; prohibiting certain employment by former members of the Florida Public Service Commission; providing for prospective application; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senators Grogan and Johnson—

**CS for 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 claim special care for persons who have Alzheimer's disease to disclose the reasons for those claims; requiring records of such disclosures to be kept; requiring the Agency for Health Care Administration and the Department of Health and Rehabilitative Services to verify the records; providing an effective date.

By the Committee on Transportation and Senator Holzendorf—

**CS for 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; amending s. 320.03, F.S.; prohibiting the issuance of a license plate or revalidation sticker; amending s. 318.15, F.S.; providing for suspension of registration; providing an effective date.

By the Committee on Natural Resources and Conservation; and Senator Myers—

**CS for SB 568**—A bill to be entitled An act relating to mangroves; creating s. 403.9311, F.S.; providing legislative intent; amending s. 403.931, F.S.; providing exceptions to permit requirements for altering mangroves; amending s. 253.77, F.S.; and s. 258.42, F.S.; providing that a riparian owner may selectively trim or alter mangroves on adjacent, publicly-owned submerged lands under certain conditions; providing an effective date.

By the Committee on Education and Senator Johnson—

**CS for SB 592**—A bill to be entitled An act relating to education; amending s. 231.095, F.S.; deleting an obsolete reference; amending s. 231.17, F.S.; revising provisions relating to certification, application procedures, required minimum competencies, examination, the professional orientation program, and application of statutes and rules; providing a means for demonstrating mastery of general knowledge; amending s. 231.1725, F.S.; providing for district qualification of substitute teachers, adult education teachers, nondegree teachers of vocational education, and noncertificated teachers in critical teacher shortage areas; amending s. 231.173, F.S.; providing for certification of out-of-state administrators; amending s. 231.24, F.S.; revising provisions relating to certification renewal; amending s. 231.30, F.S.; revising authority for establishment of certification fees; repealing s. 231.15(3), F.S., relating to certification fees; repealing s. 231.1711, F.S., relating to processing applications for certification; amending s. 231.261, F.S.; correcting a cross-reference; revising provisions relating to financing the Education Practices Commission; amending s. 231.262, F.S.; revising penalties imposed by the commission; providing for the disposition of funds derived from penalties; amending s. 231.28, F.S.; providing grounds for revocation, suspension, or discipline of certified educators; revising reporting requirements for certain violations by certified and district qualified school personnel; amending s. 231.603, F.S.; requiring annual teacher education center inservice plan updates; amending s. 231.606, F.S.; revising duties of teacher education center councils; amending s. 231.613, F.S., relating to inservice training institutes; revising requirements; transferring approval authority from the Commissioner of Education to school boards; amending s. 236.0811, F.S.; providing for local school board approval of master inservice plans; requiring inservice funds to be withheld under certain circumstances; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senators Jones, Williams, Holzendorf, Silver, Turner, Johnson, Kurth, Grogan, Dyer, Meadows, Thomas and Boczar—

**CS for 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 demonstration projects to test and evaluate programmatic features; 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 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, and providing authority to issue sanctions; 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 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 for private alternatives for services; requiring certain proof of childhood immunizations and providing for exceptions; providing program participation requirements and 6-month employability reviews; requiring the employability plan to clearly delineate mutual obligations and providing for sanctions for participants' failure to comply in certain circumstances; requiring performance-based education and training; providing for monetary incentives for successful P.A.C.T. program employment counselors and for participant children

who succeed in school; 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.

By the Committee on Judiciary and Senator Diaz-Balart—

**CS for 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 that such grandparent has the same standing as a parent for evaluating what custody arrangements are in the best interest of the child; providing an effective date.

By the Committee on Natural Resources and Conservation; and Senators Williams, Myers and Kiser—

**CS for SB 1030**—A bill to be entitled An act relating to vessel title fees; amending s. 328.03, F.S.; imposing an additional surcharge on vessel title fees for a limited period; providing for deposit and use of the surcharge revenues; amending s. 327.19, F.S.; providing requirements with respect to vessels that are dismantled, destroyed, or changed in a certain way; amending s. 328.03, F.S.; defining the terms "total loss," "salvage," and "junk"; providing title requirements with respect to certain vessels; providing for the forwarding by insurance companies of the titles of vessels to the Department of Natural Resources under certain circumstances; providing for the issuance of "salvage" and "theft" titles, and notice of cancellation of title for "junk" vessels, by the department; providing for inspections and notification by the department upon the sale of vessels with salvage or theft titles; amending s. 328.05, F.S.; providing a penalty for the knowing possession, sale, exchange, or transfer, or offer thereof, of a certificate of title or manufacturer's vessel hull identification number plate or serial plate for certain vessels; amending s. 328.15, F.S.; requiring a lien on a title to be recorded by the county tax collector; providing an effective date.

By the Committee on International Trade, Economic Development and Tourism; and Senator Williams—

**CS for SB 1038**—A bill to be entitled An act relating to planning and budgeting; amending s. 216.136, F.S.; creating the Occupational Forecasting Conference to advise the Commissioner of Education with respect to occupations needed to support current, new, and emerging industries; providing its membership and duties; providing an effective date.

By the Committee on Governmental Operations and Senators Gutman and Casas—

**CS for SB 1194**—A bill to be entitled An act relating to Cuba; creating the "1993 Free Cuba Act"; requiring the State Board of Administration to divest certain investments; prohibiting specified future investments; amending s. 542.34, F.S., relating to discriminatory trade practices; providing for nonapplicability of the provisions of s. 542.34, F.S., to specified foreign embargoes; authorizing counties and municipalities to revoke occupational licenses under certain circumstances; authorizing the Governor to waive the requirements of the act under certain circumstances; providing an effective date.

By the Committee on Governmental Operations and Senator Jones—

**CS for SB 1208**—A bill to be entitled An act relating to financial matters; amending ss. 159.811, 215.65, and 215.655, F.S.; revising provisions which specify requirements relating to fees collected by the Division of Bond Finance and expenses of the division; amending s. 215.44, F.S.;

providing for the confidentiality of records relating to investments by the State Board of Administration; providing for future review and repeal; amending s. 215.47, F.S., which specifies the securities eligible for investment by the State Board of Administration; providing additional eligible securities and revising limitations on investments; requiring the board to act in accordance with specified criteria; providing an effective date.

By the Committee on Governmental Operations and Senators Williams, Dyer, Grant and Dudley—

**CS for SB 1210**—A bill to be entitled An act relating to public meetings and records; amending s. 286.011, F.S.; exempting certain meetings of governmental agencies from the requirement that they be open to the public; establishing criteria for such meetings; providing a statement of public necessity; amending s. 119.07, F.S.; exempting certain public records that have been released to a public employee or officer of the same agency or any person consulted by the agency attorney for trial preparation purposes from the requirements of the act; providing a legislative statement of public necessity; providing an effective date.

By the Committee on Governmental Operations and Senator Dudley—

**CS for SB 1216**—A bill to be entitled An act relating to public construction projects; creating s. 255.071, F.S.; providing for payment of subcontractors, sub-subcontractors, materialmen, and suppliers on public jobs; providing for an evidentiary hearing when undisputed payments are not made; providing remedies for nonpayment; providing an effective date.

By the Committee on Education and Senators Kirkpatrick and Turner—

**CS for SB's 1366 and 1158**—A bill to be entitled An act relating to vocational education programs; amending s. 239.233, F.S.; providing for exemption from vocational education accountability for students having study visas; revising minimum performance standards and reports required for certain vocational education programs; providing an effective date.

By the Committee on Education and Senator Grant—

**CS for SB 1450**—A bill to be entitled An act relating to the State University System; amending s. 240.1201, F.S.; classifying certain persons as Florida residents for tuition purposes; amending s. 240.209, F.S.; revising the master planning process for the State University System; amending s. 240.2111, F.S.; revising provisions of the employee recognition program; deleting a reporting requirement; amending s. 240.2112, F.S.; revising provisions of the incentive efficiency program; amending s. 240.235, F.S.; revising provisions relating to tuition and fees for members of the Florida National Guard; providing for an intern participation program; amending s. 240.272, F.S.; revising provisions relating to the carry-forward of unexpended funds; amending s. 240.225, F.S.; revising provisions relating to information technology procurement; amending s. 240.227, F.S.; revising provisions relating to the powers and duties of university presidents; providing an effective date.

By the Committee on Judiciary and Senator Weinstein—

**CS for SB 1484**—A bill to be entitled An act relating to guardianship; creating s. 744.3679, F.S.; providing simplified accounting procedures in certain cases; providing that clerks of circuit courts are not responsible for monitoring these procedures and may receive no fee; amending s. 1(3), (7), (10), ch. 91-306, Laws of Florida; increasing the number of meetings the Guardianship Oversight Board may hold; specifying the date by which the Guardianship Oversight Board is to submit its final report and the date on which the board is to expire; providing an effective date.

By the Committee on Judiciary and Senators Dyer, Jenne, Thomas, Siegel, Diaz-Balart and Jones—

**CS for SB 1518**—A bill to be entitled An act relating to postsecondary education; creating s. 240.4077, F.S.; establishing the Assistant State Attorney-Assistant Public Defender Student Loan Forgiveness Program; providing for repayment of student loans by the Justice Administrative Commission on behalf of persons employed as assistant state attorneys or assistant public defenders; providing eligibility requirements and restrictions; providing for adopting rules; providing an appropriation; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senator Bankhead—

**CS for SB 1534**—A bill to be entitled An act relating to services for persons having alcohol-related, drug-related, or mental health-related problems; amending s. 394.65, F.S.; redesignating The Community Alcohol, Drug Abuse, and Mental Health Services Act as the "Community Alcohol, Other Drug, and Mental Health Services Act"; amending s. 394.66, F.S.; revising legislative intent with respect to provision of these services; amending s. 394.67, F.S.; revising applicable definitions to conform; adding definitions; amending s. 394.675, F.S.; providing a revised system for provision of alcohol, other drug, and mental health services; amending s. 394.715, F.S., pertaining to district alcohol, drug abuse, and mental health planning councils, to conform terminology and to delete an obsolete provision concerning periodic legislative review; amending s. 394.73, F.S., pertaining to joint agreements by two or more counties for providing service programs, to conform terminology; amending s. 394.74, F.S.; revising provisions concerning contracts for provision of local programs; amending s. 394.75, F.S.; revising provisions concerning district plans for providing services; amending s. 394.76, F.S.; revising provisions for financing district programs and services; amending s. 394.77, F.S., pertaining to the uniform management information and fiscal accounting systems used by providers, to conform terminology; amending s. 394.78, F.S., pertaining to standards applicable to and procedure for monitoring service providers, to conform terminology; amending s. 394.79, F.S., pertaining to the state plan for delivering and financing the system of services, to conform terminology; amending s. 394.875, F.S.; exempting the provision of certain programs and services from the requirement that they be provided by a licensed crisis-stabilization unit or residential treatment facility; amending s. 394.876, F.S.; revising requirements concerning the content of applications for license under ch. 394, F.S.; repealing s. 11, ch. 85-167, Laws of Florida, and s. 26, ch. 88-398, Laws of Florida, which contain provisions providing for termination of ss. 394.715 and 394.876, F.S., which provisions have been superseded; providing an effective date.

By the Committee on Personnel, Retirement and Collective Bargaining; and Senators Diaz-Balart and Brown-Waite—

**CS for SB 1536**—A bill to be entitled An act relating to law enforcement and correctional officers; amending s. 112.193, F.S.; providing that the employer of a law enforcement or correctional officer may present certain former employees and may present the spouse or beneficiary with certain items upon the death of the officer; providing an effective date.

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

**CS for SB 1540**—A bill to be entitled An act relating to building construction standards; amending s. 553.73, F.S.; prescribing requirements for building codes; creating s. 553.735, F.S.; providing minimum wind-load design standards; providing an effective date.

By the Committee on Personnel, Retirement and Collective Bargaining; and Senators Weinstein, Burt and Williams—

**CS for SB 1592**—A bill to be entitled An act relating to volunteer firefighters; amending s. 112.191, F.S.; providing a legislative finding; providing death benefits, including lump-sum payments and children's educational expenses, for volunteer firefighters; establishing the Volunteer Firefighters' Special Death Benefit Trust Fund under the

Department of Insurance, to be used to fund the lump-sum death benefits; requiring each affected municipality, county, special fire district, or other governmental entity to contribute to the trust fund; authorizing the purchase of insurance to fund lump-sum payments; providing rulemaking authority; providing a contingent effective date.

By the Committee on Governmental Operations and Senator Jones—

**CS for SB 1594**—A bill to be entitled An act relating to information technology resources; amending s. 287.073, F.S.; expanding the membership of the Information Technology Resource Procurement Advisory Council; requiring agencies to provide statements of compliance or non-compliance; eliminating specified approval of certain agency information technology resources procurements; amending s. 287.063, F.S.; removing an exemption from specified approval of equipment acquisition through a lease or deferred payment purchase arrangement; amending s. 282.313, F.S.; eliminating specified data processing councils and establishing data processing policy boards; providing board membership and functions; amending s. 216.272, F.S.; authorizing the creation of reserve accounts within the Working Capital Trust Fund; authorizing the Division of Purchasing of the Department of Management Services to implement a specified pilot project; requiring the division to develop specified criteria with respect to the purchasing of information technology resources; requiring the division to develop model contracts; providing for reports by the division; providing an effective date.

By the Committee on International Trade, Economic Development and Tourism; and Senators Williams, Kirkpatrick, Thomas, Sullivan, Jenne, Grant, Bankhead, Dyer and Hargrett—

**CS for SB 1606**—A bill to be entitled An act relating to jobs siting; creating part IX of chapter 403, F.S.; creating the Florida Jobs Siting Act; providing legislative intent; providing definitions; providing for eligibility criteria for projects under the act; providing for the powers and duties of the Department of Commerce; providing for the powers and duties of the Department of Environmental Regulation; providing for applicability and certification; providing for the application process; providing for the determination of completeness and sufficiency; providing for an initial public meeting; providing for the assignment of a hearing officer; providing for statements of issues and reports and for written analysis; providing for comprehensive plan amendments; providing for certification hearing, cancellation, and parties; providing for the final disposition of application; providing for the alteration of time limits; providing for superseded laws, regulations, and certification power; providing for the effect of certification; providing for notice and costs of proceeding; providing for review; providing for compliance and enforcement; providing for revocation of certification; providing for availability of information; providing for modification of certification; providing for fees and the disposition of fees; repealing s. 288.501-288.518, F.S.; providing an effective date.

By the Committee on Transportation and Senator Wexler—

**CS for SB 1656**—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; increasing the minimum fine for a fourth or subsequent conviction of driving under the influence or driving with a blood alcohol level above a specified amount; increasing the minimum term of imprisonment for a fourth or subsequent conviction of driving under the influence or driving with an unlawful blood alcohol level; providing an effective date.

By the Committee on Governmental Operations and Senator Dyer—

**CS for SB 1680**—A bill to be entitled An act relating to the Florida State Employees' Charitable Campaign; creating s. 110.181, F.S.; creating the Florida State Employees' Charitable Campaign; providing organization of campaign; providing for selection of fiscal agent; providing for a steering committee; providing participation by state universities; providing an effective date.

By the Committee on Natural Resources and Conservation; and Senator Grogan—

**CS for SB 1690**—A bill to be entitled An act relating to construction of sewage treatment facilities; amending s. 403.1835, F.S.; amending the provisions relating to the sewage treatment facilities revolving loan program to require that preference be given to certain projects; directing the Department of Environmental Regulation to consider alternative methods of capitalizing the sewage treatment revolving loan fund; providing an effective date.

By the Committee on Transportation and Senator Diaz-Balart—

**CS for SB 1694**—A bill to be entitled An act relating to DUI programs; amending s. 316.193, F.S.; providing for attendance at a substance abuse course licensed by the department; revising reporting requirements; amending s. 322.095, F.S., requiring instructor certification and monitoring by the department; authorizing driver improvement schools to offer the traffic law and substance abuse education courses; requiring an independent evaluation of course effectiveness to the Legislature by October 1, 2000; requiring financial audits of providers at their expense; amending s. 322.271, F.S., providing for additional duties of the department relating to regulation of DUI programs; creating s. 322.292, F.S., providing for the regulation of DUI programs by the department; providing powers and duties; authorizing existing DUI programs until relicensure by the department; creating s. 322.293, F.S., transferring the DUI Programs Coordination Office; providing for an assessment against persons enrolled in DUI programs; providing for disposition of fees; repealing s. 25.387, F.S., which creates the DUI Programs Coordination Trust Fund and provides for assessments and for disposition of proceeds; providing an effective date.

By the Committee on Education and Senators Kirkpatrick and Kurth—

**CS for SB 1716**—A bill to be entitled An act relating to education; amending s. 232.426, F.S.; requiring a school board or community college to conduct certain athletic activities under certain conditions; authorizing the State Board of Education to adopt rules; requiring the Department of Education to enforce compliance of certain acts; providing an exemption; amending s. 240.533, F.S.; requiring state universities to develop a gender equity plan; providing an effective date.

By the Committee on Education and Senator Dudley—

**CS for SB 1764**—A bill to be entitled An act relating to the compensation of district school board members and elected school superintendents; creating s. 230.203, F.S.; providing a procedure for annual salary adjustments; amending s. 230.303, F.S.; providing for special qualification salary for superintendents; ratifying salary adjustments granted before July 1, 1992; providing an effective date.

By the Committee on Community Affairs and Senators Casas, Silver, Jenne, Jones, Dudley, Diaz-Balart, Kirkpatrick, Bankhead, Gutman, Forman and Turner—

**CS for SB 1858**—A bill to be entitled An act relating to disaster and emergency preparedness; amending s. 23.121, F.S.; providing policies and purposes; amending s. 23.1225, F.S.; providing for mutual aid in cases of emergency or disaster; amending s. 23.1231, F.S.; providing for certain matters to be included in the Florida Mutual Aid Plan; amending s. 23.127, F.S.; providing for powers, privileges, and immunities under mutual aid agreements; amending s. 213.055, F.S.; providing for waiver of certain revenue laws in cases of emergency; amending s. 235.26, F.S.; requiring inclusion of design criteria for using school buildings as emergency shelters into the State Uniform Building Code for Educational Facilities Construction; amending s. 240.295, F.S.; providing for construction of State University System buildings to provide shelter in emergencies; creating s. 252.311, F.S.; providing legislative intent with respect to emergency management; amending s. 252.32, F.S.; providing policy and purpose with respect to response to disasters; amending s. 252.34, F.S.; defining and redefining terms; amending s. 252.36, F.S.; requiring addi-

tional information to be included in an executive order or proclamation of a state of emergency; amending s. 252.35, F.S.; prescribing powers of the Division of Emergency Management; creating s. 252.365, F.S.; providing for designation of emergency coordination officers; creating the Emergency Management, Preparedness, and Assistance Trust Fund; providing for an annual surcharge on homeowner's and commercial insurance policies to fund emergency management, preparedness, and assistance; providing for distribution of moneys appropriated from the Emergency Management, Preparedness, and Assistance Trust Fund; amending s. 624.5092, F.S.; authorizing the Department of Insurance to share information with the Department of Revenue; amending s. 252.37, F.S.; revising legislative intent; amending s. 252.38, F.S.; prescribing powers of units of local government with respect to emergency management; amending s. 252.355, F.S.; requiring compilation of a registry of disabled persons; creating s. 252.385, F.S.; prescribing intent, and duties of the Division of Emergency Management, with respect to shelter space; requiring a report; amending s. 252.46, F.S.; providing for emergency management orders and rules; amending ss. 252.47, 252.50, F.S.; correcting a cross-reference; amending s. 252.52, F.S.; correcting a cross-reference; creating s. 327.59, F.S.; prohibiting certain acts in relation to marina evacuation during emergencies; amending s. 393.067, F.S.; providing for adoption of emergency management plans and structural requirements for residential facilities; amending s. 395.1055, F.S.; providing for adoption of emergency management plans and structural requirements for hospitals; amending s. 400.23, F.S.; providing for adoption of emergency management plans and structural requirements for nursing homes and related facilities; amending s. 400.441, F.S.; providing for adoption of emergency management plans for adult congregate living facilities; amending s. 409.905, F.S.; providing for payment for nursing facility services in cases of a declared state of emergency; amending s. 409.908, F.S.; providing for Medicaid reimbursement for hospitals furnishing skilled nursing services during declared emergencies; amending s. 465.019, F.S.; providing powers of institutional pharmacies in areas that are subject to a declared state of emergency; amending s. 465.0275, F.S.; authorizing certain emergency refills of prescriptions in areas that are subject to a declared state of emergency; amending s. 374.976, F.S.; authorizing inland navigation districts to waive certain rules following a declared state of emergency; providing an effective date.

By the Committee on Transportation and Senator Kiser—

**CS for SB 1894**—A bill to be entitled An act relating to motor vehicle emissions inspections; amending s. 325.203, F.S.; requiring certain government vehicles to be inspected before they are sold; amending s. 325.207, F.S.; providing for changes to certain contracts; prescribing responsibilities for paying for changes; amending s. 325.212, F.S.; providing for the monitoring of certain reinspection facilities by private contractors; requiring monthly reports; amending s. 325.213, F.S.; exempting self-inspectors from certain equipment requirements; providing a fee; authorizing self-inspectors to inspect certain vehicles held for resale; authorizing joint inspection facilities for self-inspectors; amending s. 325.214, F.S.; providing a self-inspection fee; providing an effective date.

By the Committee on Transportation and Senator Diaz-Balart—

**CS for SB 1898**—A bill to be entitled An act relating to transportation; amending s. 255.557, F.S.; providing for a less detailed asbestos-related operation and maintenance plan under certain circumstances; amending s. 316.1001, F.S.; providing an alternative enforcement mechanism for persons failing to pay a toll; amending ss. 316.660, 318.14, 320.03, F.S.; providing conforming language; amending s. 318.18, F.S.; increasing the fine for a violation of s. 316.1001, F.S.; amending s. 334.30, F.S.; authorizing the department to assess an application fee; providing for the use of the fee; amending s. 335.10, F.S.; authorizing the deposit of funds recovered from persons for damage to the State Highway System into the appropriate department trust fund, amending s. 337.185, F.S.; defining a claim; authorizing either party to request binding arbitration; providing for compensation of members of the board; providing a fee schedule; amending s. 337.19, F.S.; providing the period of time within which suits may be brought against the department for contracts entered into on or after July 1, 1993; amending s. 337.25, F.S.; repealing the requirement that sales of condemned houses must first be accomplished through sales of individual units; amending s. 337.276, F.S.; repealing the cap on the value of bonds issued under the section; providing a cap based on debt-service requirements; providing an exception from the time limitations

provided in the section; amending s. 338.2275, F.S.; authorizing the use of federal funds on approved turnpike projects; amending s. 338.231, F.S.; delaying a toll increase until July 1, 1995; amending s. 338.251, F.S.; exempting the department from the payment of interest to the Toll Facilities Revolving Trust Fund; amending s. 339.04, F.S.; authorizing the deposit of funds derived from the lease or sale of department property into the appropriate department trust fund; amending s. 339.08, F.S.; authorizing the department to loan or pay a portion of the capital costs of certain revenue-producing projects; amending s. 339.12, F.S.; authorizing local governments to release control of contributions prior to the commencement of the project for which such contributions are made; amending s. 339.121, F.S.; authorizing local governments to release control of contributions prior to the commencement of the project for which such contributions are made; amending s. 341.031, F.S.; redefining the term, "transit corridor project"; amending s. 339.135, F.S.; repealing the requirement that department district secretaries provide monthly budget reports to the secretary and quarterly summaries of such reports to the Governor and legislative appropriations committees; providing criteria regarding amending the department's work program; amending s. 339.145, F.S.; consolidating two budget entities into a single entity; amending s. 339.149, F.S.; deleting the requirement that the Auditor General annually review certain specified functions of the department; prescribing audit periods; amending s. 341.031, F.S.; providing a definition; amending s. 341.051, F.S.; providing that the department is authorized to fund 100 percent of the cost of a transit corridor project; amending s. 341.052, F.S.; authorizing the department to supplement Public Transit Block Grant funds under certain circumstances; amending s. 341.102, F.S.; repealing authorization for certain private transit operations; amending s. 479.01, F.S.; redefining the term "federal-aid primary highway system" and defining the term, "on any portion of the State Highway System"; authorizing the department to secure patents, copyrights, and trademarks; authorizing the department to accept letters of credit or bonds; authorizing the department to hire certain planners; authorizing the use of purchase orders in certain circumstances; authorizing the department to assist the Spaceport Florida Authority to effectuate the provisions of ch. 311, F.S.; authorizing the department to enter into joint project agreements or otherwise assist in the research, development, or demonstration of high-technology transportation systems; exempting such systems from ss. 341.3201-341.386 and ss. 341.401-341.422, F.S., authorizing the department to match federal funds; amending s. 59 of ch. 92-136, Laws of Florida; extending the timeframe for the completion of a study on the functional classification of roads; providing for the designation of scenic highways; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senator Forman—

**CS for SB 1910**—A bill to be entitled An act relating to adult care homes; amending s. 400.402, F.S.; amending the definition of the term "adult congregate living facility" to exclude a licensed adult family-care home from regulation under the Adult Congregate Living Facilities Act; amending s. 400.616, F.S.; redesignating the Adult Foster Home Care Act as the "Adult Family-Care Home Act" and adding additional sections; amending s. 400.617, F.S.; providing additional legislative intent; amending s. 400.618, F.S.; adding and revising definitions; amending s. 400.619, F.S.; revising and adding licensure requirements; providing license fees; providing access for the nursing home and long-term care facility ombudsman council; prohibiting the transfer of licenses; providing for conditional licenses; providing additional circumstances under which the department may deny, suspend, or revoke a license; providing for the deposit and use of fees; creating s. 400.6196, F.S.; authorizing the Department of Health and Rehabilitative Services to impose penalties and require corrective action for certain violations; providing for the deposit and use of penalty moneys; amending s. 400.621, F.S.; providing for additional rules; providing for placement of clients; creating s. 400.6211, F.S.; requiring the department to provide training and education for persons who operate adult family-care homes; requiring that providers complete such a program within a time limit; providing a penalty for failure to complete the program within the time limit; amending s. 400.622, F.S.; revising the provisions providing for injunctive proceedings; amending s. 400.623, F.S.; revising the requirement that the department recruit and license adult family-care homes; deleting an obsolete provision; creating s. 400.625, F.S.; providing requirements for residency agreements for residents of adult family-care homes; creating s. 400.628, F.S.; establishing a residents' bill of rights; creating s. 400.629, F.S.; providing for civil actions to enforce rights under ss. 400.616-400.629, F.S.; converting existing licenses for adult foster homes to licenses for adult family-care homes; providing an effective date.

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

**CS for SB 1986**—A bill to be entitled An act relating to state attorney investigators; providing a competitive pay adjustment for state attorney investigators; providing for adjustments in pay plans to conform; providing a retroactive effective date.

**MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS**

**APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

The Secretary of State has certified that pursuant to the provisions of Section 114.05, Florida Statutes, certificates subject to confirmation by the Senate had been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Citrus Commission Appointee: Austin, George H., Ft. Myers	05/31/96
Florida Communities Trust Appointee: Turanchik, Ed, Tampa	01/31/95
Board of Trustees of North Florida Junior College Appointee: Eade, Dale H., Monticello	05/31/95
Board of Cosmetology Appointee: Fowler, Jerry Bernice, Tallahassee	10/31/96
Florida Housing Finance Agency Appointee: Pitts, Otis, Jr., Opa Locka	11/13/96
State Board of Independent Colleges and Universities Appointee: Starling, Alan C., Kissimmee	09/30/95
State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools Appointee: Miller, Paul G., Jr., Jacksonville	07/01/93
Florida International Affairs Commission Appointee: Becker, Alan S., Ft. Lauderdale	07/09/94
Investment Advisory Council Appointees: Nast, Donald A., Tallahassee Stipanovich, C. Coleman, Gainesville	12/12/95 12/12/95
Florida Real Estate Commission Appointee: Tangel-Rodriquez, Ana E., Orlando	10/31/96
Governing Board of the St. Johns River Water Management District Appointee: Roach, James Daniel, Fernandina Beach	03/01/97

**Referred to the Committee on Executive Business, Ethics and Elections.**

**ROLL CALLS ON SENATE BILLS**

**SB 58**

Yeas—40

Mr. President	Diaz-Balart	Holzendorf	Myers
Bankhead	Dudley	Jenne	Scott
Beard	Dyer	Jennings	Siegel
Boczar	Foley	Johnson	Silver
Brown-Waite	Forman	Jones	Sullivan
Burt	Grant	Kirkpatrick	Thomas
Casas	Grogan	Kiser	Turner
Childers	Gutman	Kurth	Weinstein
Crist	Harden	McKay	Wexler
Dantzler	Hargrett	Meadows	Williams

Nays—None

Yeas—40

Mr. President	Diaz-Balart	Holzendorf	Myers
Bankhead	Dudley	Jenne	Scott
Beard	Dyer	Jennings	Siegel
Boczar	Foley	Johnson	Silver
Brown-Waite	Forman	Jones	Sullivan
Burt	Grant	Kirkpatrick	Thomas
Casas	Grogan	Kiser	Turner
Childers	Gutman	Kurth	Weinstein
Crist	Harden	McKay	Wexler
Dantzler	Hargrett	Meadows	Williams

Nays—None

**CS for SB 112**

**CS for SB 132**

Yeas—39

Mr. President	Diaz-Balart	Jenne	Scott
Bankhead	Dudley	Jennings	Siegel
Beard	Dyer	Johnson	Silver
Boczar	Foley	Jones	Sullivan
Brown-Waite	Forman	Kirkpatrick	Thomas
Burt	Grant	Kiser	Turner
Casas	Grogan	Kurth	Weinstein
Childers	Gutman	McKay	Wexler
Crist	Harden	Meadows	Williams
Dantzler	Holzendorf	Myers	

Nays—None

**CS for SB 586**

Yeas—40

Mr. President	Diaz-Balart	Holzendorf	Myers
Bankhead	Dudley	Jenne	Scott
Beard	Dyer	Jennings	Siegel
Boczar	Foley	Johnson	Silver
Brown-Waite	Forman	Jones	Sullivan
Burt	Grant	Kirkpatrick	Thomas
Casas	Grogan	Kiser	Turner
Childers	Gutman	Kurth	Weinstein
Crist	Harden	McKay	Wexler
Dantzler	Hargrett	Meadows	Williams

Nays—None

**SB 720**

Yeas—39

Mr. President	Diaz-Balart	Holzendorf	Scott
Bankhead	Dudley	Jenne	Siegel
Beard	Dyer	Jennings	Silver
Boczar	Foley	Johnson	Sullivan
Brown-Waite	Forman	Jones	Thomas
Burt	Grant	Kirkpatrick	Turner
Casas	Grogan	Kiser	Weinstein
Childers	Gutman	Kurth	Wexler
Crist	Harden	McKay	Williams
Dantzler	Hargrett	Meadows	

Nays—None

SB 826

Yeas—37

Mr. President	Diaz-Balart	Jennings	Siegel
Bankhead	Dudley	Johnson	Silver
Beard	Dyer	Jones	Sullivan
Boczar	Foley	Kirkpatrick	Turner
Brown-Waite	Forman	Kiser	Weinstein
Burt	Grant	Kurth	Wexler
Casas	Grogan	McKay	Williams
Childers	Harden	Meadows	
Crist	Hargrett	Myers	
Dantzler	Jenne	Scott	

Nays—2

Holzendorf Thomas

Vote after roll call:

Yea—Gutman

SB 948

Yeas—39

Mr. President	Diaz-Balart	Holzendorf	Scott
Bankhead	Dudley	Jenne	Siegel
Beard	Dyer	Jennings	Silver
Boczar	Foley	Jones	Sullivan
Brown-Waite	Forman	Kirkpatrick	Thomas
Burt	Grant	Kiser	Turner
Casas	Grogan	Kurth	Weinstein
Childers	Gutman	McKay	Wexler
Crist	Harden	Meadows	Williams
Dantzler	Hargrett	Myers	

Nays—None

CS for SB 1112

Yeas—40

Mr. President	Diaz-Balart	Holzendorf	Myers
Bankhead	Dudley	Jenne	Scott
Beard	Dyer	Jennings	Siegel
Boczar	Foley	Johnson	Silver
Brown-Waite	Forman	Jones	Sullivan
Burt	Grant	Kirkpatrick	Thomas
Casas	Grogan	Kiser	Turner
Childers	Gutman	Kurth	Weinstein
Crist	Harden	McKay	Wexler
Dantzler	Hargrett	Meadows	Williams

Nays—None

CS for SB 1148

Yeas—39

Mr. President	Diaz-Balart	Jenne	Scott
Bankhead	Dudley	Jennings	Siegel
Beard	Dyer	Johnson	Silver
Boczar	Foley	Jones	Sullivan
Brown-Waite	Forman	Kirkpatrick	Thomas
Burt	Grant	Kiser	Turner
Casas	Grogan	Kurth	Weinstein
Childers	Gutman	McKay	Wexler
Crist	Harden	Meadows	Williams
Dantzler	Hargrett	Myers	

Nays—None

SB 1200

Yeas—38

Mr. President	Diaz-Balart	Holzendorf	Siegel
Bankhead	Dudley	Jennings	Silver
Beard	Dyer	Jones	Sullivan
Boczar	Foley	Kirkpatrick	Thomas
Brown-Waite	Forman	Kiser	Turner
Burt	Grant	Kurth	Weinstein
Casas	Grogan	McKay	Wexler
Childers	Gutman	Meadows	Williams
Crist	Harden	Myers	
Dantzler	Hargrett	Scott	

Nays—None

SB 1296

Yeas—39

Mr. President	Diaz-Balart	Holzendorf	Scott
Bankhead	Dudley	Jennings	Siegel
Beard	Dyer	Johnson	Silver
Boczar	Foley	Jones	Sullivan
Brown-Waite	Forman	Kirkpatrick	Thomas
Burt	Grant	Kiser	Turner
Casas	Grogan	Kurth	Weinstein
Childers	Gutman	McKay	Wexler
Crist	Harden	Meadows	Williams
Dantzler	Hargrett	Myers	

Nays—None

SB 1300

Yeas—37

Mr. President	Dyer	Jennings	Siegel
Bankhead	Foley	Johnson	Silver
Beard	Forman	Jones	Thomas
Brown-Waite	Grant	Kirkpatrick	Turner
Burt	Grogan	Kiser	Weinstein
Childers	Gutman	Kurth	Wexler
Crist	Harden	McKay	Williams
Dantzler	Hargrett	Meadows	
Diaz-Balart	Holzendorf	Myers	
Dudley	Jenne	Scott	

Nays—None

Vote after roll call:

Yea—Boczar, Sullivan

SB 1508

Yeas—39

Mr. President	Diaz-Balart	Holzendorf	Scott
Bankhead	Dudley	Jennings	Siegel
Beard	Dyer	Johnson	Silver
Boczar	Foley	Jones	Sullivan
Brown-Waite	Forman	Kirkpatrick	Thomas
Burt	Grant	Kiser	Turner
Casas	Grogan	Kurth	Weinstein
Childers	Gutman	McKay	Wexler
Crist	Harden	Meadows	Williams
Dantzler	Hargrett	Myers	

Nays—None

**SB 1766**

Yeas—38

Mr. President	Diaz-Balart	Holzendorf	Siegel
Bankhead	Dudley	Jennings	Silver
Beard	Dyer	Jones	Sullivan
Boczar	Foley	Kirkpatrick	Thomas
Brown-Waite	Forman	Kiser	Turner
Burt	Grant	Kurth	Weinstein
Casas	Grogan	McKay	Wexler
Childers	Gutman	Meadows	Williams
Crist	Harden	Myers	
Dantzler	Hargrett	Scott	

Nays—None

**VOTES RECORDED AFTER ROLL CALL**

On motions by Senator Sullivan, by unanimous consent of the Senate, he and Senator Boczar were recorded as voting "yea" on **SB 1300**.

On motion by Senator Gutman, by unanimous consent of the Senate, he was recorded as voting "yea" on **SB 826**.

**ENROLLING REPORTS**

CS for SB 138 has been enrolled, signed by the required Constitutional Officers and presented to the Governor on March 5, 1993.

*Joe Brown, Secretary*

**CORRECTION AND APPROVAL OF JOURNAL**

The Journal of March 4 was corrected and approved.

**CO-SPONSORS**

Senator Gutman—SB 262, SB 1040; Senator Forman—SB 1650

Senator Siegel withdrew as a co-sponsor of SB 1246.

**RECESS**

On motion by Senator Jennings, the Senate recessed at 11:15 a.m. for the purpose of holding committee meetings and conducting other Senate business until 10:00 a.m., Tuesday, March 16.

**SENATE PAGES**

March 8-12

Megan Ahearn, Tallahassee; Christina Elizabeth Beale, Orlando; John Brickman, Miami Lakes; Steven Garfinkle, Hollywood; Amy Gatlin, Plant City; Derek Grant, Tallahassee; Brietta Harrell, Miramar; Tracy Hart, Kissimmee; Gregory Brian Madsen, Tallahassee; April Millsaps, Ft. Lauderdale; Jessica Mulligan, Inverness; Eric Joseph Sanders, North Miami Beach; Ashley Helena Simmons, Palatka; Chato B. Waters, Delray Beach; Terence Wright, Homestead