



Journal of the Senate

Number 9

Tuesday, March 22, 1994

CALL TO ORDER

The Senate was called to order by the President at 9:00 a.m. A quorum present—40:

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

PRAYER

The following prayer was offered by the Rev. Steve Bryant, Pastor, First Presbyterian Church, Winter Haven:

Almighty God, Lord over all, incline your ear, we earnestly pray, to the prayers of this great state. Make us evermore mindful of our weaknesses and the areas of our lives that need your gentle correction—when we ignore the needs of others, when we seek not the common good, when we become more concerned for personal gain than public welfare, when we act merely as private citizens rather than caretakers of our communities. Purge us, dear God, of the faults that detract from our sincerity and effectiveness and fill our lives with a new found sense of responsibility and citizenship.

Make us evermore mindful of our blessings, for they are many. You have blessed our state and the communities we represent with beauty and abundance. You have blessed our people with a wealth of talent and tradition, and you have blessed these who have gathered within these halls with the precious gift of leadership.

Let our response to your blessing be the sincere commitment that in this day, through our actions, through our speech, through our difficult decisions, we would bring honor to you for the gift of leadership.

Enable these dear servants to exercise justice tempered by mercy and mercy tempered by justice. Enable these, dear God, to execute fairness to all equally. Enable these to hold fast to cause and conviction, and yet be willing to reach honorable compromise so that you may be glorified, this great state may be enhanced and strengthened, and that all of her citizens might live in peace and harmony.

Hear and give answer to our supplications, for we offer them, O God, with sincere and undying hope. Amen.

PLEDGE

Senate Pages, Amy M. Blom of Lawtey and Cortez C. Thompson of St. Petersburg, led the Senate in the pledge of allegiance to the flag of the United States of America.

CONSIDERATION OF RESOLUTIONS

On motion by Senator Bankhead, by two-thirds vote **SR 2616** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Bankhead—

SR 2616—A resolution recognizing the week of March 20th through March 26th, 1994, as Poison Prevention Week.

WHEREAS, all residents of this state should be made aware of the ever present dangers posed by potentially poisonous household substances, and

WHEREAS, our youngsters too often have access to commonly used drugs and medicines and to potentially toxic household products, such as polishes, cleaners, lighter fluids, antifreeze, and paint solvents, and

WHEREAS, many state and voluntary organizations have been instrumental in alerting the public to the need for poison prevention, including the proper use of child-protective packaging, and

WHEREAS, the latest nationally released figures show continued declines in the accidental ingestion by children of household products, but our efforts must continue until no child is accidentally poisoned, NOW, THEREFORE,

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

That the Florida Senate recognizes the week of March 20th through March 26th, 1994, as Poison Prevention Week.

BE IT FURTHER RESOLVED that the Florida Senate applauds the efforts of the state and volunteer organizations that inform and educate people concerning the prevention of poisoning, and that this legislative body encourages those organizations to continue their efforts until every child is safe from the danger of accidental poisoning.

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

On motion by Senator McKay, by two-thirds vote **SR 2688** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator McKay—

SR 2688—A resolution congratulating the Gulf Coast Marine Institute and wishing it the best of luck in the future.

WHEREAS, the Gulf Coast Marine Institute, Inc., founded in 1985, is a nonprofit youth development organization funded by the Department of Health and Rehabilitative Services, the School Board of Manatee County, and United Way, and

WHEREAS, the marine-based institute offers both academic and vocational curricula and serves troubled youth from Manatee and Sarasota counties, and

WHEREAS, the institute, under the direction of Neil Wilson, offers a wide variety of courses that provide hands-on experience, such as sailing trips on the institute's boat "Second Chance"; assisting in trash pickup on the beach as part of Mote Marine Laboratory's Adopt-a-Shore Litter-Control Commitment; and scuba-diving trips, NOW, THEREFORE,

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

That the Florida Senate congratulates the Gulf Coast Marine Institute and wishes this innovative institution the best of luck as its staff continues to teach and bring positive experiences to our youth.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be transmitted to the Gulf Coast Marine Institute 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 Forman, by two-thirds vote **SR 3042** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Forman—

SR 3042—A resolution recognizing the month of May as Intergenerational Awareness Month.

WHEREAS, May is “Older Americans Month,” and

WHEREAS, Florida has a large, active population of 3.6 million individuals over the age of 55, and has 4.8 million youth under 25 years of age, and

WHEREAS, a lack of communication often exists between people from different generations, and

WHEREAS, senior citizens and youth can learn much from each other, and

WHEREAS, there are many things that senior citizens and youth can do together to mutually benefit each other and the community and to serve the State of Florida, NOW, THEREFORE,

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

That the month of May, 1994, is recognized as Florida Intergenerational Awareness Month.

BE IT FURTHER RESOLVED that during this month, senior citizens and youth are encouraged to work together to create awareness and to promote, in local communities, intergenerational coalitions that can make a dramatic difference in their lives.

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

SPECIAL GUESTS

Senator Forman introduced the following guests who were seated in the chamber: Carol Renick, Regional Director of Vocational Adult and Community Education in Intergenerational Program and Co-Chairman for Intergenerational Task Force; Albert Afterman, Chairman of Grey Panthers of South Dade, Member of Alliance for Aging and Co-Chairman for Intergenerational Task Force; and Steve Haddad, Director of Florida’s Office for Campus Volunteers.

Upon request of the President, Senator Forman escorted the guests to the rostrum where they were presented a copy of the resolution.

On motion by Senator Hargrett, by two-thirds vote **SR 3046** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Hargrett—

SR 3046—A resolution honoring the memory of Anthony “Tony” Pizzo for his extraordinary character and for the opportunity he has given others to learn and cherish Tampa’s rich cultural heritage.

WHEREAS, Anthony “Tony” Pizzo was a native of Italian descent and first alcalde of Ybor City, a unique and dynamic enclave of Latin cultures at the center of Tampa’s history, and

WHEREAS, Tony served as Hillsborough County’s historian for a decade, honored countless times for his remarkable gift for chronicling Tampa’s complex mosaic through prolific writing, television productions, and conversations, and

WHEREAS, Tony donated his library to the University of South Florida that others might share his passion for learning Tampa’s history, and

WHEREAS, Tony was a founder of the Ybor City Rotary Club, recipient of the Hillsborough County Bar Association’s Liberty Bell Award, and selected as Tampa’s Outstanding Citizen, and

WHEREAS, Tony was an honorable businessman, receiving national recognition from the industry he diligently served, and

WHEREAS, Tony Pizzo passed away on January 2, 1994, leaving his wife and his family the cherished memory of a devoted patriarch, remembered with respect, admiration, and warmth throughout his beloved community, NOW, THEREFORE,

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

That the Florida Senate commemorates and celebrates the life of Tony Pizzo, a man whose mission was to chronicle the history of his hometown, Tampa, and who vastly enriched those who knew him and those who will know and remember Tampa’s history because of him.

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

On motion by Senator Weinstein, by two-thirds vote **SR 3058** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Weinstein—

SR 3058—A resolution to the Congress of the United States, urging Congress to propose to the Postmaster General a stamp that honors Jewish war veterans and recognizes March 15, 1996, as the 100th anniversary of the founding of the Jewish War Veterans of the United States of America, Inc.

WHEREAS, the Jewish War Veterans of the United States of America, Inc., is the oldest active national veterans’ service organization in America, and

WHEREAS, a small group of Civil War veterans, who believed that the existence of a Jewish veterans’ organization would demonstrate the patriotism of American Jews who have served this country in times of war, established the organization, and

WHEREAS, the Jewish War Veterans of the United States of America, Inc., has grown to encompass veterans of the United States Armed Forces who have served in every major American conflict, including World War I, World War II, and the Persian Gulf Conflict, and

WHEREAS, the members of the Jewish War Veterans of the United States of America, Inc., have consistently served in the United States military with great honor and distinction, and

WHEREAS, many other worthwhile organizations have been honored with commemorative stamps in tribute to their outstanding service, and the Jewish War Veterans of the United States of America, Inc., is deserving of this recognition, NOW, THEREFORE,

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

That the Congress of the United States is requested to propose to the Postmaster General of the United States a stamp that honors Jewish war veterans and recognizes March 15, 1996, as the 100th anniversary of the founding of the Jewish War Veterans of the United States of America, Inc.

BE IT FURTHER RESOLVED that copies of this resolution 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, to the United States Postmaster General, 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 and adopted.

On motion by Senator Jennings, by two-thirds vote **SR 3090** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Jennings—

SR 3090—A resolution acknowledging May 5, 1994, as The National Day of Prayer in Florida.

WHEREAS, the Congress of the United States has passed a law proclaiming the first Thursday of each May as “The National Day of Prayer,” and

WHEREAS, May 5, 1994, is the first Thursday in May of 1994, and

WHEREAS, it is fitting and appropriate that the Senate acknowledge May 5, 1994, as The National Day of Prayer in Florida, NOW, THEREFORE,

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

That the Senate joyfully acknowledges May 5, 1994, as The National Day of Prayer in Florida and joins Floridians of all faiths in celebrating this occasion. Let us express our faith with gladness, knowing that we are protected in our ability to worship devoutly. Let us be thankful and enjoy and exercise our religious beliefs, secure in the knowledge that in this great country we shall always be free to do so.

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

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

By Senator Kirkpatrick—

SR 3118—A resolution honoring Alfred A. McKethan on a lifetime of achievement.

WHEREAS, Alfred A. McKethan was born in Brooksville, Florida, on October 14, 1908, and is a lifelong resident of the state, and

WHEREAS, Alfred A. McKethan graduated from Hernando High School in 1926 as President of his Senior Class, and

WHEREAS, Alfred A. McKethan was graduated with honors from the University of Florida with a Bachelor of Science degree in Business Administration and was a member of Sigma Nu fraternity, and

WHEREAS, Alfred A. McKethan began working for Hernando State Bank while a junior in high school, became a full-time employee of the bank after graduating from the University of Florida, became the bank's President in 1942, and served as Chairman of the Board and continued with the bank after it joined SunBank until his retirement in 1994, and

WHEREAS, Alfred A. McKethan was elected President of the Florida Bankers Association for 1946-1947, at age 38, the youngest person ever to hold that office; served as Vice President of the American Bankers Association; and served 20 years as Chairman of the Florida Bankers Association's Legislative Committee, and

WHEREAS, Alfred A. McKethan has served as Chairman of the State Road Board and of the Southwest Florida Water Management District, and

WHEREAS, Alfred A. McKethan has been Chairman of the Brooksville Citrus Growers' Board of Directors and Secretary of Florida Mining and Materials Company, and

WHEREAS, Alfred A. McKethan has maintained close ties with his alma mater, is a member of the President's Council, and is a Gator Booster for whom the baseball stadium on the University of Florida campus is named, NOW, THEREFORE,

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

That the Florida Senate recognizes Alfred A. McKethan's many accomplishments in business and his continuing public service in many venues and wishes him well on his retirement.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Alfred A. McKethan as a token of the regards of this body.

On motion by Senator Kirkpatrick, **SR 3118** was read by title and was read the second time in full and adopted.

SPECIAL GUEST

Senator Kirkpatrick introduced the following guest who was seated in the chamber: Alfred A. McKethan.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Grant, by two-thirds vote **Senate Bills 2626** and **3028** were withdrawn from the committees of reference and further consideration.

On motions by Senator Kurth, by two-thirds vote **Senate Bills 100, 208, 1216** and **2022** were withdrawn from the committees of reference and further consideration.

On motion by Senator Jenne, by two-thirds vote **CS for SB 658** was withdrawn from the Committee on Appropriations.

On motions by Senator Childers, by two-thirds vote the appointments made by the Governor of George Stuart, Jr., as Acting Secretary of the Department of Business and Professional Regulation; George Stuart, Jr., as Secretary of the Department of Business and Professional Regulation; and Luis J. Laredo and Diane K. Kiesling, as members of the Florida Public Service Commission, were withdrawn from the Committee on Commerce. The appointments were referred to the Committee on Executive Business, Ethics and Elections under the original reference.

On motions by Senator Kirkpatrick, by two-thirds vote **CS for SB 486** was withdrawn from the Committee on Rules and Calendar; **SB 306** was withdrawn from the Committee on Health and Rehabilitative Services; **SJR 482** was withdrawn from the Committees on Community Affairs; Finance, Taxation and Claims; and Rules and Calendar; and referred to the Committees on Finance, Taxation and Claims; Community Affairs; and Rules and Calendar; **CS for SB 552** was withdrawn from the Committee on Agriculture; **SB 538** was withdrawn from the Committee on Professional Regulation; **SB 616** was withdrawn from the Committee on Criminal Justice; **CS for SB 1024** was withdrawn from the Committee on Health and Rehabilitative Services; **CS for SB 682** was withdrawn from the Committee on Community Affairs; **SB 1688** was withdrawn from the Committees on Community Affairs; and Finance, Taxation and Claims; and referred to the Committees on Finance, Taxation and Claims; and Community Affairs; **SB 1428** was withdrawn from the Committee on Judiciary; **CS for SB 2038** was withdrawn from the Committee on Community Affairs; **CS for SB 2142** was withdrawn from the Committee on Governmental Operations; **SB 2580**, **CS for SB 2372** and **CS for SB's 1548** and **1938** were withdrawn from the Committee on Rules and Calendar.

On motions by Senator Wexler, by two-thirds vote **CS for SB 2264**, **CS for SB 1944** and **SB 2228** were withdrawn from the Committee on Finance, Taxation and Claims.

On motion by Senator Brown-Waite, by two-thirds vote **SB 1644** was withdrawn from the committee of reference and further consideration.

On motions by Senator Jenne, by two-thirds vote **CS for CS for SB 396**, **CS for SB 606**, **Senate Bills 618, 678, 1042**, **CS for SB 1164**, **CS for SB 1176**, **Senate Bills 1224, 1328, 1360**, **CS for SB 1378**, **CS for SB 1448**, **Senate Bills 1536, 1546, 1612, 1648, 1754**, **CS for SB 1922**, **CS for SB 1926**, **Senate Bills 1988, 2092, 2106**, **CS for SB 2332**, **SB 2448**, **CS for SB 2512**, **CS for SB's 1548** and **1938** and **SB 2580** were withdrawn from the Committee on Appropriations.

COMMITTEE MEETING CHANGE

On motion by Senator Kirkpatrick, the rules were waived and the Committee on Health Care was granted permission to meet upon recess of the session this day until 1:00 p.m. to consider **SB 3060**.

On motion by Senator Dantzler, the rules were waived and the Committee on Natural Resources and Conservation was granted permission to add **SB 1438** to the agenda at the meeting on March 23.

On motions by Senator Silver, the rules were waived and the Committee on Criminal Justice was granted permission to add **Senate Bills 2898** and **1618** to the agenda at the meeting on March 23.

SPECIAL ORDER

SM 2068—A memorial to the Congress of the United States and to the President of the United States, urging them, within their respective powers, to take certain actions with respect to the provision to the states of information concerning aliens and to the provision of financial assistance to certain states for providing services to aliens residing in those states.

WHEREAS, the Federal Government is responsible for the development of immigration policy and immigrant program policy, for securing the borders of the country, and for collecting and maintaining records and other demographic information about aliens, and

WHEREAS, state and local governments have the sole responsibility, or share responsibility with the Federal Government, for the provision of particular services and programs to residents within their respective political jurisdictions, and

WHEREAS, state and local governments require information and resources for the planning and implementation of federal, state, and local programs that serve state and local residents, and

WHEREAS, state and local governments require the cooperation of, and coordination with, federal agencies, including the United States Immigration and Naturalization Service, in order to provide adequate services to aliens moving into their respective jurisdictions, without compromising the quality and continuity of services presently afforded to residents of these jurisdictions, NOW, THEREFORE,

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

That the Congress of the United States and the President of the United States take necessary actions, within their respective powers, to:

(1) Ensure that federal agencies, particularly the United States Immigration and Naturalization Service, cooperate with an individual state in periodically providing current information to that state about the size and other demographic characteristics of the alien populations living in that state and to permit states to have access, without charge, to the United States Immigration and Naturalization Service computer databases on aliens;

(2) Establish a federal policy by which a state is permitted to periodically estimate costs, and receive periodic reimbursements from the Federal Government, for services provided by that state to aliens, including undocumented aliens, who reside in the state; and

(3) Provide federal funding for the conduct of population surveys of aliens in those areas of a state which are believed to have the heaviest concentrations of aliens in the population.

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 read the second time in full.

Senator Foley moved the following amendment which was adopted:

Amendment 1 (with Title Amendment)—On page 2, strike all of lines 6-25 and insert:

That the Congress of the United States and the president of the United States take necessary actions, within their respective powers:

(1) For the purpose of ensuring improvements in the consistency and accuracy of information, to require that federal agencies, particularly the United States Immigration and Naturalization Service and the Bureau of the Census within the United States Department of Commerce, cooperate with the State of Florida in providing current information on immigration as needed by the state at no cost; and

(2) For the purpose of receiving federal reimbursements, to establish a federal policy and procedure by which the State of Florida and its local governments are permitted to periodically estimate costs incurred and economic contributions realized by the state and by local governments as a result of the implementation of federal immigration policy.

And the title is amended as follows:

In title, strike everything before the resolving clause and insert:

Senate Memorial No. 2068—A memorial to the Congress of the United States and to the President of the United States, urging them, within their respective powers, to take certain actions with respect to the provision to the states of information concerning illegal aliens and to the provision of financial assistance to certain states for providing services to illegal aliens residing in those states.

WHEREAS, the Federal Government is responsible for the development of immigration policy and immigrant program policy, for securing the borders of the country, and for collecting and maintaining records and other demographic information about illegal aliens, and

WHEREAS, state and local governments have the sole responsibility, or share responsibility with the Federal Government, for the provision of particular services and programs to residents within their respective political jurisdictions, and

WHEREAS, state and local governments require information and resources for the planning and implementation of federal, state, and local programs that serve state and local residents, and

WHEREAS, state and local governments require the cooperation of, and coordination with, federal agencies, including the United States Immigration and Naturalization Service, in order to provide adequate services to illegal aliens moving into their respective jurisdictions, without compromising the quality and continuity of services presently afforded to residents of these jurisdictions, and

WHEREAS, the State of Florida benefits from its multicultural heritage and multiethnic diversity and proudly acknowledges the substantial economic, cultural, and intangible contributions enjoyed by the state and local communities from immigration, NOW, THEREFORE,

On motion by Senator Foley, **SM 2068** as amended was adopted, ordered engrossed and then certified to the House. The vote on adoption was:

Yeas—39 Nays—None

SENATOR MEADOWS PRESIDING

SM 1818—A memorial to the Congress of the United States urging it to adopt legislation to end the practice of imposing unfunded federal mandates.

WHEREAS, the Federal Government has mandated new programs and transferred the responsibility of funding these programs to the several states and their political subdivisions, and

WHEREAS, the Federal Government has reduced or eliminated funding for certain programs administered at the state or local government level, and

WHEREAS, the several states, unlike the Federal Government, are required by their constitutions to balance their budgets, which further reduces their ability to absorb unfunded federal mandates, and

WHEREAS, the State of Florida, recognizing the inequity of passing unfunded mandates on its political subdivisions, amended its Constitution in November 1990 to prohibit state legislation or state administrative rules that require additional local government expenditures unless the Legislature of the State of Florida funds those mandates or provides a funding source, and

WHEREAS, federal mandates accompanied by federal funding, matching funds, or no funding force states to initiate and fund programs which the states would not otherwise have instituted and inevitably lead to the states' funding of such programs in their entirety, and

WHEREAS, the imposition of federal mandates is an erosion of the principle of state's rights, the effect of which is to limit decisionmaking at the state level and to force mandatory spending which consumes a greater portion of the state's budget and seriously limits that portion which is discretionary, and

WHEREAS, the State of Florida along with other states would be able to better fulfill its budgetary obligations were the Federal Government restricted in its policy of arbitrarily increasing state costs with respect to federally mandated activities and services, and

WHEREAS, imposing the cost of congressional programs upon states and political subdivisions is a pusillanimous means for Congress to avoid its responsibility to deal with the federal budget issues, and

WHEREAS, Congress must face the same difficult decisions faced by state and local governments, and if a program is not worthy of full funding, perhaps it is not worthy of enactment, NOW, THEREFORE,

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

That the Congress of the United States is requested to adopt legislation to end the practice of imposing unfunded federal mandates on state and local governments and to fully fund those mandates that are deemed worthy.

BE IT FURTHER RESOLVED that 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 read the second time in full. On motion by Senator Dudley, SM 1818 was adopted and certified to the House. The vote on adoption was:

Yeas—40 Nays—None

SB 1388—A bill to be entitled An act relating to small community sewer construction; amending s. 403.1838, F.S.; expanding the scope of the Small Community Sewer Construction Assistance Act; authorizing grants by the Department of Environmental Protection to financially disadvantaged small communities in accordance with rules adopted by the Environmental Regulation Commission; prescribing criteria for the commission's rules; requiring the department to review each grant; providing for grant funds to be used to pay the costs program administration; providing for a continuation of current department rules for grants previously awarded; providing an effective date.

—was read the second time by title.

Senator Silver moved the following amendment which failed:

Amendment 1—On page 1, line 30, strike “financially disadvantaged” and insert: *all*

On motion by Senator Johnson, by two-thirds vote **SB 1388** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38 Nays—None

CS for SB 1326—A bill to be entitled An act relating to state procurement; amending s. 283.33, F.S.; authorizing a contract for copying publications to be in the form of a blanket contract and providing special requirements with respect to such contracts; amending s. 287.012, F.S.; revising the definition of the term “contractual service,” with respect to procurement of personal property and services by state agencies, to exclude certain contractual services; amending s. 287.058, F.S.; increasing the threshold amount for the procurement of contractual services that must be evidenced by a written agreement; amending s. 287.133, F.S.; increasing the threshold amount for a contract for which a sworn statement must be filed as to whether a person or affiliate has been convicted of a public entity crime; eliminating the requirement that such statement be filed for each calendar year; authorizing state universities to procure contractual services costing more than a specified amount by purchase order rather than by written agreement and providing for expiration and review of that authorization; providing an effective date.

—was read the second time by title.

Senator McKay moved the following amendment which was adopted:

Amendment 1 (with Title Amendment)—On page 7, between lines 24 and 25, insert:

Section 6. Section 255.0516, Florida Statutes, is created to read:

255.0516 Construction contracts; contractor's employees' access to health care.—In any state agency contract for the construction, renovation, or repair of a building or public work valued in excess of \$250,000, the contractor must comply with s. 287.088.

Section 7. Section 287.088, Florida Statutes, is amended to read:

287.088 *Eligible employees of state contractors; access to a group health plan hospitalization and medical insurance benefits.*—

(1) As used in this section, *the term*:

(a) “Access” means the availability of a group health benefit plan approved for issuance in this state and which provides benefits similar to or exceeding the benefits provided under the basic benefit plan established under s. 627.6699(12).

(b)(a) “Agency” means any state officer, department, division, board, bureau, commission, and any other public or private agency, person, partnership, corporation, or business entity acting on behalf of any state agency.

(c)(b) “Contractor” means any person or entity that enters into a contract that exceeds the threshold amount of \$250,000 with an agency to sell commodities or contractual services or for the construction, renovation,

or repair of a public building or a public work provide services or to furnish materials of any kind, but does not include a person or entity that enters into a provider agreement with the Agency for Health Care Administration Department of Health and Rehabilitative Services to provide services under the Medicaid program.

(d) “Eligible employee” means an employee who works full time, has a normal work week of 25 hours or more, and has met any applicable waiting period requirements or other eligibility requirements of the contractor's group health benefit plan. The term does not include a part-time, temporary, or substitute employee.

(e) ~~“Subcontractor” means any person or entity who is in privity with a contractor to provide services or to furnish materials of any kind, either to the contractor or to the agency.~~

(2) ~~Effective January 1, 1995, each July 1, 1994, every contractor must, and each subcontractor of every contractor, shall ensure that each eligible employee of the contractor who works on a competitively bid state-agency state-agency contract valued in excess of \$250,000 has \$100,000 shall have access to a group health benefit plan hospitalization and medical insurance benefits during his employment on such agency contracts. The contractor's and subcontractor's obligation to ensure employee access to hospitalization and medical insurance benefits shall be fulfilled through the employer's payment of wages or contributions to employee hospitalization and medical insurance benefit plans, or any combination thereof. The monetary value of the hospitalization and medical insurance benefits provided to the employee by the employer shall be based on hospitalization and medical insurance coverage for the employee, the employee's spouse, and legally dependent children.~~

(3) *A contractor who fails to qualify for a group health benefit plan solely because of an insufficient level of employee participation shall be deemed in compliance with this section if such health benefit plan requires an employee participation level of 70 percent or less.*

(4)(3) ~~Before signing a the contract covered by as described in subsection (2), the contractor must certify to shall provide the agency with sufficient written documentation to demonstrate that the requirements provisions of this section have been satisfied by the contractor and the subcontractors, if any. The agency shall examine the written documentation to ascertain that each employee who will work on the contract has access to hospitalization and medical insurance benefits. If the agency finds that the contractor or any subcontractor under the contractor has not certified its compliance with this section ensured employees' access to hospitalization and medical insurance benefits, the agency must shall notify the contractor in writing that the requirements provisions of this section have not been met and must shall provide sufficient detail, including information on community health purchasing alliances, to enable the contractor to take remedial action.~~

(5) *If at any time during the course of the contract, the agency finds that the contractor has not ensured its employees' access to a group health benefit plan, the agency must notify the contractor in writing that the requirements of this section have not been met and must provide sufficient detail to enable the contractor to take a remedial action. The agency must include with the notification information on community health purchasing alliances.*

(6) ~~A contractor or any subcontractor who has been notified by an agency pursuant to subsection (4) or subsection (5) that the requirements provisions of this section have not been met has 30 15 days from the date the agency provided written notice to provide ensure access to a group health benefit plan hospitalization and medical insurance benefits for each eligible employee who will work on the contract and to provide written documentation of the remedial action to the agency or to provide a certification evidencing the contractor's compliance. No later than 10 days after receiving written documentation from the contractor, the agency shall examine the written documentation pertaining to the contractor's remedial action to determine whether if the requirements provisions of this section have been met. If the agency finds that the contractor still has not provided ensured access to a group health benefit plan hospitalization and medical insurance benefits for each eligible employee who will work on the contract or has failed to provide the required certification:~~

(a) *In a case in which the agency and the contractor have not signed the contract, the agency shall award the contract to another contractor who has complied with the requirements of this section.*

(b) In a case in which the agency and the contractor have signed the contract, the agency may terminate the contract and award the contract to another contractor who has complied with the requirements of this section. However, before terminating a contract under this paragraph, the agency must consider:

1. The nature of the contractor's noncompliance;
2. The expenditure of funds to date on contract activities;
3. The effect termination of the contract could have on the agency's operations;
4. The disruption or delay that termination of the contract could have on the completion of the project; and
5. The effects which termination could have on the life, safety, and welfare of state residents.

(c) If the agency determines that the contract should not be terminated, the agency must prohibit the contractor from bidding, or otherwise contracting, on any other contract of the agency until the contractor provides documentation that shows compliance with this section. Any contractor penalized under this paragraph must be reported to the Department of Management Services within 5 days after notice to the contractor.

(7) After receipt of notification under paragraph (6)(c), the Department of Management Services shall take all actions necessary to prohibit the contractor from bidding on, participating in, or receiving the award of any state agency contract, the agency shall award the contract to another contractor who has complied with the provisions of this section.

(8)(4) Each agency contract governed by this section must shall mandate that the contractor to whom the contract is awarded, and any subcontractor under him:

(a) May not pay hospitalization and medical insurance benefits contributions in lieu of the employee's regular wages for the type of work he will perform under the state contract.

(b) Shall pay to the state \$200 as liquidated damages for each employee of the contractor, or of any subcontractor under him, who performs any portion of the contract work for each calendar day, or portion thereof, if such employee's hospitalization and medical insurance benefit contributions have not been paid by the employer. These liquidated damages shall be deposited in the Public Medical Assistance Trust Fund.

(a)(e) Require that the contractor shall post, in a conspicuous place on the site where such contract work is performed:

1. A statement of the employee's right to access to a group health benefit plan hospitalization and medical insurance benefits.
2. The amount of liquidated damages for any failure to pay such benefits.
3. The name and address of the responsible state agency or state official to whom complaints should be given.

(b)(d) May not terminate an employee performing work on the contract because of the employee's filing a complaint regarding the contractor's failure to provide access to a group health benefit plan. Nothing in this paragraph is intended to limit a contractor's right to terminate an employee for other reasons or to give an employee a cause of action that is not otherwise provided by s. 112.3187. An agency may terminate the contract of a contractor that violates the provisions of this paragraph pursuant to paragraph (6)(b). This paragraph does not apply with respect to a complaint that is made with knowledge that the complaint is false or to a complaint that is made with reckless disregard of the truth or falsity of the complaint payment of hospitalization and medical insurance benefits contributions.

(9)(5) Any contractor and each principal owner of the business entity bidding on a state contract who is Should it be determined by an agency to have violated the requirements that a contractor or any subcontractor under him has substantially or repeatedly failed to comply with the provisions of this section on three separate occasions is, the noncomplying contractor or subcontractor, and the principal owners thereof, shall be prohibited from bidding on or otherwise participating in state contracts for a period of 2 3 years.

(10)(6) The Agency for Health Care Administration State agencies shall adopt, in consultation with the Department of Management Services and other state agencies, promulgate the necessary rules to administer the provisions of this section and shall establish uniform administrative procedures for resolving the resolution of written complaints pertaining to contractors' failure to provide access to a group health benefit plan for each eligible employee working on the awarded state agency contract the underpayment of hospitalization and medical insurance benefits. The Agency for Health Care Administration may not mandate all or any portion of an employer's contribution to an employee group health benefit plan.

(11)(7) This section does shall not apply to:

(a) Any contract that is in effect on January 1, 1995, nor July 1, 1994. This section shall not apply to any contract for which bids were have been advertised or proposals were have been requested before January 1, 1995 prior to July 1, 1994.

(b) Blanket contracts designed to consolidate an indeterminate number of smaller contracts which are may be needed over a fixed period of time, provided that the overall contract ceiling does not exceed \$1 million \$700,000, and further provided that no individual work order issued under the such contract exceeds \$100,000 shall exceed \$25,000.

(c) State agency contracts that which are subject to the provisions of the Davis-Bacon Act.

(d) Contractors or subcontractors who are subject to the provisions of a collective bargaining agreement that which provides access to hospitalization and medical insurance benefits.

(e) Contractors who provide an employee a health benefit plan under the Employee Retirement Income Security Act of 1974.

(12)(a) Effective July 1, 1994, the State Contractor Health Insurance Access Task Force is hereby created to study health insurance requirements for state contractors. The task force shall consist of 12 members to be appointed in the following manner:

1. One representative, appointed by the Governor, from each of the following state agencies:

- a. The Department of Management Services.
- b. The Department of Commerce.
- c. The Agency for Health Care Administration.
2. The Insurance Commissioner or his designee.

3. Two private sector representatives, appointed by the President of the Senate, one of whom shall be a contractor subject to the requirements of this section.

4. Two private sector representatives, appointed by the Speaker of the House of Representatives, one of whom shall be a small minority employer subject to the requirements of this section.

5. Four representatives of employee organizations that represent employees working on state contracts subject to this section, two of whom shall be appointed by the President of the Senate, and two of whom shall be appointed by the Speaker of the House of Representatives.

(b) The task force shall prepare a report on health insurance requirements for state contractors which shall include, but not be limited to, findings and recommendations regarding the following:

1. The effects of this section on public contracts and public contractors;
2. The number and types of businesses impacted by this section;
3. The specific impact on small employers and minority firms;
4. The impact of increasing access to health insurance for employees of contractors affected by this section;
5. The impact this section will have on the ability of contractors to increase employment with respect to future state contracts;
6. The effects this section will have on the ability of contractors to compete;

7. The impact of lowering the contract threshold to varying amounts; and

8. The impact of providing access to health insurance for employees of subcontractors of contractors subject to this section.

(c) The report shall be presented to the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than January 1, 1995.

(d) The Department of Management Services and the Agency for Health Care Administration shall jointly provide the administrative and staff support necessary for the task force to carry out its duties under this subsection.

(Renumber subsequent section.)

And the title is amended as follows:

In title, on page 1, line 26, after the semicolon (;) insert: creating s. 255.0516, F.S.; requiring a contractor's employees in certain state contracts to have access to a group health benefit plan; amending s. 287.088, F.S.; revising requirements that state contractors provide a group health benefit plan for their eligible employees; eliminating the definition of the term "subcontractor"; defining the terms "access" and "eligible employee"; redefining the term "contractor"; requiring access to a group health plan for eligible employees of state contractors and eliminating the applicability of the requirement to subcontractors; changing the effective date of the requirement; revising threshold amounts; requiring distribution of information on community health purchasing alliances under specified circumstances; revising penalties for failure to comply; revising times for contractor compliance; revising posting requirements; prohibiting the mandating of employer contributions; creating the State Contractor Health Insurance Access Task Force; providing membership and duties; requiring a report; providing for administrative support to the task force by the Department of Management Services and the Agency for Health Care Administration;

On motions by Senator McKay, by two-thirds vote CS for SB 1326 as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—40 Nays—None

CS for SB 1072—A bill to be entitled An act relating to disparagement of perishable agricultural food products; establishing legislative intent; providing definitions; establishing a cause of action for the disparagement of perishable agricultural food products; providing damages allowable and statute of limitations; providing an effective date.

—was read the second time by title.

Senator Jennings moved the following amendments which were adopted:

Amendment 1—On page 2, strike line 4 and insert: within a reasonable period of time.

Amendment 2—On page 2, line 19, strike "3" and insert: 2

Senators Dudley, Kiser, Foley and Jennings offered the following amendment which was moved by Senator Dudley and adopted:

Amendment 3—On page 2, line 2, after "commodity" insert: grown or produced within the State of Florida

On motion by Senator Jennings, by two-thirds vote CS for SB 1072 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32 Nays—6

SB 1340—A bill to be entitled An act relating to wild and scenic rivers; amending s. 258.501, F.S.; revising the description of lands constituting the wild and scenic portion of the Myakka River; providing for management plans for designated river areas and for the content of those plans; prescribing duties of local planning committees and municipal and county governments; providing for enforcement of rules of the Department of Environmental Protection relating to the wild and scenic river; providing an effective date.

—was read the second time by title.

The Committee on Natural Resources and Conservation recommended the following amendment which was moved by Senator Boczar:

Amendment 1—On page 1, line 16, strike everything after the enacting clause and insert:

Section 1. 258.501, Florida Statutes, is amended to read:

258.501 Myakka River; wild and scenic segment.—

(1) **SHORT TITLE.**—This section may be cited as the "Myakka River Wild and Scenic Designation and Preservation Act."

(2) **LEGISLATIVE DECLARATION.**—The Legislature finds and declares that a certain segment of the Myakka River in Manatee, Sarasota, and Charlotte Counties possesses outstandingly remarkable ecological, fish and wildlife, and recreational values *that which* are unique in *this the state of Florida*. These values give significance to the river as one *that which* should be permanently preserved and enhanced for the *benefit of the public citizens of the State of Florida, both present and future*. The permanent management and administration of the river involves a complex interaction of state, regional, and local interests *that which* require balancing and coordination of purpose. It is the intention of the Legislature to provide for the permanent preservation of the designated segment of the Myakka River by *developing way-of-development* of a plan for permanent administration by agencies of state and local government which will ensure the protection necessary but retain that degree of flexibility, responsiveness, and expertise which will accommodate all of the diverse interests involved in a manner best calculated to be in the public interest.

(3) **DEFINITIONS.**—As used in this section, the term:

(a) "Activity" means the doing of any act or the failing to do any act, whether by a natural person or a corporation.

(b) "Agreement" means *an the* interagency operating agreement between *two or more of the following*:

1. The department,
2. The Department of Community Affairs, *and*
3. *Charlotte County,*
4. Sarasota County, *and or*
5. The City of North Port.

(c) "Board" means the Governor and Cabinet sitting as the Board of Trustees of the Internal Improvement Trust Fund.

(d)(e) "Coordinating council" means the council created by subsection (7).

(e)(d) "Department" means the Department of *Environmental Protection Natural Resources*.

(f)(e) "Division" means the Division of Recreation and Parks of the Department of *Environmental Protection Natural Resources*.

(f) "Executive board" means the Governor and Cabinet sitting as the head of the Department of *Natural Resources*.

(g) "Major infrastructure facility" means a manmade structure *that which* serves the common needs of the population, such as a central sewage disposal system, potable water system, potable water well serving a system, solid waste disposal site or retention area, stormwater system, utility, causeway, marina, bridge, or roadway.

(h) "Person" means an individual, corporation, governmental agency or institution thereof, business trust, estate, trust, partnership, association, two or more persons having a joint or common interest, or other legal entity.

(i) "Planning committee" means an *ad hoc* committee appointed to develop a proposed management plan for the designated river areas in Charlotte County.

(j)(i) "Resource value" means any one or more of the specific economic, scenic, recreational, geologic, fish and wildlife, historic, cultural, or ecological features associated with the river area, as determined by the coordinating council or *planning committee*.

(k)(j) "River area" means that corridor of land beneath and surrounding the Myakka River in Charlotte County from river mile 3.0 to river mile 7.5, and in Sarasota County from river mile 7.5 to river mile 41.5, and including any tributaries that are recommended for inclusion by the planning committee, together with a corridor including the maximum upland extent of wetlands vegetation as determined by the Department of Environmental Protection under Regulation pursuant to chapter 403 and chapters 17-3 and 17-312, Florida Administrative Code.

(l)(k) "Wild and scenic protection zone" means an area that which extends 220 feet landward from the river area in Sarasota County and similar zones of appropriate width in Charlotte County to be recommended during development of the management plan for river segments in these counties.

(4) DESIGNATION OF WILD AND SCENIC RIVER.—

(a) The corridor of land surrounding and beneath the Myakka River between river mile 3.0 7.5 and river mile 41.5 is hereby designated as a Florida wild and scenic river for the purposes of this section and is subject to all of the provisions of this section. Such designated portion is more particularly described as that portion of the Myakka River located between the El Jobean Bridge in Charlotte County State Road 780 in Sarasota County and the Sarasota-Manatee Charlotte County line.

(b) The governments of Charlotte and Sarasota Counties County and of the City of North Port shall manage the Myakka River wild and scenic protection zone under their existing authorities for comprehensive planning, the regulation of land development activities, and other necessary or appropriate ordinances and in conformance with this section, the management plan required under subsection (5), and the agreements adopted by the department and the Department of Community Affairs with the city and county governments pursuant to this section.

(5) DEVELOPMENT OF MANAGEMENT PLAN.—

(a) The department and the coordinating council shall jointly develop a proposed management plan for the designated segment of the Myakka River, subject to and consistent with the provisions of this section.

(b) The department and the planning committees appointed for Charlotte County shall jointly develop a proposed management plan concerning designated river areas in Charlotte County. Such management plan must be consistent with this section and must be incorporated in the Myakka Wild and Scenic River Management Plan.

(c)(b) The development of the proposed management plan must shall be developed at a by public hearing that allows and shall include participation by all appropriate state agencies and by all appropriate or interested local governments and private organizations.

(d)(e) The proposed management plan must shall include provisions provision for:

1. Permanent protection and enhancement of the ecological, fish and wildlife, and recreational values within the river area, primary emphasis being given to protecting agricultural, aesthetic, scenic, historic, archaeological, and scientific features.
2. Continuation of land uses and developments on private lands within the river area in Sarasota County which are in existence on January 1, 1986, and the continuation of land uses and developments on private lands within the river area in Charlotte County which are in existence on July 1, 1994.
3. Periodic studies to determine the quantity and mixture of recreation and other public uses which can be permitted without adverse impact on the resource values of the river area.
4. Regulation, control, and distribution of public access where necessary to protect and enhance the resource values of the river area.
5. Consideration of need for basic facilities to absorb user impact on the river area, including necessary toilet or refuse containers, but, if found to be necessary, located in order to minimize their intrusive impact.
6. Restriction of motorized travel by land vehicle or boat where necessary to protect the resource values in the river area.
7. Agricultural and forestry practices similar in nature to those within in the river area in Sarasota County on January 1, 1986, and agricultural and forestry practices similar in nature to those within the river area in Charlotte County on July 1, 1994.

8. Resource management practices for the protection, conservation, rehabilitation, or enhancement of river area resource values.

9. Monitoring of existing water quality.

10. Continuance of existing drainage and water management practices, unless such existing practices will adversely affect, degrade, or diminish existing water quality or existing resource values in the river area, and allowance of new water resource management practices that which will not have an adverse impact on resource values in the river area.

11. Review and regulation of all activities conducted or proposed to be conducted within the river area which will or may have an adverse impact on any of the resource values in the river area as provided in this section.

12. Review and regulation, by the governments of Charlotte and Sarasota Counties County and of the City of North Port under their respective authorities, of activities within the wild and scenic protection zone; and subsequent prohibition, or approval with or without conditions, of such activities in order to minimize potential adverse physical and visual impacts on resource values in the river area and to minimize adverse impacts on private landowners' use of land for residential purposes.

(e)(d) To the extent not inconsistent with this section, the proposed management plan may also include any other provisions considered deemed by the department to be necessary or advisable for the permanent protection of the river as a component of the Florida Wild and Scenic Rivers System.

(6) AMENDMENT OF REGULATIONS AND COMPREHENSIVE PLANS.—

(a) The governing bodies of Charlotte and Sarasota Counties County and of the City of North Port shall amend their comprehensive plans so that the parts of such plans that affect the wild and scenic protection zone conform to, or are more stringent than, those prescribed in this section, the river management plan, and management guidelines and performance standards to be developed and contained within agreements to be adopted by the department, the Department of Community Affairs, and the governments of the city and the Counties County. The guidelines and performance standards must be used by the department and the Department of Community Affairs to review and monitor the regulation of activities by the governments of the city and the counties county in the wild and scenic protection zone. Amendments to those comprehensive plans must include specific policies and guidelines for minimizing adverse impacts on resources in the river area and for managing the wild and scenic protection zone in conformance with this section, the river management plan, and the agreement. Such comprehensive plans must be amended within 1 year after the adoption date of the agreement, and thereafter, within 1 year 6 months following an amendment to this section, the river management plan, or the agreement, as is may be necessary. For the purposes established in this subsection, such amendments need not conform to statutory or local ordinance limitations on the frequency of consideration of amendments to local comprehensive plans.

(b) The governing bodies of Charlotte and Sarasota Counties County and of the City of North Port shall adopt or amend, within 1 year after the department and the Department of Community Affairs adopt with the city and with the county agreements for regulating activities in the wild and scenic protection zone, any necessary ordinances and land development regulations so that those ordinances and regulations conform to the purposes of this section, the river management plan, and the agreement. Thereafter, following any amendment to this section, the river management plan, or the agreement, the governing bodies of the city and of the counties county must amend or adopt, within 1 year, appropriate ordinances and land development regulations to maintain such local ordinances and regulations in conformance with this section, the river management plan, and the agreement. Those ordinances and regulations must provide that activities must be prohibited, or must undergo review and either be denied or permitted with or without conditions, so as to minimize potential adverse physical and visual impacts on resource values in the river area and to minimize adverse impacts on private landowners' use of land for residential purposes. The resource values of concern are those identified in this section and by the coordinating council or a planning committee in the river management plan. Activities that which may be prohibited, subject to the agreement, include, but are not limited to, landfills, clear cuttings, major new infrastructure facilities, major activities that would alter historic water or flood flows, multifamily

residential construction, commercial and industrial development, and mining and major excavations. However, appurtenant structures for these activities may be permitted if such structures do not have adverse visual or measurable adverse environmental impacts to resource values in the river area.

(c) If the Department of Community Affairs determines that the local comprehensive plan or land development regulations, as amended or supplemented by the local government, is ~~are~~ not in conformance with the purposes of this section, the river management plan, and the agreement, the Department of Community Affairs shall issue a notice of intent to find the plan not in compliance and such plan ~~becomes shall be~~ subject to the administrative proceedings in accordance with s. 163.3184.

(7) MANAGEMENT COORDINATING COUNCIL.—

(a) Upon designation, the department shall create a permanent council to provide interagency and intergovernmental coordination in the management of the river. The coordinating council ~~must shall~~ be composed of one representative appointed from each of the following: the Department of Environmental Protection Regulation, the Department of Transportation, the Game and Fresh Water Fish Commission, the Department of Community Affairs, the Division of Forestry of the Department of Agriculture and Consumer Services, the Division of Historical Resources of the Department of State, the Tampa Bay Regional Planning Council, the Southwest Florida Water Management District, the Southwest Florida Regional Planning Council, Manatee County, Sarasota County, Charlotte County, the City of Sarasota, the City of North Port, agricultural interests, environmental organizations, *representatives of the planning committees*, and any others ~~considered deemed~~ advisable by the department.

(b) The coordinating council shall review and make recommendations concerning ~~on~~ all proposals for amendments or modifications to this section and to the permanent management plan, as well as on other matters ~~that are which may be~~ brought before the council by the department, any local government, or any member of the council, and shall render its non-binding advisory opinion to the Southwest Florida Water Management District, the department, and affected local governments.

(c) The council may adopt bylaws to provide for election of such officers as it *considers deems* necessary, removal of officers for just cause, meetings, quorum, procedures, and other such matters as its members ~~consider may deem~~ advisable in the conduct of its business. Such bylaws ~~must shall~~ be approved by the department.

(d) ~~The department must provide~~ such professional staff as the coordinating council *requires may require shall be provided by the department*.

(8) PRESERVATION OF EXISTING GOVERNMENTAL AUTHORITY.—

(a) ~~Nothing contained in~~ This section *does not shall operate to* divest any agency, water management district, municipality, county, or special district of any authority or jurisdiction in existence in Sarasota County on January 1, 1986, or in existence in Charlotte County on July 1, 1994.

(b) Notwithstanding paragraph (a), *Charlotte and Sarasota Counties County* and the City of North Port must, in exercising their authority and jurisdiction over any part of the wild and scenic protection zone, act in conformance with this section, the management plan, and the agreements entered into ~~under pursuant to~~ this section.

(9) RULEMAKING AUTHORITY.—

(a) The department ~~may is authorized to~~ adopt rules to regulate activities within the river area which have adverse impact on resource values as adopted by the coordinating council or *planning committees* within the river area, subject to ratification by the ~~executive~~ board.

(b) The department shall coordinate all activities related to rule adoption and enforcement with the regulatory and management programs of other agencies in order to avoid to the maximum extent possible any conflicts or duplication arising therefrom.

(c) The department and the Department of Community Affairs must enter into agreements with the City of North Port and, *individually, with Charlotte County and Sarasota County which that* provide for guiding and monitoring the regulation of activities by the city and *counties county*, in accordance with subsection (6). Such agreements ~~must shall~~

include guidelines and performance standards for regulating proposed activities so as to minimize adverse environmental and visual impacts of such activities on the resource values in the river area, and to minimize adverse impacts to landowners' use of land for residential purposes.

(10) PERMITTING AUTHORITY.—

(a) A ~~No~~ person or entity ~~may not shall~~ conduct any activity within the river area which will or may have an adverse impact on any resource value in the river area without first having received a permit from the department.

(b) A permit may be granted only after a finding by the department that the activity for which ~~the a~~ permit has been requested will not have an adverse impact on resource values in the river area.

(c) The department may adopt an *application-fee application-fee* schedule providing for payment of reasonable fees to defray the cost of processing applications.

(11) NOTIFICATION BY REGULATORY AGENCIES.—All state, regional, and local regulatory agencies shall provide to the department notification of applications received by the agency for approval to conduct activities in the river area and protection zone.

(12) LEGAL STATUS OF COMPREHENSIVE PLAN AMENDMENTS.—It is the intent of this section that the *governing bodies of the city and the counties county* amend their comprehensive plans, land development regulations, and other appropriate ordinances and regulations to be in conformance with this section, the river management plan, and guidelines and performance standards to be developed and adopted by agreement ~~under pursuant to~~ this section. Such amendments ~~shall~~ have legal status ~~as provided under s. 163.3194~~ and must be implemented through appropriate local regulations in accordance with *state law s. 163.3201*.

(13) STANDING TO ENFORCE AMENDED COMPREHENSIVE PLANS.—It is the intent of this section that any aggrieved or adversely affected person may maintain an action for injunction or other relief against the city or county to prevent any such local government from taking action in regulating activities not consistent with the comprehensive plan, land development regulations, and other appropriate ordinances and regulations, as amended, pursuant to *state law this section and s. 163.3215*.

(14) PERMITTED ACTIVITIES.—

(a) ~~Nothing in~~ This section *does not shall be construed to* prohibit or regulate any activity taking place outside the river area and the wild and scenic protection zone for which necessary permits and licenses are obtained as required by other provisions of federal, state, or local law.

(b) ~~Nothing in~~ This section *does not shall be construed to* prohibit or limit public utilities from improving, maintaining, modifying, or expanding existing facilities or constructing new facilities in the river area or the wild and scenic protection zone, provided the necessary federal, state, and local permits and licenses are obtained.

(15) PROHIBITED ACTIVITY.—Airboats are prohibited from operating in the river area north of U.S. Highway 41 (State Road 45), except for uses officially allowed by government agencies.

(16) ENFORCEMENT.—Officers of the department ~~are given shall~~ have full authority to enforce any rule adopted by the department under this section with the same police powers given them by law to enforce the rules *concerning of* state parks, *wildlife, wetlands, and water quality* and the rules pertaining to saltwater areas under the jurisdiction of the Florida Marine Patrol.

(17) PENALTIES.—A violation of this section or of any rule adopted under this section constitutes a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. A ~~Continuing~~ violation *that continues* after notice of that violation has been given constitutes a separate violation for each day it ~~continues so continued~~.

Section 2. This act shall take effect July 1, 1994.

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

Amendment 1A—On page 3, lines 19-21, strike "*and including any tributaries that are recommended for inclusion by the planning committee,*"

Amendment 1 as amended was adopted.

On motion by Senator Boczar, by two-thirds vote **SB 1340** 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

—was read the second time in full, and by two-thirds vote was read the third time by title, passed by the required constitutional three-fifths vote of the membership and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

THE PRESIDENT PRESIDING

Consideration of **SB 514** was deferred.

On motions by Senator Scott, by two-thirds vote—

CS for SJR 2606—A joint resolution proposing an amendment to Section 3 of Article III of the State Constitution, relating to the date on which regular sessions of the Legislature are to convene.

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

That the following amendment to Section 3 of Article III of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election, and, if approved, shall take effect upon such approval:

ARTICLE III
LEGISLATURE

SECTION 3. Sessions of the legislature.—

(a) **ORGANIZATION SESSIONS.** On the fourteenth day following each general election the legislature shall convene for the exclusive purpose of organization and selection of officers.

(b) **REGULAR SESSIONS.** ~~In 1991, a regular session of the legislature shall convene on the first Tuesday after the first Monday in March. In 1992 and thereafter,~~ A regular session of the legislature shall convene on the first Tuesday after the first Monday in ~~March~~ **February** of each odd-numbered year, and on the first Tuesday after the first Monday in ~~March~~ **February**, or such other date as may be fixed by law, of each even-numbered year.

(c) **SPECIAL SESSIONS.**

(1) The governor, by proclamation stating the purpose, may convene the legislature in special session during which only such legislative business may be transacted as is within the purview of the proclamation, or of a communication from the governor, or is introduced by consent of two-thirds of the membership of each house.

(2) A special session of the legislature may be convened as provided by law.

(d) **LENGTH OF SESSIONS.** A regular session of the legislature shall not exceed sixty consecutive days, and a special session shall not exceed twenty consecutive days, unless extended beyond such limit by a three-fifths vote of each house. During such an extension no new business may be taken up in either house without the consent of two-thirds of its membership.

(e) **ADJOURNMENT.** Neither house shall adjourn for more than seventy-two consecutive hours except pursuant to concurrent resolution.

(f) **ADJOURNMENT BY GOVERNOR.** If, during any regular or special session, the two houses cannot agree upon a time for adjournment, the governor may adjourn the session sine die or to any date within the period authorized for such session; provided that, at least twenty-four hours before adjourning the session, he shall, while neither house is in recess, give each house formal written notice of his intention to do so, and agreement reached within that period by both houses on a time for adjournment shall prevail.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT
ARTICLE III, SECTION 3

START OF REGULAR SESSIONS OF THE LEGISLATURE.—Proposing an amendment to the State Constitution, effective upon approval, to provide that the annual 60-day regular sessions of the Legislature begin on the first Tuesday after the first Monday in March.

SENATOR FOLEY PRESIDING

SB 1502—A bill to be entitled An act relating to financing a professional sports franchise facility through imposition of a tourist development tax; amending s. 125.0104, F.S.; authorizing a county to levy a tax to finance the construction, reconstruction, or renovation of a facility for a new professional sports franchise; prohibiting a county that imposes such a tax from expending ad valorem tax revenues for such facility; providing an effective date.

—was read the second time by title.

The Committee on International Trade, Economic Development and Tourism recommended the following amendment which was moved by Senator Grant and failed:

Amendment 1—On page 2, line 4, strike “1” and insert: 1.5

The Committee on International Trade, Economic Development and Tourism recommended the following amendment which was moved by Senator Grant and adopted:

Amendment 2—On page 2, line 5, after “majority” insert: *plus one*

On motion by Senator Grant, by two-thirds vote **SB 1502** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—26 Nays—12

SB 1738—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,

Senator Forman moved the following amendment which was adopted:

Amendment 2—On page 1, strike everything after the enacting clause and insert:

Section 1. Section 320.025, Florida Statutes, is amended to read:

320.025 Registration certificate and license plate issued under fictitious name; application.—

(1) A ~~confidential~~ registration certificate and registration license plate shall be issued under a fictitious name only for a motor vehicle owned or operated by a law enforcement agency of state, county, municipal, or federal government, *the Auditor General’s Medicaid Fraud Control Unit*, or any state public defender’s office. The requesting agency shall file a written application with the department on forms furnished by the department, which ~~includes application shall include~~ a statement that the license plate will be used for *the Auditor General’s Medicaid Fraud Control Unit*, or law enforcement or any state public defender’s office activities requiring concealment of publicly leased or owned motor vehicles and a statement of the position classifications of the individuals

who are authorized to use the license plate. The department may modify its records to reflect the fictitious identity of the owner or lessee until such time as the license plate and registration certificate are surrendered to it. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.

(2) Except as provided in subsection (1), any motor vehicle owned or exclusively operated by the state or any county, municipality, or other governmental entity *must shall* at all times display a license plate of the type prescribed in s. 320.0655. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.

(3) This section ~~act~~ constitutes an exception to other statutes relating to falsification of public records, false swearing, and similar matters. ~~All records relating to the registration application of a law enforcement agency or any state public defender's office, and records necessary to carry out the intended purpose of this section, are exempt from s. 119.07(1).~~ This section ~~does act~~ shall not be construed to impliedly prohibit other personations, fabrications, or creations of false identifications by the Auditor General's Medicaid Fraud Control Unit investigators, or law enforcement or ~~any state~~ public defender's officers in the official performance of covert operations.

Section 2. This act shall take effect July 1, 1994, but only if House Bill 1049 or similar legislation is adopted in the same legislative session or extension thereof.

On motion by Senator Forman, by two-thirds vote **SB 1738** 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

SB 546—A bill to be entitled An act relating to public fairs and expositions; amending s. 616.101, F.S.; requiring review of accounts and records of fair associations; amending s. 616.15, F.S.; conforming provisions; amending s. 616.242, F.S.; prohibiting operation of amusement devices, amusement attractions, or temporary structures under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote **SB 546** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, March 22, 1994: SM 2068, SM 1818, SB 1388, CS for SB 1326, CS for SB 1072, SB 1340, SB 514, CS for SJR 2606, SB 1502, SB 1738, SB 546, SB 40, SB 1594, CS for SB 612, SB 1766, SB 16, SB 1032, SB 638, CS for SB 1296, CS for CS for SB 642, SB 204, SB 96, CS for SB 1014, SB 2208, SB 188, SB 494, SB 1856, CS for SB 1202, SB 2098, CS for SB 2544, SB 1344, CS for SB 2334, CS for SB 1460, CS for SB 626, CS for SB 1526

Respectfully submitted,
George Kirkpatrick, Chairman

The Committee on Corrections, Probation and Parole recommends the following pass: SB 1566

The Committee on Education recommends the following pass: SB 134 with 1 amendment, SB 1912

The Committee on Finance, Taxation and Claims recommends the following pass: SB 406, SB 634, SB 1354, SB 1358, CS for SB 1534 with 1 amendment, CS for SB 1678, CS for SB 1922 with 1 amendment, CS for SB 1928 with 2 amendments, SB 2028, CS for SB 2522, SB 2744, SB 2814 with 1 amendment

The Committee on Governmental Operations recommends the following pass: CS for SB 1164 with 2 amendments, SB 1298, CS for SB 1320, SB 1800

The Committee on Health Care recommends the following pass: CS for SB 182 with 3 amendments

The Committee on Judiciary recommends the following pass: SB 2322 with 1 amendment:

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

The Committee on Finance, Taxation and Claims recommends the following pass: SB 2868

The Committee on Health Care recommends the following pass: SB 516, SB 1844, SB 2226 with 1 amendment, SB 2558

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

The Committee on Finance, Taxation and Claims recommends the following pass: SB 1168 with 2 amendments, SB 1556

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

The Committee on Governmental Operations recommends the following pass: SB 2778

The Committee on Judiciary recommends the following pass: SB 2806 with 2 amendments

The Committee on Natural Resources and Conservation recommends the following pass: SB 1970

The Committee on Transportation recommends the following pass: SB 2640 with 1 amendment, SB 2734

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

The Committee on Governmental Operations recommends the following pass: SB 2768 with 1 amendment

The Committee on Health and Rehabilitative Services recommends the following pass: SB 1798 with 1 amendment

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

The Committee on Governmental Operations recommends the following pass: SB 2314 with 2 amendments

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

The Committee on Governmental Operations recommends the following pass: SB 1814

The Committee on Health and Rehabilitative Services recommends the following pass: SB 2634 with 2 amendments

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

The Committee on Appropriations recommends the following pass: SB 462, SB 494, CS for SB 510, SB 1504, CS for SB 1748, SB 1832, SB 2018, SB 2050

The Committee on Education recommends the following pass: SB 1432

The Committee on Finance, Taxation and Claims recommends the following pass: SB 1502, CS for SB 1920

The Committee on Governmental Operations recommends the following pass: SB 1794

The Committee on Judiciary recommends the following pass: SB 352 with 1 amendment, CS for SB 576, SB 1726, SB 1848 with 1 amendment, SB 1870

The Committee on Rules and Calendar recommends the following pass: SB 2730 with 1 amendment

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

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 2270

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

The Committee on Agriculture recommends a committee substitute for the following: SB 258

The Committee on Commerce recommends a committee substitute for the following: SB 1704

The Committee on Community Affairs recommends a committee substitute for the following: SB 2144

The Committee on Corrections, Probation and Parole recommends committee substitutes for the following: CS for SB 1070, CS for SB's 1564, 1736 and 2194

The Committee on Education recommends a committee substitute for the following: SB 636

The Committee on Executive Business, Ethics and Elections recommends committee substitutes for the following: SB 2924, SB 3016

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: CS for SB 1732, Senate Bills 1864 and 2212, CS for SB 2470

The Committee on Governmental Operations recommends committee substitutes for the following: SB 426, CS for SB 1422, Senate Bills 1636, 1850, 2240 and 2568, SB 2598

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 2668

The Committee on Judiciary recommends a committee substitute for the following: CS for SB's 1022 and 2404

The Committee on Natural Resources and Conservation recommends committee substitutes for the following: SB 680, SB 2328

The Committee on Rules and Calendar recommends committee substitutes for the following: CS for CS for SB 1018, CS for SB 2110

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 Health Care recommends committee substitutes for the following: SB 512, Senate Bills 1426, 2074, 2556 and 2812

The Committee on Judiciary recommends a committee substitute for the following: SB 2432

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 548

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 80, SB 640

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: Senate Bills 162 and 1558, SB 1338, SB 1908, SB 2614

The Committee on Transportation recommends a committee substitute for the following: SB 2180

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 Governmental Operations recommends a committee substitute for the following: SB 2398

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

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 2532

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1944

The Committee on Judiciary recommends a committee substitute for the following: SB 1424

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 378

The Committee on Transportation recommends committee substitutes for the following: Senate Bills 136 and 1716, CS for SB 2162, Senate Bills 2324 and 2030

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 262

The Committee on Criminal Justice recommends a committee substitute for the following: SB 2142

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 1946

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 Natural Resources and Conservation recommends a committee substitute for the following: SB 1652

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

The Committee on Governmental Operations recommends a committee substitute for the following: SB 2766

The Committee on Transportation recommends a committee substitute for the following: SB 470

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

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 1646

The bill with committee substitute attached was referred to the Committee on Personnel, Retirement and Collective Bargaining under the original reference.

The Committee on Education recommends a committee substitute for the following: Senate Bills 2478, 2702 and 2750

The bills with committee substitute attached were referred to the Committee on Professional Regulation under the original reference.

The Committee on Appropriations recommends a committee substitute for the following: CS for SJR 2, 4 and 416

The bill with committee substitute attached was referred to the Committee on Rules and Calendar under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1488

The Committee on Appropriations recommends committee substitutes for the following: SB 164, SB 234, CS for SB 530, CS for SB 1332, SB 1582

The Committee on Community Affairs recommends committee substitutes for the following: SB 664, SB 1780

The Committee on Finance, Taxation and Claims recommends a committee substitute for the following: SB 466

The Committee on Health Care recommends a committee substitute for the following: SB 2246

The Committee on Judiciary recommends committee substitutes for the following: Senate Bill 1228 and CS for SB 1910, SB 1940

The Committee on Rules and Calendar recommends committee substitutes for the following: SJR 2606, SB 2752

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 Grogan—

SB 3048—A bill to be entitled An act relating to economic development; amending s. 213.053, F.S., as amended; providing for disclosure by the Department of Revenue of certain information to the Department of Commerce related to the payment of certain taxes; amending s. 288.095, F.S., as amended; creating the Economic Development Incentives Pool within the Economic Development Trust Fund; providing for the deposit of certain moneys into the pool and for the use of moneys in the pool for the tax refund programs for qualified defense contractors, qualified targeted-industry businesses, and qualified corporate-headquarters locations; amending s. 288.104, F.S., relating to the tax refund program for qualified defense contractors; conforming and revising that program; creating s. 288.1051, F.S.; establishing a tax refund program for qualified targeted-industry businesses; providing legislative findings and declarations; providing definitions; authorizing the grant of certain tax refunds under certain circumstances; providing eligibility; providing requirements for application; providing procedures; providing duties of the Department of Commerce; providing for tax refund agreements; specifying contents; providing for annual claims for refunds; providing criteria; providing for administration by the department; requiring the department to adopt rules; requiring the department to report on the program; providing for expiration of the program; creating s. 288.1056, F.S.; establishing a tax refund program for qualified corporate-headquarters loca-

tions; providing legislative findings and declarations; providing definitions; authorizing the grant of certain tax refunds under certain circumstances; providing eligibility; providing requirements for application; providing procedures; providing duties of the Department of Commerce; providing for tax refund agreements; specifying contents; providing for annual claims for refunds; providing criteria; providing for administration by the department; requiring the department to adopt rules; requiring the department to report on the program; providing for expiration of the program; amending s. 443.171, F.S., as amended; providing for disclosure of certain unemployment compensation confidential information to the Department of Commerce in administering these tax refund programs; repealing s. 7, ch. 93-414, Laws of Florida, which provides for the expiration of the tax refund program for qualified defense contractors if a specified event does not occur; providing for retroactive operation in part; providing effective dates.

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

By Senator Wexler—

SB 3050—A bill to be entitled An act relating to the assignment of students to public schools; restricting the assignment of elementary and middle school students to schools more than a specified distance from home; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Senator Forman—

SB 3052—A bill to be entitled An act relating to health care; creating s. 408.0016, F.S.; authorizing the Agency for Health Care Administration to certify hospitals as centers of excellence; providing for rules; providing that hospitals designated as centers must be included in insurers' and health maintenance organizations' provider networks; providing for regionalization of services when more than one center is certified for a service; requiring certain charity care patient treatment by hospitals designated as centers of excellence; requiring a report to the Legislature; providing an effective date.

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

By Senator Dantzer—

SB 3054—A bill to be entitled An act relating to workers' compensation proceedings; transferring the powers and duties of the Office of Judges of Compensation Claims to the Division of Administrative Hearings of the Department of Management Services and assigning judges of compensation claims and the Chief Judge to that division; assigning proceedings relating to workers' compensation to administrative hearing officers; providing that judges of compensation claims who are in office on a specified date may remain in office until the expiration of their respective terms of office; providing that such judges of compensation claims are entitled to certain remuneration; amending ss. 440.021, 440.105, 440.13, 440.15, 440.17, 440.185, 440.191, 440.192, 440.20, 440.24, 440.25, 440.271, 440.28, 440.29, 440.30, 440.31, 440.32, 440.33, 440.34, 440.41, 440.42, 440.44, 440.442, 440.47, 440.49, 440.491, 440.59, and section 108 of chapter 93-415, Laws of Florida; repealing s. 440.45, F.S., relating to judges of compensation claims and the Chief Judge; conforming provisions relating to providing that workers' compensation adjudications are subject to ch. 120, F.S.; providing for prohibited activities and penalties; providing definitions; providing disability-compensation provisions; providing for appointing a guardian for a minor or an incompetent; providing for admitting certain reports in workers' compensation proceedings; creating the Employee Assistance and Ombudsman Office; providing for resolving benefit disputes; providing times for the payment of compensation and providing penalties for late payment; providing for the enforcement of compensation; orders and related penalties; providing procedures for mediation and hearings; providing for appeal of an order; providing for modification of orders; providing procedure before a judge of compensation claims or an administrative hearing officer; providing for depositions; providing for witness fees; providing for costs in proceedings brought without reasonable ground; providing powers of judges of com-

pensation claims and administrative hearing officers; providing for the award of attorney's fees and costs; providing for the substitution of a carrier for an employer; providing for liability of carriers under insurance policies; providing for workers' compensation staff organization; providing a Code of Judicial Conduct; providing for the Office of Judges of Compensation Claims; providing for travel expenses; providing a limitation of liability for subsequent injury through the Special Disabilities Trust Fund; providing for the reemployment and rehabilitation of injured workers; providing report requirements, providing a procedure for resolving maximum-medical-improvement or permanent-impairment disputes; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By Senator Grogan—

SB 3056—A bill to be entitled An act relating to the Department of Commerce; amending s. 120.54, F.S.; requiring the Division of Economic Development of the department to assist state agencies in determining the impact of proposed rules on small businesses; revising the notice requirements for state agencies with respect to adopting a rule that has an adverse and disproportionate impact on small businesses; requiring the Auditor General to audit provisions for mitigating the effect of rules on small businesses; amending s. 120.545, F.S.; providing for review of a proposed rule for such mitigation provisions; amending s. 288.047, F.S.; revising the criteria for the instruction provided under the Quick-Response Training Program; amending s. 288.063, F.S.; revising provisions for transferring funds under a construction contract executed by the Division of Economic Development with a local government; requiring the division to monitor the construction of the facility; amending s. 282.104, F.S.; revising provisions of the Qualified Defense Contractor Tax Refund Program; providing that the local financial support required under the program may include excess payments made to a utility company to allow a decrease in service; providing circumstances under which a qualified defense contractor may be exempt from the requirement for local financial support; limiting the amount of tax refund available under the program; specifying a date after which the department will no longer accept new applications under the program; requiring that the tax refund agreement specify the total amount of refunds for which the contractor is eligible; revising requirements for the department's report on the program; amending s. 7, ch. 93-414, Laws of Florida; deleting a contingent repeal of ch. 93-414, Laws of Florida, relating to federal defense contractors; amending s. 288.701, F.S.; revising reporting requirements for the Division of Economic Development under the Small Business Assistance Act; providing for retroactive application; providing effective dates.

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

By Senators Weinstein, Jenne, Siegel, Crenshaw, Silver and Grant—

SR 3058—A resolution to the Congress of the United States, urging Congress to propose to the Postmaster General a stamp that honors Jewish war veterans and recognizes March 15, 1996, as the 100th anniversary of the founding of the Jewish War Veterans of the United States of America, Inc.

—was referred to the Committee on Rules and Calendar.

By Senator Forman—

SB 3060—A bill to be entitled An act relating to health care; creating s. 409.810, F.S.; creating the Florida Health Security Act; creating s. 409.811, F.S.; providing legislative findings and intent; creating s. 409.812, F.S.; providing definitions; creating s. 409.813, F.S.; establishing Florida Health Security, subject to approval of financing by the Federal Government; requiring the Director of the Agency for Health Care Administration to appoint a director of Florida Health Security; creating s. 409.814, F.S.; providing eligibility criteria for membership in Florida Health Security; providing for the community health purchasing alliances to enroll eligible applicants as members of Florida Health Security; providing for eligible members to receive premium discounts for health benefits if funds are available; providing for an open enrollment period in which coverage is offered on a guarantee-issue basis; providing applica-

tion requirements for individuals; providing application requirements for employers who apply on behalf of employees; requiring the agency to verify a member's continued eligibility; providing circumstances under which a community health purchasing alliance may disenroll a member; providing penalties for a member or employer who provides erroneous information or who fails to provide certain information; creating s. 409.815, F.S.; providing for coverage under Florida Health Security to be provided by community health purchasing alliances; requiring that members be offered at least one benefit plan with a premium equal to or less than a benchmark premium established by the agency; providing for certain exclusions for preexisting conditions and benefits available under workers' compensation insurance; providing certain limitations on changing accountable health partnerships or community health partnerships; providing certain limitations on membership eligibility following termination of coverage; creating s. 409.816, F.S.; providing contribution requirements for premiums; providing for a sliding scale for payments based on gross family income; limiting the annual increase in the benchmark premium established by the agency; creating s. 409.817, F.S.; providing duties of the agency in administering Florida Health Security; creating s. 409.818, F.S.; providing duties of each community health purchasing alliance, or its contract administrator, in providing services under Florida Health Security; creating s. 409.819, F.S.; providing for an amount equal to the savings generated in the Medicaid program to be appropriated to finance the cost of premium discounts provided under Florida Health Security; requiring the agency to make certain reports to the Social Services Estimating Conference; providing for certain limitations in membership in Florida Health Security; creating s. 409.820, F.S.; providing for the creation of community health partnerships; providing circumstances under which a community health partnership has exclusive rights in a county to enroll members in Florida Health Security; providing duties of a community health partnership in providing services for members of Florida Health Security; requiring that a community health partnership give certain notice before terminating its participation in Florida Health Security; authorizing a community health partnership to subcontract for services; providing circumstances under which the agency may make certain program modifications in implementing Florida Health Security; amending s. 408.301, F.S.; providing legislative findings with respect to the need for specialized services for chronically ill children and persons with mental illnesses; amending s. 408.7042, F.S.; deleting references to MedAccess and the Medicaid buy-in program to conform to changes made by the act; creating s. 408.7043, F.S.; providing certain limitations on the commingling of claims experience, rates, and charges for members of Florida Health Security by an accountable health partnership or a community health partnership; amending s. 408.706, F.S.; providing additional requirements for accountable health partnerships that participate in Florida Health Security; requiring accountable health partnerships to develop certain agreements to allow veterans to use services of the Department of Veterans Affairs in lieu of other providers; amending s. 408.902, F.S.; delaying the date for creating the MedAccess program; creating s. 627.6552, F.S.; providing for members of Florida Health Security to be considered a group for purposes of purchasing health insurance; amending s. 627.652, F.S.; defining the term "community health purchasing alliance" for purposes of part VII of ch. 627, F.S.; amending s. 627.6699, F.S.; providing that the Employee Health Care Access Act does not apply to health benefit plans issued under Florida Health Security; amending s. 216.136, F.S.; providing additional duties of the Social Services Estimating Conference with respect to estimates and forecasts for Florida Health Security; requiring a report; providing for the principals of the conference to include staff from the Agency for Health Care Administration; amending s. 409.901, F.S.; providing definitions; amending s. 409.904, F.S.; providing for expiration of eligibility for certain optional payments under the Medicaid program; amending s. 409.908, F.S.; requiring the agency to limit the increases in the rates paid for certain medical services under the Medicaid program; creating s. 409.9119, F.S.; providing for the reallocation of funds for the disproportionate share program to Florida Health Security; requiring reports; providing circumstances under which the Executive Office of the Governor may adjust the disproportionate share payments and the payments to Florida Health Security; amending s. 409.9122, F.S.; revising requirements for enrolling Medicaid recipients in managed care plans; requiring the agency to select providers of services for MediPass recipients; requiring the agency to develop patient care standards; providing for the enrollment of Medicaid recipients in a managed care plan or MediPass; amending s. 409.915, F.S.; providing that services provided under Florida Health Security are not subject to certain requirements for matching funds from the counties; amending s. 409.9117, F.S.; providing for funds to be allocated under the disproportionate share program to hospitals

that provide health services to indigent persons; providing a formula; providing requirements for hospitals that participate in the program; providing an effective date.

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

By Senator Jenne—

SB 3062—A bill to be entitled An act relating to comprehensive planning; providing for a steering committee that will establish a visioning process for southeast Florida; providing for membership; providing for staff; providing for public opinion research; providing for a report; providing for termination of the committee; providing an effective date.

—was referred to the Committees on Community Affairs; and Rules and Calendar.

By Senator Sullivan—

SB 3064—A bill to be entitled An act relating to the Pinellas Sun-coast Transit Authority, Pinellas County; providing for expiration of the terms of office of the present governing body of the authority; amending s. 3(2), ch. 70-907, Laws of Florida, as amended; providing for appointment of members of the authority's governing body; creating s. 3(7), ch. 70-907, Laws of Florida, as amended; requiring the authority to make an annual report; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Kirkpatrick—

SB 3066—A bill to be entitled An act relating to Marion County; repealing chs. 70-803, 81-437, Laws of Florida, which provide for the plating of lands in the county and for the recording of such plats; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Myers—

SB 3068—A bill to be entitled An act relating to the Children's Services Council of Martin County; exempting the council from the provisions of part III of chapter 163, F.S., relating to the payment of fees, taxes, or increment revenue to community redevelopment agencies; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Meadows—

SB 3070—A bill to be entitled An act relating to the Port Everglades District, Broward County; requiring the Port Everglades Authority to maintain the Port Fire Department within the port district; providing for implementation; providing for training and education of firefighters; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Kurth and Myers—

SB 3072—A bill to be entitled An act relating to the Children's Services Council of St. Lucie County; exempting the council from the provisions of part III of chapter 163, F.S., relating to payment of fees, taxes, or increment revenue to community redevelopment agencies; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Grogan—

SB 3074—A bill to be entitled An act relating to Brevard County; limiting the amount of distribution differential surcharge a water utility may charge consumers outside municipal boundaries; requiring a rate study for increases in excess of the limit; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Community Affairs; and Rules and Calendar.

By Senator Wexler—

SB 3076—A bill to be entitled An act relating to financial matters of governmental entities and officers in Palm Beach County; requiring the Board of County Commissioners of Palm Beach County to hold an additional public hearing at which millages, special assessments, and budgets of countywide governmental entities and county officers will be presented; providing for notice; providing for construction of the act; providing an effective date.

—was referred to the Committee on Rules and Calendar.

By Senator Grogan—

SB 3078—A bill to be entitled An act relating to the South Brevard Water Authority; repealing chapter 83-375, Laws of Florida, as amended by chapter 87-481, Laws of Florida; providing for the dissolution of the South Brevard Water Authority; providing for the transfer of assets and liabilities; providing a conditional effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Kirkpatrick, Holzendorf and Williams—

SB 3080—A bill to be entitled An act relating to Alachua County; authorizing creation of the Alachua County Criminal Justice Access and Assessment Center at Santa Fe Community College; providing for establishment and operation in accordance with Florida Statutes; providing for funding of the center through the assessment of an additional court cost against every person convicted of a violation of a criminal statute, ordinance, or traffic offense in Alachua County; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Meadows—

SB 3082—A bill to be entitled An act relating to North Springs Improvement District, Broward County; amending chapter 71-580, Laws of Florida, as amended; expanding the boundaries of the North Springs Improvement District; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Williams—

SB 3084—A bill to be entitled An act relating to Nassau General Hospital, Nassau County; amending chapter 21228, Laws of Florida, 1941, as amended; providing authority to the Board of Trustees of Nassau General Hospital to sell or lease all or substantially all of its assets, including, but not limited to, that real and personal property comprising and uti-

lized in the operation of Nassau General Hospital to a public or private organization or a not-for-profit or for-profit corporation, upon such terms and conditions as may be determined by the Board of Trustees of Nassau General Hospital to be in the best interests of the people of Nassau County; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Grogan—

SB 3086—A bill to be entitled An act relating to Brevard County; relating to the Brevard County Commission District 1 recreational tax district and board; repealing chapter 59-1110, Laws of Florida, thereby abolishing the procedure to establish a recreational tax district, the governing board, and its powers as set out in said chapter; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

SR 3088 was introduced out of order and adopted March 16.

By Senator Jennings—

SR 3090—A resolution acknowledging May 5, 1994, as The National Day of Prayer in Florida.

—was referred to the Committee on Rules and Calendar.

By Senator Kurth—

SB 3092—A bill to be entitled An act relating to Indian River County; creating the Indian River County Deputy Sheriff's Career Service Act; providing definitions; providing for career service protections for deputy sheriffs; providing for probationary periods for deputy sheriffs; providing for notice of proposed action; requiring the establishment of review procedures with respect to termination actions; providing for arbitration review procedures; providing for an arbitration review board; providing for an alternative review board; providing procedures; providing for applicability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

SR 3094 was introduced out of order and adopted March 16.

By Senator Thomas—

SR 3096—A resolution honoring Linda B. Bass, R.N., Director of the Legislative Clinic of the Florida Legislature, upon her retirement.

—was referred to the Committee on Rules and Calendar.

By Senators Kirkpatrick and Williams—

SB 3098—A bill to be entitled An act relating to the boundary between Citrus County and Levy County; amending ss. 7.09, 7.38, F.S.; moving the boundary between those counties from the northern bank of the Withlacoochee River to the thread or center of that river; correcting errors in the description of the Citrus County boundary; providing an effective date.

—was referred to the Committee on Community Affairs.

SB 3100 was introduced out of order and referenced March 16.

SB 3102 was introduced out of order and referenced March 16.

By Senator Thomas—

SR 3104—A resolution in memory of Senator and Judge John S. Rawls, a man who dedicated his life to public service.

—was referred to the Committee on Rules and Calendar.

By Senator Jenne—

SB 3106—A bill to be entitled An act relating to the Central County Water Control District, Hendry County; providing for the elimination of proxy voting in the election of the Board of Supervisors for the district; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Jenne—

SB 3108—A bill to be entitled An act relating to Glades and Hendry Counties; creating the City of Port LaBelle charter; providing for the corporate name and purpose of the charter; establishing territorial boundaries of the municipality and authorizing annexations; providing powers of the municipality and of certain officers; providing for election of a city council, including the mayor and the vice mayor, and procedure for establishing their compensational and expense reimbursement; establishing circumstances which create vacancies in office and providing for filling vacancies and for forfeiture and recall; requiring independent financial audit; providing for council meetings, rules, recordkeeping, and voting at meetings; providing for nominations, elections, and terms of office of the mayor and council; providing for a city manager, city clerk, and city attorney and powers and duties of each; authorizing establishment of administrative departments; providing definitions; providing procedures for adoption of ordinances and resolutions, and for handling finances; establishing a fiscal year and annual budgets; providing procedures for initiative and referendum; providing for charter amendments and review; providing for severability; providing for transition, including initial election and terms, date of creation and establishment of the municipality, payment of certain revenues, and transitional comprehensive plan and land development regulations; entitling the city to state-shared and local option gas tax revenues; providing for contractual services and facilities; eliminating transition elements; providing for a referendum.

Proof of publication of the required notice was attached.

—was referred to the Committees on Community Affairs; and Rules and Calendar.

By Senators Meadows, Forman and Jenne—

SB 3110—A bill to be entitled An act relating to the City of Hollywood, Broward County; amending chapter 89-429, Laws of Florida; revising provisions relating to the firemen's pension and retirement funds; amending Article X of the Charter of the City of Hollywood, relating to the pension and retirement section; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

MOTION

On motion by Senator Kirkpatrick, the rules were waived and by unanimous consent the following bill was introduced:

By Senator Kirkpatrick—

SB 3120—A bill to be entitled An act relating to public libraries; amending s. 257.172, F.S.; revising provisions relating to state grants to libraries; providing for the use of grant funds and the computation and adjustment of grants; providing that s. 257.21, F.S., is inapplicable to this section; validating certain expenditures for multicounty library grants; providing a retroactive effective date.

—which was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES**FIRST READING**

By the Committees on Appropriations; Finance, Taxation and Claims; and Senators Kiser, Crenshaw, Wexler, McKay and Gutman—

CS for CS for SJR's 2, 4 and 416—A joint resolution proposing an amendment to Section 1 of Article VII of the State Constitution to limit annual increases in state revenue.

By the Committee on Criminal Justice and Senator Grogan—

CS for SB 80—A bill to be entitled An act relating to victims of crimes; amending s. 960.001, F.S.; providing for obtaining information for notifying the victim of a crime of the release of the offender; requiring the chief correctional officer of a county jail, municipal jail, juvenile detention facility, or involuntary commitment facility to notify certain victims of the release on bail of the accused offender; requiring the chief correctional officer of a county jail, municipal jail, juvenile detention facility, or involuntary commitment facility to notify certain victims of the release of the offender; providing immunity from liability based on a good-faith attempt to comply with timely victim notification; providing an effective date.

By the Committee on Transportation and Senators Grogan, Crist, Williams, Sullivan, Kurth, Dyer, Boczar, Meadows, Myers and Forman—

CS for SB's 136 and 1716—A bill to be entitled An act relating to motor vehicle license plates; providing Legislative intent; providing for the creation of Florida Indian River Lagoon and Florida arts license plates; providing for the administration of the annual use fees generated by the Indian River Lagoon license plate by the St. Johns River and South Florida Water Management Districts; providing restrictions; providing legislative intent with respect to use of the Indian River Lagoon license plate revenues; providing fees and for the disposition of such fees; providing for deauthorization; providing for the design of the license plates; providing an effective date.

By the Committee on Finance, Taxation and Claims; and Senators Kiser, Meadows and Crist—

CS for SB's 162 and 1558—A bill to be entitled An act relating to tax exemption; amending s. 196.012, F.S.; providing that certain activities undertaken by certain lessees of real property used for specified purposes are deemed to serve governmental, municipal, or public purposes or functions; providing that property deeded to a municipality by the United States which is required to be maintained for historical preservation, park, or recreational purposes is deemed to serve a municipal or public purpose; improving clarity; providing that, under certain conditions, property used by a not-for-profit lessee as a recreational facility is deemed to serve a municipal or public purpose; providing for severability; providing an effective date.

By the Committee on Appropriations and Senator Weinstein—

CS for SB 164—A bill to be entitled An act relating to the Florida Retirement System; amending ss. 121.021, 121.0515, F.S.; adding to the Special Risk Class of membership within the system certain emergency medical technicians and paramedics; providing for a finding of important state interest; providing an effective date.

By the Committee on Appropriations and Senators Dudley and Harden—

CS for SB 234—A bill to be entitled An act relating to probation and community control; amending s. 948.09, F.S.; assessing felony offenders a monthly surcharge on costs of specified supervision programs; requiring the Department of Corrections to use surcharge moneys to pay for correctional probation officers' training and equipment; providing for applicability; providing an effective date.

By the Committees on Agriculture; and Natural Resources and Conservation—

CS for SB 258—A bill to be entitled An act relating to water policy; amending s. 373.019, F.S.; redefining the term "state water policy" to require that it be ratified in bill form by the Legislature; amending s. 373.026, F.S.; providing for ratification by the Legislature of the state water policy; amending s. 403.031, F.S.; redefining the term "state water policy" to require that it be ratified in bill form by the Legislature; amending s. 403.061, F.S.; providing for ratification by the Legislature of the state water policy; providing an effective date.

By the Committee on Community Affairs and Senators Silver, Jennings, McKay and Wexler—

CS for SB 262—A bill to be entitled An act relating to access to local public officials; creating s. 286.0115, F.S.; providing a definition; providing for access to public officials; authorizing certain local procedures; providing an effective date.

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

CS for SB 378—A bill to be entitled An act relating to hazardous wastes; creating ss. 403.79, 403.791, 403.792, 403.793, F.S.; providing legislative intent with respect to establishing a state Corrective-Action Program within the Department of Environmental Protection which will carry out functions delegated by the United States Environmental Protection Agency under the 1984 Hazardous and Solid Waste Amendments to the federal Resource Conservation and Recovery Act; providing definitions; providing for an annual registration fee to be paid by the owners and operators of facilities that treat, store, or dispose of hazardous wastes that require corrective action or are conducting corrective action as specified; providing for an annual appropriation equal to the amount of fees collected; providing for an annual internal audit of the program; providing for the deposit and use of the registration fee; providing that the registration fee is not a permit fee; providing for a one-time facility-assessment fee to cover the cost of a facility assessment conducted by the department; providing exceptions to the registration fee; specifying when the registration fee no longer applies; providing for the future repeal and review of the provisions that establish those fees; providing a list of activities to be funded by the annual fees; specifying activities that the department reviews and about which the department makes determinations; specifying the training required for employees implementing the state Corrective-Action Program; requiring the department to submit to the Governor, to the President of the Senate, to the Speaker of the House of Representatives, and to certain facilities a report pertaining to the program; providing for rulemaking by the department; providing for 42 U.S.C. 6928(h) authority; providing for centralization of decisionmaking for certain facilities; providing an appropriation of positions and funds to implement the Corrective-Action Program; providing for repayment of amounts appropriated; providing an effective date.

By the Committee on Governmental Operations and Senator Turner—

CS for SB 426—A bill to be entitled An act relating to procurement of property and services by governmental agencies; amending ss. 11.42, 17.11, F.S.; clarifying certain requirements of the Auditor General and the Comptroller; amending s. 24.113, F.S.; prescribing intent with respect to minority business enterprise procurement goals of the Department of Lottery; amending s. 235.211, F.S.; providing conditions under which an architect's services are not required for the development of plans for construction of educational facilities; amending s. 235.31, F.S.; authorizing certain local governmental entities to set aside a portion of certain allocations for use in entering into contracts with small businesses; authorizing school boards in certain school districts to purchase services for maintenance, repair, and site improvement of educational facilities and ancillary plants under the contracts of other public agencies; providing that persons providing the services under the contracts may refuse to provide services to the school board; providing that the purchase must be to the economic advantage of the school district and meet certain requirements; amending s. 236.135, F.S.; deleting a requirement that each district school board, community college board of trustees, and the Board of Regents secure approval from the Commissioner of Education before purchasing or leasing electronic data-processing equipment or software; authorizing those boards to obtain the equipment or software to maintain the comprehensive management information systems; requiring that the boards, rather than the commissioner, ensure that the software or equipment is compatible with the Florida Information Resources Network and that costs are reduced by making the best use of existing hardware and software; requiring that the commissioner request supplemental funding for school districts to accomplish the objectives of the comprehensive management information systems; amending s. 240.209, F.S.; requiring certain rules of the Board of Regents to provide for compliance with certain minority business enterprise utilization provisions for certain purposes; amending ss. 255.05, 288.063, 288.701, 288.803, F.S.; conforming references to the Commission on Minority Economic and Business Development; creating s. 255.0516, F.S.; requiring compliance with s. 287.088, F.S., regarding certain contracts; creating s. 255.101, F.S.; specifying criteria for use of minority business enterprises in certain public construction contracts; creating s. 255.102, F.S.; establishing guidelines for rules for assessing use of minority business enterprises by contractors; amending s. 287.012, F.S.; providing a definition; amending s. 287.042, F.S.; requiring agencies to consult with the Minority Business Advocacy and Assistance Office for certain purposes; excluding protests filed by the Minority Business Advocacy and Assistance Office from application of provisions providing for award of attorney's fees and costs; providing for participation by the Minority Business Advocacy and Assistance Office in certain bid responses; providing for guidelines for use of price preferences under certain circumstances; requiring agencies to furnish certain information quarterly to the Minority Business Advocacy and Assistance Office; clarifying duties of the Division of Purchasing of the Department of Management Services; amending s. 287.055, F.S.; changing a cross-reference; amending s. 287.057, F.S.; imposing new requirements with respect to procurement of commodities or contractual services; requiring agencies to consider use of price preferences under certain circumstances; requiring contractors to report certain information; amending s. 287.088, F.S.; amending the definition of "contractor"; deleting the definition of "subcontractor"; amending the requirements relating to group health benefit plans for employees of contractors; providing for compliance procedures; providing for penalties; providing for promulgation of rules by the Agency for Health Care Administration; amending contract ceilings for blanket contracts; amending s. 287.093, F.S.; providing reference to small businesses relating to set-asides; amending s. 287.094, F.S.; clarifying provisions relating to penalties for false representation in the minority business enterprise programs; amending s. 287.0943, F.S.; directing the department to convene the "Minority Business Certification Task Force"; providing for membership; providing duties; providing powers; requiring certification of businesses as minority business enterprises eligible to participate in state and local government minority purchasing programs; specifying criteria for certification; providing procedures; providing review and challenge procedures; requiring the department to maintain certain records; requiring the department to establish and administer a computerized data bank for certain purposes; requiring the department to adopt rules; creating s. 287.09431, F.S.; providing for a statewide and interlocal agreement on certification of business concerns for certain purposes; specifying the form and contents of such agreement; amending s. 287.0945, F.S.; creating the Commission on Minority Business Economic and Business Development; providing for membership;

providing for an executive administrator; providing duties of the commission; establishing the Minority Business Advocacy and Assistance Office within the commission; providing additional authority and duties; providing requirements of agencies with respect to procurements; providing procedures; amending s. 287.0947, F.S.; creating the Florida Council on Small and Minority Business Development; providing for membership; providing powers and duties of the council; amending s. 288.063, F.S.; revising the membership of a committee; amending s. 288.1167, F.S.; revising a cross-reference; amending s. 288.701, F.S.; conforming certain provisions; amending s. 288.703, F.S.; revising certain definitions; amending s. 288.705, F.S.; requiring the Small Business Development Center to coordinate with Minority Business Development Centers; amending s. 288.803, F.S.; revising the membership of a commission; amending s. 325.207, F.S.; revising a cross-reference; repealing s. 287.042(4)(f) and (15), F.S., relating to certain powers of the Division of Purchasing of the Department of Management Services with respect to minority business enterprises; repealing s. 288.704, F.S., relating to the Small and Minority Business Advisory Council; reviving and readopting ss. 288.707-288.714, 657.042(4)(b), 658.67(4)(g), F.S., relating to the Black Business Investment Board; providing an effective date.

By the Committee on Finance, Taxation and Claims; and Senator Foley—

CS for SB 466—A bill to be entitled An act relating to motor vehicle registration; amending s. 320.055, F.S.; providing for staggered renewal dates for renewal of motor vehicle registrations for certain short-term rental vehicles; providing an effective date.

By the Committee on Transportation and Senators Sullivan and Weinstein—

CS for SB 470—A bill to be entitled An act relating to bicycle regulations; amending s. 316.2065, F.S., requiring a bicycle rider who carries a child passenger to provide certain safety equipment; prohibiting a person who rides a bicycle on a highway or in a public place from allowing a child passenger to ride on the bicycle or on a bicycle trailer or bicycle semi-trailer without a helmet; providing a penalty; providing for dismissal of charges under specified circumstances; prohibiting a bicycle rider from allowing a child to remain in a child carrier when the rider is not in immediate control of the bicycle; providing a definition; providing requirements for the wearing of a safety helmet for the operation of a bicycle; providing for enforcement; providing penalties; providing exceptions; providing for the disposition of fines; providing for educational programs; providing for application with respect to negligence provisions; amending s. 318.18, F.S.; providing for the assessment of fines for certain violations; providing an effective date.

By the Committee on Health Care and Senators Weinstein, Forman, Johnson, Meadows and Turner—

CS for SB 512—A bill to be entitled An act relating to managed health care; creating s. 641.60, F.S.; providing definitions; creating the Statewide Managed Care Ombudsman Committee; providing for membership, powers, duties, staffing, and funding of the committee; requiring reports; creating s. 641.65, F.S.; creating district managed care ombudsman committees; providing for membership, powers, duties, staffing, and funding of the committees; creating s. 641.70, F.S.; providing duties of the Agency for Health Care Administration relating to the statewide and district committees; creating s. 641.75, F.S.; providing committee members immunity from liability for good faith action on behalf of an enrollee in a managed care program; providing for public records and meetings; providing that committee members shall not be required to testify on certain matters; providing an effective date.

By the Committees on Appropriations and Agriculture and Senator Foley—

CS for CS for SB 530—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 377.075, F.S., clarifying responsibilities of the department; amending s. 525.01, F.S., relating to the sale of petroleum fuel; deleting requirement to file the name, brand, or trademark with the department; amending s.

525.035, F.S., to conform; amending ss. 527.02, 527.021, 527.06, 527.13, 527.15, F.S., relating to regulation of the sale of liquefied petroleum gas; providing for deposit of moneys in the General Inspection Trust Fund; amending s. 570.02, F.S.; including seafood in the definition of "agriculture" for certain purposes; amending s. 570.07, F.S.; providing department responsibility for issuing emergency rules and information concerning food safety and for food recovery programs; creating s. 570.0725, F.S.; providing legislative intent and department functions relative to food recovery; amending s. 578.08, F.S., establishing a threshold for compliance with chapter 578, F.S.; amending s. 573.114, F.S.; providing for mitigation to be paid for using a marketing order; renumbering provisions relating to advisory committees; amending s. 570.36, F.S., relating to animal disease diagnostic laboratories; amending ss. 570.23, 570.34, 570.38, 570.42, 570.541, 570.543, 571.28, 576.091, 580.151, 581.186, 582.06, 586.161, 599.002, F.S.; correcting cross-references; deleting obsolete language; providing an effective date; providing for retroactive effect.

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

CS for SB 548—A bill to be entitled An act relating to vessels; creating the "Florida Clean Vessel Act"; amending s. 327.02, F.S.; defining "floating structure," "houseboat," "marine sanitation device," and "portable toilet"; amending s. 327.25, F.S.; providing funds for removal of vessels deemed a hazard to public safety and health; creating s. 327.53, F.S.; requiring certain vessels to be equipped with toilets; requiring certain toilets on vessels to be attached to marine sanitation devices; providing exceptions; prohibiting certain discharges from vessels; providing for disposal of sewage from vessels and floating structures; adopting by reference federal regulations pertaining to marine sanitation devices and discharges therefrom; providing for noncriminal infractions; providing for use of penalties collected; providing for enforcement; providing for regulation of the design, manufacture, installation, or use of toilets on vessels; amending s. 327.56, F.S.; authorizing inspections of marine sanitation devices; amending s. 327.73, F.S.; specifying violations and civil and criminal penalties; amending s. 328.17, F.S.; conforming provisions relating to nonjudicial sale of vessels; amending ss. 192.001, 493.6101, 493.6403, and 705.103, F.S.; conforming cross-references; providing an effective date.

By the Committee on Education and Senators Meadows and Burt—

CS for SB 636—A bill to be entitled An act relating to the Mary McLeod Bethune Scholarship Challenge Grant Fund and the Jose Marti Challenge Grant Fund; amending ss. 240.412, 240.4125, F.S.; revising the names of the funds; deleting the provisions relating to matching grants; providing for the moneys in the trust funds to be allocated by the Department of Education to certain institutions; providing for those institutions to award the scholarships; revising eligibility requirements for renewal; requiring that scholarships be given to students who have the least amount of funds available; requiring annual reports to the department on the scholarships; providing an effective date.

By the Committee on Criminal Justice and Senators Meadows, Diaz-Balart, Scott, Casas, Dyer, Turner, Grogan, Wexler, Kurth, Forman, Jennings, Brown-Waite, Childers, Dudley and Gutman—

CS for SB 640—A bill to be entitled An act relating to the office of sheriff; providing a legislative finding; providing definitions; providing for the appointment or promotion of deputy sheriffs subject to probation; authorizing a sheriff to terminate a deputy sheriff's appointment before completion of probation; requiring sheriffs to establish review boards; providing for membership of the boards; requiring that a deputy sheriff be given notice of any proposed termination; providing for appeal of a proposed termination to the review board; providing procedures for review by the board; providing for continuation of appointment; providing an effective date.

By the Committee on Community Affairs and Senators Jennings, Kurth, Forman, Dyer, Kirkpatrick, Williams, Jones, Burt, Turner, Foley, Casas, Boczar and Johnson—

CS for SB 664—A bill to be entitled An act relating to homestead exemptions; creating s. 196.1977, F.S.; providing a homestead exemption for low-income-housing tax-credit developments; providing an effective date.

By the Committee on Natural Resources and Conservation—

CS for SB 680—A bill to be entitled An act relating to the Department of Environmental Protection; amending s. 20.255, F.S.; providing for two deputy secretaries; authorizing the assignment of their responsibilities; providing for special offices and for managers of the special offices; exempting the managers from Part II, ch. 110, F.S.; providing for an executive coordinator for ecosystems management; authorizing assistant and deputy division directors; prohibiting the creation of deputy secretaries or senior management positions, except as specified; providing for six administrative districts; deleting provisions for two assistant secretaries of the department; requiring the director of the Division of State Lands to be confirmed by the Board of Trustees of the Internal Improvement Trust Fund; specifying the divisions of the department; creating a commission to make recommendations on the best way to perform functions assigned the Department of Environmental Protection and the Game and Fresh Water Fish Commission; providing for the prospective repeal of s. 20.255(5)(d) and (e); requiring a legislative review; repealing subsection (7) of section 3 of chapter 93-213, Laws of Florida, abrogating the repeal of s. 20.2655(5), F.S., which grants specified review authority to the Governor and Cabinet; repealing s. 370.02, F.S., which relates to the powers and duties of the Department of Natural Resources; providing an effective date.

By the Committees on Rules and Calendar; Education; International Trade, Economic Development and Tourism; and Senator Kirkpatrick—

CS for CS for CS for SB 1018—A bill to be entitled An act relating to education; creating s. 288.0475, F.S.; creating the Jobs and Education Partnership within Enterprise Florida; providing for membership; providing for a board of directors; providing powers and authority of the board; providing for authorized programs; providing for an annual report; providing for audits; amending s. 288.901, F.S.; providing for financial disclosure; creating s. 239.249, F.S.; creating a voluntary, market-driven, performance-based incentive funding program for postsecondary adult vocational and postsecondary vocational education programs provided by public school districts and community colleges; providing for administration of the program; providing requirements for participation and criteria for incentive awards and grants; regulating fund sources for incentive awards and grants; amending s. 239.225, F.S.; creating the Vocational Equipment Challenge Grant Program; providing requirements for participation; amending s. 239.105, F.S.; revising the definition of "supplemental vocational" education; directing the Department of Education to review certain programs; providing an effective date.

By the Committees on Judiciary and Criminal Justice and Senators Diaz-Balart, Grogan and Harden—

CS for CS for SB's 1022 and 2404—A bill to be entitled An act relating to acts of violence; creating s. 741.28, F.S.; providing definitions; amending s. 741.29, F.S.; revising guidelines with respect to investigation of domestic violence incidents; requiring that the report by a law enforcement agency to a domestic violence center include a narrative description of the incident; amending s. 741.2901, F.S.; providing intent that indirect criminal contempt may no longer be used to enforce compliance with injunctions for protection; amending s. 741.30, F.S.; providing for a system of statewide and circuitwide verification of injunctions for protection against domestic violence and repeat violence; providing for law enforcement officers to serve injunctions for protection against domestic violence; revising the procedures under which the court may enforce an injunction for protection; deleting a provision that such enforcement may include imposition of a fine; providing for a person who violates an injunction to be held in custody until admitted to bail; providing that an ex parte temporary injunction may not be effective for longer than 15 days; amending s. 741.31, F.S.; providing additional acts that constitute a violation of an injunction for protection against domestic violence; providing a penalty; amending s. 784.046, F.S.; revising provisions relating to injunctions against repeat violence; providing for a statewide verification system; revising the procedures under which the court may enforce an injunction against repeat violence; deleting a provision that such enforcement may include imposition of a fine; providing for a person who violates an injunction to be held in custody until admitted to bail; providing that an ex parte temporary injunction may not be effective for longer than 15 days; creating s. 784.0461, F.S.; providing that a person who vio-

lates an injunction for protection against repeat violence is guilty of a first-degree misdemeanor; amending s. 901.15, F.S.; authorizing a law enforcement officer under certain circumstances to arrest, without a warrant, a person who commits battery; amending s. 943.05, F.S.; providing duties of the Division of Criminal Justice Information Systems with respect to the statewide verification system; amending ss. 39.001, 39.076, 110.1127, 242.335, 393.0655, 394.457, 397.451, 400.512, 402.305, 409.175, 464.018, 741.2901, 741.2902, 787.03, 901.15, and 944.705, F.S., to conform cross-references; reenacting ss. 784.048(4) and 901.15(6) and (8), F.S., relating to penalties for violations of injunctions for protection against repeat violence and arrests without warrants for injunctive violations, to incorporate the amendments to ss. 741.30 and 784.046, F.S., in references thereto; providing an effective date.

By the Committees on Corrections, Probation and Parole; Criminal Justice; and Senator Silver—

CS for CS for SB 1070—A bill to be entitled An act relating to career criminals; providing for minimum mandatory terms of imprisonment for "career criminals," as defined; providing that the requirements for sentencing "career criminals" do not preclude imposing the death penalty in capital cases; providing a limitation on the period during which an offense is considered a prior offense for purposes of sentencing a person as a career criminal; authorizing the award of certain gain-time for a person sentenced as a career criminal; amending s. 790.23, F.S., as amended; providing a minimum mandatory term of imprisonment for certain persons convicted of unlawful possession of firearms, electric weapons or devices, or other weapons; providing applicability; providing an effective date.

By the Committees on Judiciary and Commerce and Senator Forman—

CS for SB 1228 and CS for SB 1910—A bill to be entitled An act relating to financial transactions; creating s. 655.82, F.S.; providing for pay-on-death accounts; providing definitions; providing rights with respect to such accounts; providing for payments from such accounts; prohibiting payment for certain merchandise or services through unauthorized financial arrangements; specifying a form that may be used to select such an account; creating ss. 711.50-711.512, F.S.; adopting the Uniform TOD Security Registration Act, to establish a procedure to allow the owner of securities to register the title of the securities in transfer-on-death form and enable an issuer, transfer agent, broker, or other such intermediary to transfer the securities directly to the designated transferee on the owner's death; specifying applicability; providing an effective date.

By the Committees on Appropriations; Corrections, Probation and Parole; and Senators Grogan, Casas, Johnson, Beard, Harden, Meadows, Williams, Grant, Silver, Brown-Waite, Boczar, Sullivan, Myers and Forman—

CS for CS for SB 1332—A bill to be entitled An act relating to inmate health care; requiring an inmate who initiates a nonemergency visit to a health care provider to make a copayment; providing procedures; providing exceptions; prescribing duties of the Department of Corrections; allowing the department to waive all or part of the copayment in specified circumstances; providing for the deposit of the proceeds from such copayments into the General Revenue Fund; providing for supplemental copayments for specified purposes; providing for the deposit of proceeds from such supplemental copayments into the General Revenue Fund; prohibiting the denial of health care in specified circumstances; prohibiting preferential access to health care in specified circumstances requiring appropriations from the Inmate Welfare Trust Fund and prescribing responsibilities for managing the medical copayment system; providing an effective date.

By the Committee on Finance, Taxation and Claims; and Senator Dantzer—

CS for SB 1338—A bill to be entitled An act relating to fuel tax administration; amending s. 206.45, F.S.; requiring the Department of Revenue to deduct the proportionate share of the costs of administering

the taxes deposited into the Gas Tax Collection Trust Fund; amending s. 206.60, F.S.; limiting the amount the department may deduct from the proceeds of the county tax on motor fuel to pay for administering the tax; amending ss. 206.605 and 206.875, F.S.; specifying that the department may deduct administrative costs from proceeds of the municipal tax on motor fuel and the tax on special fuels and limiting such deductions; amending ss. 206.9845 and 212.69, F.S.; specifying that the department may deduct administrative costs from the proceeds of the tax on aviation fuel and the tax on the sale of motor and special fuels and limiting such deductions; amending ss. 336.021 and 336.025, F.S.; authorizing the department to deduct administrative costs from proceeds of the ninth-cent gas tax and the local option gas tax and limiting such deductions; requiring the department to allocate the administrative costs according to a specified formula; amending s. 336.026, F.S.; authorizing the department to deduct administrative costs from proceeds of the State Comprehensive Enhanced Transportation System Tax and limiting such deductions; providing a schedule for the period July 1, 1994-June 30, 1999, under which the costs of administration of specified fuel taxes will be deducted from the proceeds of the county tax on motor fuel in decreasing proportion and from the proceeds of those taxes in increasing proportion; amending s. 206.877, F.S.; exempting vehicles fueled by alternative fuels which are operated by state or local governmental agencies from the annual decal fee imposed in lieu of the tax on special fuels; providing effective dates.

By the Committees on Governmental Operations; Natural Resources and Conservation; and Senators Kirkpatrick and Harden—

CS for CS for SB 1422—A bill to be entitled An act relating to state lands; amending s. 253.002, F.S.; authorizing the Board of Trustees of the Internal Improvement Trust Fund to delegate to the Department of Environmental Protection certain statutory duties or obligations related to the acquisition, administration, or disposition of lands; providing that no such delegation may occur for determinations involving petroleum product pipelines; amending s. 253.025, F.S.; revising provisions with respect to the acquisition of state lands to authorize the board of trustees to accept the conveyance of certain lands when the title is nonmarketable; providing for the confidentiality of certain appraisal reports; authorizing the state to reimburse landowners for certain appraisal expenses; providing for the filing of a notice of acceptance in the public records; amending s. 253.03, F.S.; providing for a discount on annual lease fees for leases that are open to the public on a first-come-first-served basis; providing criteria for classification of open to the public on a first-come-first-served basis for certain marinas; providing certain requirements for discount eligibility; providing that users of state lands may not discriminate against others in the use of those lands; providing for revocation of approval to use state lands if discrimination occurs; amending s. 253.111, F.S.; revising provisions with respect to notice to the board of county commissioners prior to a sale; providing for sale or disposition when no certified copy of a required resolution is received; providing that the failure of the board of trustees to comply with the requirements of the section shall not invalidate certain sales or conveyances; amending s. 259.101, F.S.; revising provisions with respect to the Florida Preservation 2000 Act to provide for the disposition of certain lands and to provide for the alternate governmental use of acquired lands; providing for retroactive application; amending s. 372.074, F.S.; requiring that title to certain land be vested in the Board of Trustees of the Internal Improvement Trust Fund; specifying that certain moneys must not be deposited in the Fish and Wildlife Habitat Trust Fund; providing an effective date.

By the Committee on Judiciary and Senator Kurth—

CS for SB 1424—A bill to be entitled An act relating to child support enforcement; transferring the child support enforcement program from the Department of Health and Rehabilitative Services to the Department of Revenue; providing for existing rules and pending proceedings; requiring the Department of Health and Rehabilitative Services to provide certain services to the Department of Revenue; authorizing the Department of Revenue to enter into contracts for services; providing for consideration of certain employees by firms under privatization contract; transferring the Clerk of the Court Child Support Enforcement Collection System Trust Fund and the Child Support Enforcement Application and User Fee Trust Fund to the Department of Revenue; amending s. 20.19, F.S.; abolishing the Child Support Enforcement Program Office within the Department of Health and Rehabilitative Services; amending

s. 20.21, F.S.; creating a Division of Child Support Enforcement within the Department of Revenue; amending ss. 409.2554, 409.2561, 409.2567, F.S.; designating the Department of Revenue as the state agency responsible for the administration of the child support enforcement program under Title IV-D of the Social Security Act; amending ss. 61.046 and 61.16, F.S.; redefining "department" as the Department of Revenue for purposes of provisions relating to child support enforcement; amending ss. 88.031 and 88.171, F.S.; redefining "department" as the Department of Revenue under the Revised Uniform Reciprocal Enforcement of Support Act; amending ss. 90.502, 213.053, 287.059, 411.222, F.S., to conform; authorizing the Department of Health and Rehabilitative Services to contract with the Department of Revenue for services prior to the transfer; granting the Department of Revenue specified budget flexibility for fiscal year 1994-1995; directing the Division of Statutory Revision to prepare a reviser's bill; providing effective dates.

By the Committee on Health Care and Senator Forman—

CS for SB's 1426, 2074, 2556 and 2812—A bill to be entitled An act relating to health care; creating s. 14.2201, F.S.; creating the Health Coordinating Council within the Office of the Governor; providing for the appointment of members of the council; providing for terms of office; providing for remuneration of members and for reimbursement for per diem expenses; providing for an executive director of the council; providing duties and responsibilities of the council; providing for the council to assume the powers, duties, functions, records, property, and unexpended balances of appropriations of the Health Care Board created under s. 408.003, F.S.; providing for the council to assume the powers, duties, functions, records, property, and unexpended balances of appropriations of the Statewide Health Council created under s. 408.033, F.S.; amending ss. 112.153, 154.304, 154.306, 154.312, F.S.; redesignating the Health Care Cost Containment Board as the Agency for Health Care Administration; amending s. 189.415, F.S.; reassigning duties from the Department of Health and Rehabilitative Services to the Agency for Health Care Administration; amending s. 212.055, F.S.; redesignating the Health Care Cost Containment Board as the Agency for Health Care Administration; amending s. 381.026, F.S., relating to the Florida Patient's Bill of Rights and Responsibilities; providing for a patient's right, upon request, to know the procedure for filing complaints against health care providers or health care facilities; providing a summary statement of where complaints should be filed; amending s. 381.0261, F.S.; providing for the distribution of summaries of the Florida Patient's Bill of Rights and Responsibilities; reassigning duties from the Department of Health and Rehabilitative Services to the Agency for Health Care Administration; amending s. 381.0035, F.S., relating to human immune deficiency virus and acquired immunodeficiency syndrome education requirements for certain employees and clients of certain health care facilities; authorizing the Agency for Health Care Administration to enforce the requirements as appropriate; amending s. 381.0602, F.S., relating to the Organ Transplant Advisory Council; reassigning administrative duties from the department to the agency; amending s. 381.0605, F.S., relating to surveys of state hospital facilities; reassigning duties from the department to the agency; amending s. 381.6021, F.S., relating to organ and tissue procurement; reassigning duties from the department to the agency; amending s. 381.6022, F.S., relating to organ, tissue, or eye procurement certification; reassigning certification authority from the department to the agency; providing definitions; providing for certification of out-of-state organ, tissue, or eye banks; providing for a limited certificate; deleting obsolete provisions; amending s. 381.6023, F.S., relating to the Organ and Tissue Procurement and Transplantation Advisory Board; reassigning oversight authority from the department to the agency; deleting obsolete provisions relating to the initial appointments of board members; amending s. 381.6024, F.S., relating to the Organ and Tissue Procurement Trust Fund; reassigning the duty to assess fees and provide penalties from the department to the agency; providing for a nonrefundable limited application fee for organ, tissue, and eye banks; expanding the definition of the term "procurement activity in this state" to include storage of certain organs and tissues; amending s. 381.6025, F.S., relating to physician supervision of certain organ, tissue, and eye procurement coordinators; reassigning duties from the department to the agency; amending s. 381.698, F.S., relating to the Florida Blood Transfusion Act; reassigning oversight authority from the department to the agency; amending s. 383.302, F.S., relating to birth centers; defining the term "agency" and deleting the term "department" from definitions used in ss. 383.30-383.335, F.S.; amending s. 383.305, F.S., relating to the licensure of birth centers; reassigning duties relating to the licensure and denial, suspen-

sion, and revocation of licenses from the department to the agency; clarifying provisions; amending s. 383.309, F.S., relating to minimum standards for birth centers and rulemaking authority; reassigning rulemaking and enforcement authority from the department to the agency; amending s. 383.31, F.S., relating to birth center clients and informed consent; reassigning duties from the department to the agency; amending s. 383.32, F.S., relating to birth center clinical records; reassigning duties from the department to the agency; amending s. 383.324, F.S., relating to birth center inspections and investigations; reassigning the duty to conduct inspections and investigations and to charge inspection fees from the department to the agency; amending s. 383.325, F.S., relating to birth center inspection reports; conforming a cross-reference to the transfer of inspection duties from the department to the agency; amending s. 383.327, F.S., relating to birth and death records; requiring that a report be made to the agency rather than to the department; amending s. 383.33, F.S., relating to administrative sanctions applicable to birth centers; reassigning the duty to impose penalties from the department to the agency; amending s. 383.331, F.S., relating to injunctive relief applicable to birth centers; reassigning the authority to bring certain legal actions from the department to the agency; providing that an action brought under this section is cumulative to other remedies; amending s. 383.335, F.S., relating to partial exemptions from birth center regulations; reassigning rulemaking authority from the department to the agency; amending s. 390.001, F.S., relating to the termination of pregnancies; reassigning duties from the department to the agency; amending s. 390.011, F.S.; providing definitions pertaining to abortion regulation; defining the term "agency" and deleting the term "department" from definitions relating to ch. 390, F.S.; amending s. 390.012, F.S., relating to the administration of abortion regulation and disposal of fetal remains; reassigning duties from the department to the agency; amending s. 390.014, F.S., relating to licensure of abortion clinics; reassigning duties from the department to the agency; amending s. 390.015, F.S., relating to abortion clinic licensure; reassigning duties from the department to the agency; amending s. 390.016, F.S.; relating to the expiration and renewal of abortion clinic licenses; reassigning duties from the department to the agency; amending s. 390.017, F.S.; providing grounds for certain disciplinary actions against abortion clinic licenses; providing for revocation, suspension, or non-renewal of such licenses by the agency, rather than by the department; amending s. 390.018, F.S.; providing alternative disciplinary actions against abortion clinic licenses; allowing the agency, rather than the department, to impose and enforce an administrative fine; amending s. 390.019, F.S., relating to inspections and investigations of abortion clinics; providing for the agency, rather than the department, to conduct these inspections and investigations; amending s. 390.021, F.S.; providing for the agency, rather than the department, to institute injunction proceedings against unlicensed abortion clinics; amending s. 394.4788, F.S.; redesignating the Health Care Cost Containment Board as the Agency for Health Care Administration; amending s. 395.002, F.S.; providing definitions relating to hospital and ambulatory surgical center licensure; adding definitions of the terms "consolidation," "controlling interest," "holding company," "merger," and "ultimate owner"; amending s. 395.003, F.S., relating to hospital and ambulatory surgical center licensure; providing licensure requirements following consolidation of a licensee; providing licensure requirements following merger of licensees; requiring certain hospitals to comply with requirements relating to requesting organ and tissue donations specified in s. 732.922, F.S.; amending s. 395.004, F.S.; providing for a minimum license fee for hospitals; providing for a maximum license fee for ambulatory surgical centers; amending s. 395.1041, F.S., relating to access to emergency care; providing for inventory listing of service categories of an emergency nature as determined by the agency; requiring certain specialty hospitals to provide emergency services and care; recognizing an exception under federal law for cases in which hospitals are not required to provide emergency services and care; requiring most hospitals to post signs notifying patients about rights to emergency services and care; requiring employees of hospitals that do not offer emergency services to exercise reasonable care in assessing emergency medical conditions; amending s. 395.1046, F.S., relating to complaint-investigation procedures; providing for unannounced complaint investigations; requiring entrance and exit conferences with hospital personnel; deleting provisions for written prior notice of a complaint investigation; providing subpoena and deposition authority for complaint investigations; amending s. 395.1055, F.S.; specifying circumstances in which the use of seclusion and restraint is consistent with the rights of certain individuals; specifying the data that hospitals must submit to the Agency for Health Care Administration; deleting a prohibition on the collection of data that identify individual patients; amending s. 395.3025, F.S., authorizing access to certain hospital patient data by the Department of

Health and Rehabilitative Services for specified purposes; amending s. 395.701, F.S.; redesignating the Health Care Board as the Agency for Health Care Administration; amending s. 395.7015, F.S.; revising the applicability of an annual assessment on certain diagnostic imaging services; amending s. 400.407, F.S., relating to licensure of adult congregate living facilities; deleting dates that have passed; amending s. 408.001, F.S.; redesignating the Health Care Cost Containment Board as the Agency for Health Care Administration; amending s. 408.031, F.S.; correcting a cross-reference; amending s. 408.032, F.S.; revising definitions relating to health facility and services development; amending s. 408.033, F.S.; providing legislative intent; revising the membership of the local health councils; providing additional duties of the local health councils; deleting provisions creating the Statewide Health Council; revising a fine; providing for denial of relicensure for failure to pay facility fees; providing duties of the Health Coordinating Council with respect to health planning; amending s. 408.034, F.S.; assigning duties and responsibilities relating to health facility services and development to the Agency for Health Care Administration; amending s. 408.035, F.S.; revising review criteria; amending s. 408.036, F.S.; providing projects subject to review; revising projects subject to expedited review; providing additional exemptions; amending s. 408.037, F.S.; modifying the content of certificate-of-need applications; amending s. 408.038, F.S.; providing for the agency, rather than the department, to receive certain fees; correcting a cross-reference; amending s. 408.039, F.S., relating to the review process; deleting a requirement for a resolution; reassigning duties from the department to the agency; correcting cross-references; amending s. 408.040, F.S., relating to conditions and monitoring; providing for agency actions, fines, and injunctive relief; extending the validity period for certificates of need; prohibiting transfers and divisions and limiting consolidations, of certificates of need; amending s. 408.041, F.S., relating to penalties; providing for fines; correcting cross-references; amending s. 408.043, F.S.; eliminating special provisions for specified nursing homes; providing a preference for cooperative agreements for tertiary service providers; providing definitions; requiring certain hospitals to make certain services available to other hospitals under specified circumstances; amending s. 408.044, F.S., relating to injunctions; reassigning duties from the department to the agency; correcting cross-references; amending s. 408.045, F.S., relating to competitive sealed proposals; reassigning duties; correcting cross-references; creating a requirement for recommendations by the agency regarding continued need for certificate-of-need regulation; amending s. 408.05, F.S.; conforming provisions to the transfer of the State Center for Health Statistics from the Department of Health and Rehabilitative Services to the Agency for Health Care Administration; conforming cross-references; repealing a listing of the types of data to be collected by the State Center for Health Statistics; deleting an obsolete requirement for a report on the status of the establishment of the State Center for Health Statistics; deleting an obsolete requirement for the appointment of the initial members of the State Comprehensive Health Information System Advisory Council; amending s. 408.061, F.S.; listing types of data to be collected by the Agency for Health Care Administration; providing legislative intent; imposing data collection prerequisites on the agency; directing the agency to review its data reporting requirements; deleting an obsolete reference to the final Florida Health Plan; requiring certain hospitals to report specified outcomes data; amending s. 408.062, F.S.; deleting obsolete references to certain reports; authorizing the agency to modify data collection requirements; requiring the Agency for Health Care Administration to summarize and distribute information relating to effectiveness-of-care and cost-of-care outcomes for hospitals; authorizing the agency to conduct studies and requiring a report regarding health care providers' self-referral practices; deleting an obsolete requirement for a study and report on establishment of a category of medically indigent hospital patients; amending s. 408.07, F.S.; repealing definitions relating to hospital budget review; defining the term "diagnostic imaging services"; redefining the term "nursing home" to delete exclusion of facilities licensed under ch. 651, F.S., and redefining other terms; amending s. 408.704, F.S.; deleting obsolete provisions and conforming a cross-reference; amending ss. 409.2673, 409.9113, F.S.; redesignating the Health Care Cost Containment Board as the Agency for Health Care Administration; amending s. 409.9116, F.S.; conforming a cross-reference; amending s. 440.13, F.S.; redesignating the Health Care Cost Containment Board as the Agency for Health Care Administration; amending s. 455.239, F.S.; providing for the licensure of designated health care services by the agency, rather than the department; correcting a cross-reference; amending s. 483.610, F.S.; adding a definition of the term "agency" and deleting the term "department" for purposes relating to the regulation of cholesterol screening; amending s. 483.613, F.S.; providing for the licensure of cholesterol screening centers by the agency, rather

than the department; amending s. 483.615, F.S.; providing for the agency, rather than the department, to issue, renew, deny, and suspend licenses for cholesterol screening and to set fees therefor; amending s. 483.616, F.S., relating to standards of operation for cholesterol screening centers; reassigning a rulemaking duty from the department to the agency; amending s. 483.620, F.S., reassigning duties relating to the inspection and investigation of cholesterol screening centers from the department to the agency; amending s. 483.621, F.S.; providing for public access to cholesterol screening center inspection reports; changing cross-references to conform to the transfer of inspection duties from the department to the agency; amending s. 483.622, F.S.; providing for the agency, rather than the department, to impose administrative penalties relating to cholesterol screening centers; amending s. 483.624, F.S.; providing for the agency, rather than the department, to seek injunctive relief against cholesterol screening centers; amending s. 627.4236, F.S.; providing for the agency, rather than the department, to perform duties relating to insurance and health maintenance organization coverage of bone marrow transplant procedures; amending s. 651.118, F.S., to conform to the act and revising procedures for continuing care facilities; amending ss. 732.915, 732.921, F.S.; providing for the agency, rather than the department, to establish and implement a program relating to organ and tissue donations; amending s. 732.9215, F.S.; providing for the agency, rather than the department, to develop, implement, and report to the Legislature about education programs relating to anatomical gifts; amending s. 732.922, F.S.; providing that the agency, rather than the department, is to make rules relating to educating hospital personnel who have the duty to request organ donations; providing appropriations; repealing s. 20.42(2)(d) and (6), F.S., relating to the Health Care Board; repealing s. 408.003, F.S., relating to the appointment of members to the Health Care Board; repealing s. 408.02(2), (3), (4), F.S., relating to practice parameters; repealing s. 407.61, F.S., relating to studies of health care provider self-referral practices by the Health Care Cost Containment Board; repealing s. 408.042, F.S., relating to limitation on transfers of certificates of need; repealing s. 408.072, F.S.; relating to review of hospital budgets; repealing s. 408.08(2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (12), (13), F.S., relating to enforcement of hospital budget review; repealing s. 408.085, F.S., relating to an advisory panel for budget review of comprehensive inpatient rehabilitation hospitals; repealing s. 455.25(2), F.S., relating to disclosure of financial interest; providing an effective date.

By the Committee on Agriculture and Senator Foley—

CS for SB 1488—A bill to be entitled An act relating to pest control; amending s. 482.051, F.S.; requiring additional rules relating to use of pesticides; amending s. 482.061, F.S.; revising provisions relating to the qualifications of inspectors; amending s. 482.071, F.S.; revising the prohibition against unlawful activity relating to a licensee's contractual obligations upon dissolution or transfer of a pest control business; providing penalties; amending s. 482.132, F.S.; revising the provisions relating to qualifications of pest control operators; amending s. 482.155, F.S.; requiring certain recordkeeping; specifying an exemption from regulation under ch. 482, F.S.; amending s. 482.156, F.S., relating to commercial landscape maintenance personnel; clarifying language; amending s. 482.161, F.S.; revising disciplinary actions; amending s. 482.163, F.S., relating to responsibility for pest control activities of employees; strengthening the department's enforcement powers; amending s. 482.211, F.S.; specifying an exemption from regulation under ch. 482, F.S.; creating the Subterranean Termite Treatment Study Committee, providing for composition and meeting procedures; requiring a report; providing an effective date.

By the Committees on Corrections, Probation and Parole; Criminal Justice; and Senators Silver, Johnson, Crenshaw and Crist—

CS for CS for SB's 1564, 1736 and 2194—A bill to be entitled An act relating to criminal penalties; requiring the court to sentence a defendant to life in prison if the defendant is convicted of a forcible felony, or other offense, at specified levels, and the defendant has two or more prior offenses that are or would be forcible felonies, or other offenses, at specified levels on the sentencing guidelines, if such offenses were committed in this state on or after the sentencing guidelines became effective; providing an effective date.

By the Committee on Appropriations and Senator Foley—

CS for SB 1582—A bill to be entitled An act relating to agriculture; amending s. 581.031, F.S.; revising powers and duties of the Department of Agriculture and Consumer Services; amending s. 581.083, F.S.; establishing an application fee for special permits; amending s. 581.131, F.S., relating to certificates of registration; providing requirements for advertising; amending s. 581.212, F.S.; revising provisions relating to moneys deposited in the Plant Industry Trust Fund; amending s. 586.045, F.S.; requiring the department to provide written notice and renewal forms to beekeepers and allowing for extension; creating s. 586.112, F.S.; providing for stop-sale and stop-movement of honeybees, honeybee products, and beekeeping equipment; repealing s. 586.165, F.S., relating to a pilot apiary protection program; providing an effective date.

By the Committee on Governmental Operations and Senators Forman, Jones, Bankhead, Crenshaw, Diaz-Balart, Williams, Sullivan and Boczar—

CS for SB's 1636, 1850, 2240 and 2568—A bill to be entitled An act relating to information resources management; amending s. 20.055, F.S.; encouraging inclusion of electronic data processing auditors on agency internal audit staffs; amending s. 112.3145, F.S.; providing that members of the Information Technology Resource Procurement Advisory Council are specified state employees for the purpose of financial disclosure; amending s. 186.021, F.S.; requiring state agency strategic plans to identify information resources management needs associated with agency programs; amending s. 186.022, F.S.; requiring the Executive Office of the Governor to consider in its review of state agency strategic plans the findings of the Information Resource Commission with respect to the strategic information resources management issues; amending s. 216.0445, F.S.; requiring the Information Resource Commission to make recommendations on projects to be designated for special monitoring; amending s. 216.163, F.S.; requiring the Governor's recommended budget to include recommendations, including proviso language, designating information resource management projects for special monitoring and designation of the project monitor; amending s. 282.004, F.S.; amending legislative intent with respect to information resources management; amending s. 282.303, F.S.; redefining the term "information resources management"; amending s. 282.304, F.S.; providing that the executive administrator of the Information Resource Commission shall be subject to an annual performance contract by the commission; amending s. 282.305, F.S.; adding to the duties of the Information Resource Commission; directing the commission to work in conjunction with the Information Resources Management Advisory Council and the Department of Management Services when agencies request assistance with specified projects; changing the date for submitting information resources management issues for inclusion in the legislative budget instructions; requiring the Information Resource Commission to prepare a list of the projects designated for special monitoring in the General Appropriations Act and submitting the list to designated recipients; requiring the Information Resource Commission to develop recommendations on streamlining data centers; correcting a cross reference; amending s. 282.3061, F.S.; requiring the State Strategic Plan for Information Resources Management to include a description of the projects designated for special monitoring; requiring the executive administrator to provide quarterly progress reports to the commission on the implementation of such plan; amending s. 282.3062, F.S.; changing the date for submission by the Board of Regents of its annual report on information resources management; amending s. 282.307, F.S.; making agency information resources management plans consistent with agency strategic plans; amending s. 282.308, F.S.; correcting terminology to conform; amending s. 282.312, F.S.; requiring agency annual performance reports to include an explanation of notable difficulties incurred during the course of an information resource management project; requiring the reports to also include an assessment of information resources management issues relating to personnel; amending s. 282.313, F.S.; authorizing data processing boards to expend funds for specified research and development projects; authorizing specified agreements; amending s. 282.314, F.S.; authorizing the Information Resources Management Advisory Council to provide assistance to state agencies upon request; requiring the council to advise the Department of Management Services; amending s. 282.318, F.S.; relating to security of data and information technology resources; requiring agencies to note the percentage of critical applications that have contingency plans; creating s. 282.322, F.S.; creating a special monitoring process for designated information resources manage-

ment projects; providing for contracting for project monitors; providing for reports; amending s. 287.073, F.S.; requiring the Information Technology Resource Procurement Advisory Council to review certain additional contracts; requiring major changes to projects subject to the council's review to be considered by the council and other original approval authorities; providing a definition; requiring council review of certain project contracts and contract dissolutions before their execution; prescribing duties of the council relating to contract review and inclusion of specified provisions; modifying the membership of the council, requiring council action to be a majority of those present; amending ss. 6 and 8, ch. 93-278, L.O.F., extending the date for the Department of Management Services to develop criteria for delegating varying levels of purchasing authority to agencies; extending the date for the Department of Management Services to develop model contracts for information technology resources acquisitions; specifying certain requirements for the model contracts; requiring the Department of Management Services to develop model procurement documents for information technology resources; requiring a report by the Department of Management Services; requiring the Department of Management Services to establish a negotiating team for information technology resources; requiring the Information Resource Commission to contract for a baseline assessment of all state data centers; specifying contract requirements; providing for an effective date.

By the Committee on Health and Rehabilitative Services; and Senators Brown-Waite and Grant—

CS for SB 1646—A bill to be entitled An act relating to sexually transmissible disease; creating s. 384.287, F.S.; prescribing procedures for testing certain persons for sexually transmissible disease when significant exposure may have occurred which infected an officer, firefighter, ambulance driver, emergency medical technician, or paramedic with the disease; requiring information otherwise made confidential to be kept confidential; providing penalties for disclosure of confidential information; repealing s. 796.08(6), F.S., relating to screening of certain persons for sexually transmissible diseases; providing an effective date.

By the Committee on Natural Resources and Conservation; and Senators Grant and Brown-Waite—

CS for SB 1652—A bill to be entitled An act relating to biomedical waste; amending s. 1 of ch. 92-31, Laws of Florida; continuing a moratorium that prohibits the construction of biomedical waste incinerators until a date specified; exempting certain incinerators for which state and local permitting have been completed and upon which construction has begun by the effective date of the act; providing that the prohibition applies to new incinerators; providing a definition of "commenced construction"; requiring the Department of Environmental Protection to make certain legislative recommendations; requiring the Department of Environmental Protection and the Department of Health and Rehabilitative Services to review and amend certain rules, and evaluate state biomedical waste generation and treatment capacity, according to a specified schedule; requiring a report to the Legislature; providing an effective date.

By the Committee on Commerce and Senators Dudley, Williams, Weinstein, Sullivan, Casas, Turner and Meadows—

CS for SB 1704—A bill to be entitled An act relating to electric utilities; creating s. 366.0401, F.S., relating to geographic areas within which electric utilities shall be the exclusive provider of retail electric service; providing legislative findings, policies, and purposes; providing definitions; ratifying existing orders of the Florida Public Service Commission relating to territorial agreements and service areas of electric utilities; providing express authority to the commission to establish certified service areas within which electric utilities shall have the exclusive authority and obligation to provide retail electric service; providing procedures and criteria for affected electric utilities or the commission to resolve disputes concerning service areas and certified service areas; authorizing the commission to adopt an implementing schedule together with rules and regulations to implement the act; providing that incorporation, consolidation, or annexation of certified service areas shall not alter existing service rights of affected electric utilities except as provided in the act; precluding the exercise of the power of eminent domain to acquire property of electric utilities under certain circumstances; providing procedures and

criteria for the modification of certified service areas under certain circumstances; confirming authority to enter into franchise agreements; providing for the commission's supervision of certified service areas and providing for antitrust immunity; providing for the application of the act; repealing and superseding any general, local, or special act or municipal charter to the extent of any inconsistency with this act; amending s. 336.04, F.S.; deleting certain jurisdictional provisions with respect to the commission to conform to the act; providing for the application of the act; amending s. 366.11, F.S.; providing a cross reference; providing an effective date.

By the Committees on Finance, Taxation and Claims; Education; and Senator Johnson—

CS for CS for SB 1732—A bill to be entitled An act relating to education; amending s. 24.121, F.S.; revising provisions relating to the allocation of revenues and expenditure of funds in the Educational Enhancement Trust Fund; amending ss. 229.592, 230.23, F.S.; correcting cross-references to conform to changes made by the act; amending s. 230.23, F.S.; revising provisions relating to accounting and budgetary controls; amending s. 236.081, F.S.; revising the method of computing the required local effort for purposes of the Florida Education Finance Program; amending s. 237.02, F.S., relating to district expenditures; providing an effective date.

By the Committee on Community Affairs and Senator Williams—

CS for SB 1780—A bill to be entitled An act relating to financial matters; providing for a reduced permit processing fee or waiver for small counties and municipalities; providing a fee cap; providing an effective date.

By the Committee on Finance, Taxation and Claims; and Senators Diaz-Balart, Jones, Casas, Turner and Gutman—

CS for SB's 1864 and 2212—A bill to be entitled An act relating to the Hurricane Andrew Recovery and Rebuilding Trust Fund; amending s. 1, ch. 92-350, Laws of Florida; providing for transfer of revenues from the General Revenue Fund to the trust fund for fiscal years 1994-1995 and 1995-1996; providing that the Governor shall submit recommendations regarding requests for funding relief and recovery activities to the Legislature; prohibiting expenditure of such funds for certain purposes; providing for audits; providing for recovery of improperly expended funds; amending s. 7, ch. 92-350, Laws of Florida; providing for transfer of the unobligated balance in the trust fund to the Working Capital Fund on June 30, 1996; providing an effective date.

By the Committee on Finance, Taxation and Claims; and Senator Grant—

CS for SB 1908—A bill to be entitled An act relating to community contribution tax credits; amending ss. 220.183 and 624.5105, F.S.; providing that certain nonprofit museum facilities qualify as an eligible sponsor to undertake projects for which community contributions may receive the community contribution credits against the corporate income tax and insurance premium taxes for a specified period; providing application of area requirements to such projects; providing an effective date.

By the Committee on Judiciary and Senator Jones—

CS for SB 1940—A bill to be entitled An act relating to dissolution of marriage, support, and custody; amending s. 61.075, F.S.; revising language with respect to the date for determining the value of assets and the amount of liabilities identified or classified as marital; amending s. 61.13, F.S.; providing that the circuit court in the county in which either parent and the child resides or the circuit court in which the original award of custody was entered have jurisdiction to modify an award of child custody; amending s. 61.30, F.S.; providing that the trier of fact, after considering all relevant factors, may order payment of child support which varies from guideline amounts; amending s. 61.401, F.S.; revising language with respect to the appointment of the guardian ad litem; amending s. 61.402, F.S.; revising language with respect to funding for security

background checks of guardians ad litem; amending s. 61.403, F.S.; providing that a guardian ad litem shall act as next friend, investigator or evaluator, not as attorney or advocate, but shall act in the child's best interest; amending s. 415.503, F.S.; revising provisions with respect to funding for security background checks of guardians ad litem; providing an effective date.

By the Committee on Community Affairs and Senator Jones—

CS for SB 1944—A bill to be entitled An act relating to community redevelopment; amending ss. 163.340, 163.345, 163.350, 163.355, 163.360, 163.362, 163.365, 163.370, and 163.387, F.S.; including the development and provision of affordable housing within provisions for establishing and developing community redevelopment areas; authorizing community redevelopment agencies to administer the disposition of certain real property under certain circumstances; providing an effective date.

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

CS for SB 1946—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; amending s. 20.19, F.S.; providing duties of the deputy secretary; clarifying conflict of interest provisions of health and human services boards; providing for managing partner demonstration sites; providing for designation and duties of managing partner health and human services boards; providing for a chief executive officer; providing for annual contracts between the boards and the secretary of the department; specifying contract requirements; providing for monitoring of the managing partner boards; providing for removal of designation; providing liability protection for managing partner board members; providing for managing partner board membership; providing for financial disclosure and conflicts of interest; requiring evaluation and a report; authorizing the department to adopt rules; authorizing the health and human services boards to establish nonprofit corporate foundations to support district programs and facilities; specifying requirements for organization and operation; providing for separate foundation bank accounts; authorizing certain contracts with the department; providing for private contributions requiring an annual audit and report to the board; providing authority of the department's inspector general to receive certain information; clarifying duties of the Statewide Health and Human Services Board; amending s. 397.821, F.S.; correcting a cross reference; providing for legislative review and repeal of s. 20.19(9), F.S., relating to managing partner demonstration sites; providing an effective date.

By the Committees on Rules and Calendar; Health Care; and Senator Forman—

CS for CS for SB 2110—A bill to be entitled An act relating to Medicaid provider fraud; transferring responsibility for administering the state Medicaid fraud-control program from the Auditor General to the Department of Legal Affairs; creating s. 16.59, F.S.; establishing a Medicaid Fraud-Control office in the Department of Legal Affairs; amending ss. 409.907, 409.910, 409.913, F.S.; incorporating conforming revisions; amending s. 409.920, F.S.; conforming the transfer of duties and providing for assistance from any state attorney or law enforcement agency in investigating and prosecuting Medicaid fraud cases; providing an effective date.

By the Committee on Criminal Justice and Senator Jones—

CS for SB 2142—A bill to be entitled An act relating to crime prevention; creating the Crime Prevention and Intervention Demonstration/Pilot Project; providing legislative intent; providing for establishment of program districts and district advisory committees; prescribing guidelines for mandatory and optional program services and activities; prescribing contractual responsibilities of the Department of Health and Rehabilitative Services with respect to the program, and providing for a contracting organization; providing budget authority; providing an appropriation; providing an effective date.

By the Committee on Community Affairs and Senator Jones—

CS for SB 2144—A bill to be entitled An act relating to public construction; amending s. 255.20, F.S.; requiring counties, municipalities, special districts, and other political subdivisions to competitively award construction projects exceeding \$200,000 in costs; defining the term “competitive award”; providing exceptions; providing for the lowest responsive and qualified bidder; providing for purpose; providing for the nondisplacement of the requirements of applicable minority-business enterprise programs or local-preference ordinances; providing for adjustments to the threshold amount; providing procedures for a local government to use its own services, employees, and equipment; providing for inspection of local government public construction projects by a licensed contractor; providing for the application of the act; providing an effective date.

By the Committees on Transportation; Natural Resources and Conservation; and Senators Kirkpatrick, Kiser and Grogan—

CS for CS for SB 2162—A bill to be entitled An act relating to the Gas Tax Collection Trust Fund; amending s. 212.69, F.S.; increasing the amount of money to be transferred annually from the trust fund and specifying the purposes for which those moneys may be used; revising the restrictions upon the use of certain transferred funds; providing an effective date.

By the Committee on Transportation and Senator Diaz-Balart—

CS for SB 2180—A bill to be entitled An act relating to transportation authorities; amending s. 348.0002, F.S.; providing a definition for the term “public transportation facility”; limiting such definition to a county as defined in s. 125.011(1), F.S.; amending s. 348.0004, F.S.; expanding the powers of an expressway authority in a county defined in s. 125.011(1), F.S., to authorize the use of excess revenues for financing the planning, design, construction, rehabilitation, or improvement of a public transportation facility; providing limitations; requiring a public hearing; providing an effective date.

By the Committee on Health Care and Senator Casas—

CS for SB 2246—A bill to be entitled An act relating to health care providers; amending s. 409.912, F.S.; conforming provisions to the transfer of responsibilities for the Medicaid program from the Department of Health and Rehabilitative Services to the Agency for Health Care Administration; providing a process to allow entities that are currently prohibited from contracting with the Medicaid program to obtain approval to reenter the program; providing an effective date.

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

CS for SB 2270—A bill to be entitled An act relating to wastewater reuse; creating s. 373.2505, F.S.; providing for the encouragement of reuse; providing definitions; requiring the water management districts to adopt rules to allocate reclaimed water and to provide for emergency situations; providing for application of the section; providing an effective date.

By the Committee on Transportation and Senators Jenne, Crist, Forman and Johnson—

CS for SB's 2324 and 2030—A bill to be entitled An act relating to motor vehicle license plates; providing for the issuance of Florida Professional Sports Team license plates; providing for application and issuance of such plates; providing for fees; providing for the disposition of fees; providing an effective date.

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

CS for SB 2328—A bill to be entitled An act relating to boating; directing the Department of Environmental Protection to mark a navigation channel within Silver Glen Run and Silver Glen Springs and to establish permanent anchorage buoys and restrictions; providing for penalties; providing an effective date.

By the Committee on Governmental Operations and Senator Grogan—

CS for SB 2398—A bill to be entitled An act relating to settlement of suits involving executive branch agencies or officers; amending s. 45.062, F.S.; requiring an existing appropriation established by law before an expenditure may be made in connection with a negotiated settlement; prohibiting a state agency from pledging any current or future action of another branch of state government as a condition of settlement; providing an effective date.

By the Committee on Judiciary and Senator Dudley—

CS for SB 2432—A bill to be entitled An act relating to interest; amending s. 55.03, F.S.; revising the rate of interest on certain judgments and decrees; providing a procedure for setting the rate of interest on an annual basis by the Comptroller of the State of Florida; amending s. 215.422, F.S.; revising the rate of interest on vouchers authorizing payment of an invoice submitted to an agency of the state or the judicial branch; amending s. 687.01, F.S.; revising the rate of interest in the absence of a contract provision specifying the rate of interest; amending s. 337.141, F.S.; revising the rate of interest on public contracts; providing an effective date.

By the Committees on Finance, Taxation and Claims; Community Affairs; and Senator Jones—

CS for CS for SB 2470—A bill to be entitled An act relating to financial affairs of local governments; amending s. 11.45, F.S.; revising definitions; requiring additional audit reports; requiring the Auditor General to notify the Governor and Legislative Auditing Committee when a local governmental entity is in, or is about to enter, a state of financial emergency; providing goals and objectives for the local government financial reporting system; amending s. 166.231, F.S., authorizing an increase in the public service tax rate under certain conditions; amending s. 189.4035, F.S.; reducing the distribution of the official list of special districts; amending s. 189.4085, F.S.; requiring that special districts submit bond information to the Division of Bond Finance of the State Board of Administration; amending s. 189.412, F.S.; revising duties of the Special District Information Program of the Department of Community Affairs; amending s. 189.418, F.S.; revising the implementing and reporting requirements applicable to a special district; amending s. 189.419, F.S.; requiring that special districts submit additional reports and providing for action to be taken against special districts for noncompliance; amending s. 215.322, F.S., relating to acceptance of credit cards by state agencies, units of local government, and the judicial branch; defining the term “unit of local government”; amending s. 218.31, F.S.; defining and redefining terms for purposes of local governmental financial management and reporting; amending s. 218.32, F.S.; revising financial reporting requirements for local governmental entities; creating s. 218.321, F.S.; providing for preparation of financial statements by local governmental entities; amending s. 218.33, F.S., relating to uniform fiscal years and accounting practices; conforming terminology; amending s. 218.335, F.S.; providing for local governmental entities to charge interest; amending s. 218.34, F.S.; providing that special districts may consider carry-over funds when making special district appropriations; amending s. 218.37, F.S.; revising and providing duties of the Division of Bond Finance; amending s. 218.38, F.S.; revising the information required relating to bond issues; amending s. 218.501, F.S.; revising the purpose of the Local Government Financial Emergency Act; amending s. 218.502, F.S.; providing for a definition of the term “local governmental entity”; amending s. 218.503, F.S.; revising procedures for determining and handling financial emergencies of a local governmental entity; amending s. 218.504, F.S., relating to cessation of state action; conforming terminology; authorizing the Department of Transportation to collect program

data from counties and municipalities; authorizing the Comptroller to collect information from entities that submit annual financial reports to meet secondary market disclosure standards for municipal securities; amending s. 186.901, F.S.; transferring responsibility for determination of local government population estimates from the Executive Office of the Governor to the Joint Legislative Management Committee; expanding the period through which population changes resulting from municipal annexations or consolidations may be counted for inclusion in the annual revenue sharing calculation; requiring that property valuation estimates of annexed or consolidated properties be forwarded to the Executive Office of the Governor; amending ss. 145.021, 163.3191, and 380.06, F.S., to conform; amending s. 236.081, F.S.; transferring responsibility for preparation of the Florida Price Level Index from the Executive Office of the Governor to the Commissioner of Education; amending s. 213.053, F.S.; authorizing the Department of Revenue to share information with the Department of Education for preparation of the index; providing an effective date.

By the Committee on Education and Senators Johnson, Dudley and Forman—

CS for SB's 2478, 2702 and 2750—A bill to be entitled An act relating to educational facilities; amending s. 235.011, F.S.; revising definitions; amending s. 235.014, F.S.; revising functions of the Office of Educational Facilities of the Department of Education relating to request for maintenance of sidewalks and bicycle trails and approval of site purchases; providing duties of the Department of Management Services relating to the Florida School for the Deaf and the Blind; amending s. 235.054, F.S.; requiring office approval of certain site purchases and submission of a site-waiver request; amending s. 235.19, F.S.; authorizing the construction of multistory facilities; providing an exception to standard site sizes in certain instances; providing board duties relating to maintenance of sidewalks and bicycle trails; amending s. 235.211, F.S.; providing exceptions to the requirement for architectural services; requiring the adoption of rules and procedures relating to construction and financing; revising provisions relating to use of alternative construction processes; amending s. 235.26, F.S., relating to the State Uniform Building Code for Public Educational Facilities Construction; clarifying applicability; providing an exception; clarifying provisions; providing for certain inspections; requiring review of plans for certain leased facilities and inspection of facilities; requiring certain information for office approval; providing for certain verification of compliance; requiring code review; amending s. 235.31, F.S., relating to the awarding of contracts; authorizing school boards in certain school districts to purchase services for maintenance, repair, and site improvement of educational facilities and ancillary plants under the contracts of other public agencies; providing that persons providing the services under the contracts may refuse to provide services to the school board; providing that the purchase must be to the economic advantage of the school district and meet certain requirements; amending s. 235.32, F.S.; authorizing penalties for noncompliance with a contract; authorizing incentives; amending s. 235.321, F.S.; authorizing boards to approve construction change orders; providing guidelines for change orders; amending s. 235.41, F.S.; revising provisions relating to the submission and content of the capital outlay budget request; amending s. 235.42, F.S.; revising provisions relating to appropriations to and from the trust fund; amending s. 230.23, F.S.; providing a duty of school boards relating to full school utilization programs; amending s. 236.25, F.S.; revising provisions relating to use of the district school tax for capital outlay purposes; creating s. 240.2805, F.S.; providing for administration of the capital improvement and building fees trust funds; amending s. 481.229, F.S., relating to exemption from licensure as an architect; providing an exemption for certain education projects; amending s. 489.125, F.S.; providing a procedure for prequalification of contractors; creating s. 235.017, F.S.; providing for the Office of Educational Facilities of the Department of Education to delegate to a district school board its authority to review and inspect construction documents and projects; requiring that such review and inspection be conducted by an educational facilities compliance officer certified by the Office of Educational Facilities; providing requirements for certification as an educational facilities compliance officer; requiring that certain information be reported to the Office of Educational Facilities with respect to a construction, renovation, or remodeling project undertaken by a district school board; providing circumstances under which the Office of Educational Facilities may revoke a district school board's authority to review and inspect construction documents and projects; amending s. 235.018, F.S.; deleting provisions authorizing the Office of Educational Facilities to delegate its

authority to review, approve, and inspect plans for educational facilities, to conform to changes made by the act; amending s. 235.4235, F.S.; deleting State Board of Education approval of certain unexpended capital outlay project funds; amending s. 240.295, F.S.; revising authorization requirements for state university fixed capital outlay projects; amending s. 235.435, F.S.; authorizing the Board of Regents to use Public Education Capital Outlay and Debt Service Trust Fund allocations for certain purposes; amending s. 240.209, F.S., relating to the powers and duties of the Board of Regents; permitting additional uses of fixed capital outlay funds; repealing s. 235.149, F.S., which requires a survey and report of available lease property; repealing s. 235.439, F.S., relating to evaluation of full school utilization programs; providing an effective date.

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

CS for SB 2532—A bill to be entitled An act relating to domestic violence; amending s. 415.602, F.S.; amending definitions relating to ss. 415.601-415.608, F.S.; amending s. 415.603, F.S.; amending duties of the Department of Health and Rehabilitative Services relating to domestic violence, including directing the department to develop by rule criteria for the certification and funding of domestic violence centers and directing the department to contract with a statewide association to provide for specified services; amending s. 415.605, F.S.; expanding the list of services that a domestic violence center must offer in order to be certified; amending s. 415.608, F.S.; clarifying the circumstances in which confidential information may be released; providing an effective date.

By the Committee on Governmental Operations and Senator Bankhead—

CS for SB 2598—A bill to be entitled An act relating to regional poison control centers; amending s. 395.1027, F.S.; providing legislative intent; limiting the types of facilities that may be listed as a poison information center, poison control center, or poison center; amending s. 768.28, F.S.; providing that regional poison control centers shall be considered agents of the State of Florida, Department of Health and Rehabilitative Services; requiring the poison control centers to indemnify the state for any liabilities; providing an effective date.

By the Committee on Rules and Calendar; and Senators Scott and Thomas—

CS for SJR 2606—A joint resolution proposing an amendment to Section 3 of Article III of the State Constitution, relating to the date on which regular sessions of the Legislature are to convene.

By the Committee on Finance, Taxation and Claims; and Senator Gutman—

CS for SB 2614—A bill to be entitled An act relating to the county local option food and beverage tax; amending s. 212.0306, F.S.; clarifying the applicability of the optional 1-percent tax; providing for projecting the annual gross revenues of certain new businesses, to determine their eligibility for exemption from the tax; providing additional purposes, including bonds, for which the tax proceeds and the interest accrued thereon may be used; requiring an advisory body to the county commissioners; repealing s. 212.0306(7), F.S., which provides for October 1, 2008, repeal of such section; providing an effective date.

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

CS for SB 2668—A bill to be entitled An act relating to public assistance; providing legislative findings; establishing a food stamp outreach task force; requiring the development of a plan; providing for the composition, powers, and duties of the task force; providing for the Department of Health and Rehabilitative Services to act as agent on behalf of non-profit organizations for the receipt and disbursement of matching funds; establishing the Florida Works Planning Committee; providing the composition of the committee; requiring the development of a report and specifying the contents of the report; providing an effective date.

By the Committee on Rules and Calendar; and Senator Kirkpatrick—

CS for SB 2752—A bill to be entitled An act relating to the confidentiality of certain records of the Florida Agriculture Center and Horse Park Authority; providing that under certain conditions the identify of donors to the authority is confidential and exempt from disclosure; providing legislative findings of necessity; providing a conditional effective date.

By the Committee on Governmental Operations and Senator Wexler—

CS for SB 2766—A bill to be entitled An act relating to false claims against the state; creating the Florida False Claims Act; providing purposes of the act; providing definitions; creating a civil cause of action against persons and entities who present false claims against the state; providing for civil penalties and treble damages; providing procedures to bring or intervene in civil actions for false claims; authorizing the Department of Legal Affairs and the Department of Banking and Finance to investigate and to bring a civil action; authorizing private citizens to bring a civil action for violations of the act; authorizing the Department of Legal Affairs or the Department of Banking and Finance to intervene in such an action; providing for rights of the parties to civil actions; providing for awards to the parties who bring civil actions; providing for reduction of treble damages awards under certain circumstances and requiring a written order; providing for an award of expenses, attorney's fees, and costs; authorizing limited stays of discovery in certain circumstances; providing exemptions from the civil cause of action; authorizing compromise and settlement; providing protections to participating employees; providing for agency awards and for deposit of remaining proceeds; providing for a statute of limitations for civil actions for false claims against the state; providing for construction and severability; providing for burden of proof; amending s. 16.53, F.S.; providing for deposit of moneys recovered under the act in the Legal Affairs Revolving Trust Fund or the Administrative Trust Fund of the Department of Banking and Finance; providing an effective date.

By the Committee on Executive Business, Ethics and Elections; and Senators Turner and Weinstein—

CS for SB 2924—A bill to be entitled An act relating to implementation of the National Voter Registration Act of 1993 for federal and state elections; creating part I of chapter 97, F.S.; providing general provisions of the election code; amending s. 97.012, F.S.; providing responsibilities of the Secretary of State as chief election officer; amending s. 97.021, F.S.; providing definitions; creating s. 97.023, F.S., relating to complaint procedures; transferring and renumbering s. 98.251, F.S., relating to the availability of Election Code reprints; creating part II of chapter 97, F.S., relating to the "Florida Voter Registration Act"; creating s. 97.032, F.S.; providing a short title; amending s. 97.041, F.S.; revising qualifications to register or vote; amending s. 97.051, F.S.; eliminating an identification requirement for registration and the requirement of a written statement under oath relating to previous registration or lack thereof; amending, transferring, and renumbering s. 98.111, F.S.; revising the registration application and requirements relating thereto to provide for a uniform statewide voter registration application and other voter registration forms in conformance therewith; creating s. 97.053, F.S., relating to acceptance of voter registration applications; amending, transferring, and renumbering s. 98.051, F.S.; revising the registration book-closing period; creating s. 97.057, F.S.; authorizing voter registration by the Department of Highway Safety and Motor Vehicles in conjunction with applications for, renewals of, and changes of address on drivers' licenses or identification cards and providing requirements therefor; creating s. 97.058, F.S.; authorizing voter registration at specified voter registration agencies and providing requirements therefor; amending s. 97.061, F.S.; revising provisions relating to registration of persons needing assistance in voting; transferring and renumbering s. 97.0631, F.S., relating to overseas voters; transferring and renumbering s. 97.065, F.S., relating to the administration of oaths to overseas voters; amending s. 97.071, F.S.; revising the contents of the registration identification card and providing for replacement of defaced, lost, or stolen cards and for issuance of a new card upon change of name, address, or party affiliation; creating s. 97.073, F.S.; providing for disposition of voter registration applications; amending, transferring, and renumbering s. 97.091, F.S., relating to registration in precinct and provisions for residence and name change at the polls; replacing

an affidavit under oath with a signed statement subject to specified false swearing penalties; transferring and renumbering s. 97.102, F.S., relating to change of residence; amending s. 97.1031, F.S., relating to notice of change of residence within the same county or change of name, to conform; transferring and renumbering s. 98.041, F.S., relating to the permanent single registration system established for all elections in the state, to conform; amending, transferring, and renumbering s. 98.031, F.S., relating to registration and election districts, precincts, and polling places, to conform a cross-reference; amending, transferring, and renumbering s. 98.161, F.S.; revising provisions relating to duties of the supervisor of elections, to include provisions on office hours and the appointment of deputy supervisors; creating s. 98.045, F.S.; providing for administration of voter registration; creating s. 98.055, F.S.; providing for registration list maintenance forms; creating s. 98.065, F.S.; providing for registration list maintenance programs; creating s. 98.075, F.S.; providing other registration list maintenance activities; amending s. 98.081, F.S., relating to removal of names from the registration books, to conform; transferring and renumbering s. 98.091, F.S., relating to municipalities' use of election systems; transferring and renumbering s. 98.321, F.S., relating to certificates of elections; amending, transferring, and renumbering s. 98.301, F.S., relating to duty of officials to furnish lists of deceased persons, persons adjudicated mentally incapacitated with respect to voting, and persons convicted of a felony, to conform; amending, transferring, and renumbering s. 98.211, F.S., relating to inspection of registration books, to conform a cross-reference; amending s. 98.212, F.S.; requiring supervisors to furnish information to the Department of State for federal reporting purposes; amending s. 98.461, F.S., relating to filing of the registration form, to conform a cross-reference; amending s. 101.694, F.S., relating to mailing of absentee ballot upon receipt of federal postcard application, to conform; amending s. 104.011, F.S., relating to false swearing, to conform; prohibiting willful submission of false voter registration information; providing penalties; amending s. 104.012, F.S., relating to consideration for registration; prohibiting interference with registration and soliciting registration for compensation; providing penalties; amending s. 104.013, F.S., relating to unauthorized use, possession, or destruction of voter registration identification card, to conform; amending s. 125.01, F.S., relating to powers and duties of county government, to correct a cross-reference; repealing ss. 97.063, 97.064, 97.072, 98.201, 98.271, 101.692, and 125.9505, F.S., relating to eligibility for absentee registration, registration of citizens residing overseas, federal employees, and military personnel when previously registered, replacement of registration identification card, removal of names of disqualified electors, appointment of deputy supervisors and volunteer deputy voter registrars, postcard application for ballot, and an exemption relating to volunteer deputy voter registrars, respectively, to conform; providing an effective date.

By the Committee on Executive Business, Ethics and Elections; and Senators Turner and Weinstein—

CS for SB 3016—A bill to be entitled An act relating to the confidentiality of records relating to voter registration; providing exemptions from public records requirements for information relating to the decision of persons with respect to specified voter registration; providing for future review and repeal; providing a finding of public necessity; providing an 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>
Board of Architecture and Interior Design Appointee: Bermello, Willy Arel, Coral Gables	10/31/97
Board of Building Codes and Standards Appointee: DeBay, James L., West Palm Beach	12/08/97
Florida Communities Trust	

<i>Office and Appointment</i>	<i>For Term Ending</i>
Appointee: Coffey, C. David, Gainesville	01/31/95
State Board of Community Colleges	
Appointee: Byrne, Patrick E. II, Niceville	09/30/98
Construction Industry Licensing Board	
Appointee: Pepin, Richard Chase, West Palm Beach	09/30/94
Education Practices Commission	
Appointee: Wallace, Brenda, Miami	09/30/95
Florida State Fair Authority	
Appointee: Rolle, Frankie Shannon, Miami	06/30/97
Board of Optometry	
Appointee: Braverman, Howard Joel, Hollywood	10/31/97
Hillsborough River Basin Board of the Southwest Florida Water Management District	
Appointee: Sherwood, Clark Todd, Lakeland	03/01/96

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Pat Thomas, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 617, HB 703, HB 817, HB 1055, HB 1105, HB 1143, CS for HB 1147, CS for HB 1227, CS for HB 1309, HB 1543, HB 1593, HB 2523, HB 2545; has passed as amended HB 287, HB 409, CS for HB 443, CS for HB 513, CS for HB 713, CS for HB 1193, HB 1335, HB 2243, HB 2347, HB 2397, HB 2411 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Tourism and Economic Development; and Representative Mackey and others—

CS for HB 617—A bill to be entitled An act relating to Stephen Foster Center; designating the craft building at Stephen Foster Center as “Cousin Thelma Boltin’s Craft and Gift Shop”; designating the south gate entrance into Stephen Foster Center as “Lillian Saunders Drive”; directing Stephen Foster Center to erect suitable markers; providing an effective date.

—was referred to the Committee on Governmental Operations.

By Representative Healey—

HB 703—A bill to be entitled An act relating to the Solid Waste Authority of Palm Beach County; amending ch. 75-473, Laws of Florida, as amended; authorizing the authority to provide for an extra compensation program, including a lump-sum bonus payment program, to reward outstanding authority employees whose performances exceed standards; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Davis and others—

HB 817—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; authorizing the City of Tampa to enter into a supplemental pension contract with certain firefighters and police officers to provide for additional benefits; authorizing the City of Tampa to enter into a pension contract with certain firefighters and police officers who become members of the City Pension Fund for Firefighters and Police Officers in the City of Tampa on or after October 16, 1992; providing for additional benefits for certain firefighters and police officers who have separated from service upon satisfying certain conditions; amending chapter 23559, Laws of Florida, 1945, as amended, relating to the General Employees’ Pension Plan of the City of Tampa to provide for benefits to

certain firefighters and police officers under said plan; confirming in part City of Tampa Ordinance No. 93-163; providing an effective date and providing for retroactive operation of certain provisions.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Boyd—

HB 1055—A bill to be entitled An act relating to disaster service volunteer leave; creating s. 110.120, F.S.; creating the “Florida Disaster Volunteer Leave Act,” relating to administrative leave; providing definitions; authorizing disaster service volunteer leave under certain conditions; providing an effective date.

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

By Representative Klein—

HB 1105—A bill to be entitled An act relating to driver licenses; amending s. 322.15, F.S.; requiring law enforcement officers issuing traffic citations to persons who do not have a driver license to require the person to place a fingerprint on the citation; providing an effective date.

—was referred to the Committees on Transportation and Judiciary.

By Representative Rojas—

HB 1143—A bill to be entitled An act relating to the Florida Prepaid Postsecondary Education Expense Program; amending s. 240.551, F.S.; providing power to require purchasers of advance payment contracts to verify contract changes; specifying verification procedures; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committee on Transportation and Representative Cosgrove—

CS for HB 1147—A bill to be entitled An act relating to airport zoning regulations; amending s. 333.03, F.S.; revising regulations with respect to location of educational facilities within an area contiguous to an airport; providing an effective date.

—was referred to the Committees on Education and Transportation.

By the Committee on Natural Resources and Representative Bronson and others—

CS for HB 1227—A bill to be entitled An act relating to recreational use of water management district lands; amending s. 373.1395, F.S.; including horseback riding and bicycling as allowable outdoor recreational purposes on water management district lands for purposes of limiting a water management district’s liability to those engaging in such activity; providing an effective date.

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

By the Committee on Higher Education and Representative Logan and others—

CS for HB 1309—A bill to be entitled An act relating to postsecondary education; amending s. 240.498, F.S.; creating a legal education component of the Florida Education Fund; providing a law school scholarship program and a pre-law scholarship loan program and specifying requirements; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By Representative Hawkins—

HB 1543—A bill to be entitled An act relating to Collier County; amending chapter 71-409, Laws of Florida; designating and naming county road 851 running North from state road 90 (US 41) to county road 846 (Immokalee Road) as Goodlette-Frank Road; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Harris—

HB 1593—A bill to be entitled An act relating to the Central County Water Control District, Hendry County; providing for the elimination of proxy voting in the election of the Board of Supervisors for the district; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By the Committee on Finance and Taxation; and Representative Chestnut—

HB 2523—A bill to be entitled An act relating to the Department of Revenue; amending s. 213.053, F.S.; authorizing the department to provide certain information relating to part I of chapter 212, F.S., to the Office of Agriculture Law Enforcement of the Department of Agriculture and Consumer Services; providing for application of confidentiality and penalty provisions; providing a statement of public necessity; providing an effective date.

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

By the Committee on Judiciary and Representative Trammell—

HB 2545—A bill to be entitled An act relating to the distribution of Florida Cases; amending s. 25.311, F.S.; changing terminology in relation to Florida Cases; amending s. 25.321, F.S.; changing terminology to Supreme Court Librarian to specify with whom certain affidavits are to be filed; amending s. 25.331, F.S.; authorizing the provision of alternate forms of Florida Cases and the exchange of reports; amending s. 25.381, F.S.; providing for publication of Florida Cases in alternate formats; providing an effective date.

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

By Representative Sindler—

HB 287—A bill to be entitled An act relating to telecommunications services; amending s. 364.02, F.S.; redefining the term "telecommunications company" to include reference to a facsimile transmission service; amending s. 166.231(9), F.S.; providing clarification that customer owned coin operated telephone and cellular interconnection charges are exempt from the municipal public services tax; providing a certification procedure; relieving the sellers of telecommunications services from the obligation of collecting and remitting such tax from exempted purchasers; creating s. 364.245, F.S.; providing findings; providing for discontinuation of telecommunications service if the service is used to violate state or federal law; providing for reinstatement of service; providing an effective date.

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

By Representative Wallace and others—

HB 409—A bill to be entitled An act relating to review of Article V; creating a task force to review Article V of the State Constitution relating to the judiciary; providing for the composition of the task force; providing for the term of the task force; providing for organization and composition; providing for powers and duties; providing an effective date.

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

By the Committee on Commerce and Representative Gay and others—

CS for HB 443—A bill to be entitled An act relating to corporations not for profit; amending s. 617.0831, F.S.; excluding directors of homeowners' associations from provisions providing for indemnification and liability of certain corporate personnel; amending s. 617.1908, F.S.; providing an exception to the nonapplication of the Florida Business Corporation Act to corporations not for profit; providing an effective date.

—was referred to the Committee on Commerce.

By the Committee on Natural Resources and Representative Thomas and others—

CS for HB 513—A bill to be entitled An act relating to vessel registration and water safety; amending ss. 327.10 and 327.11, F.S.; requiring airboats to display registration numbers in certain locations; amending s. 327.37, F.S.; prohibiting persons from engaging in water skiing or aquaplaning unless wearing an approved personal flotation device; providing an exemption; amending s. 327.54, F.S.; prohibiting liveries from leasing, hiring, or renting vessels unless each person water skiing or aquaplaning while with others in such vessel wears an approved personal flotation device; providing an effective date.

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

By the Committee on Appropriations and Representative Long and others—

CS for HB 713—A bill to be entitled An act relating to motor vehicle license plates; providing for the issuance of Florida Professional Sports Team license plates; providing for application and issuance of such plates; providing for fees; providing for the disposition of fees; providing an effective date.

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

By the Committee on Commerce and Representative Manrique—

CS for HB 1193—A bill to be entitled An act relating to financial transactions; creating s. 655.82, F.S.; providing for pay-on-death accounts; providing definitions; providing rights with respect to such accounts; providing for payments from such accounts; prohibiting payment for certain merchandise or services through unauthorized financial arrangements; creating ss. 711.50-711.512, F.S.; adopting the "Uniform Transfer-on-Death Security Registration Act," to establish a procedure to allow the owner of securities to register the title of the securities in transfer-on-death form and enable an issuer, transfer agent, broker, or other such intermediary to transfer the securities directly to the designated transferee on the owner's death; specifying applicability; providing an effective date.

—was referred to the Committees on Commerce and Judiciary.

By Representative Arnold—

HB 1335—A bill to be entitled An act relating to budgeting; exempting the Knott Data Center and the Projects, Contracts, and Grants budget entities from requirements relating to legislative budget requests; providing funding restrictions; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committee on Transportation and Representative Healey and others—

HB 2243—A bill to be entitled An act relating to eminent domain; amending s. 73.032, F.S.; revising language with respect to offers of judgment; limiting offers of judgment to certain amounts; providing additional criteria; providing for admissibility; amending s. 73.091, F.S.; revising language with respect to costs of the proceedings; providing for the submission of certain records; providing factors to be used in assessing costs; directing the court to make specific findings with respect to costs; amending s. 73.092, F.S.; revising language with respect to attorney's fees; revising language with respect to nonmonetary benefits; providing a schedule for fees based on benefits achieved; providing an effective date.

—was referred to the Committees on Judiciary and Appropriations.

By the Committee on Education and Representative Chestnut and others—

HB 2347—A bill to be entitled An act relating to education deregulation; repealing s. 230.2309, F.S., relating to the District School Site Restructuring Incentives Program; repealing s. 230.2312, F.S., relating to the Florida Primary Education Program; repealing s. 230.2313, F.S., relating to student services programs; repealing s. 230.2314, F.S., relating to the teachers as advisors program; repealing s. 230.2319, F.S., relating to the Florida Progress in Middle Childhood Education Program; repealing s. 230.232, F.S., relating to school board duties regarding pupil assignment; repealing s. 231.532, F.S., relating to the district quality instruction incentives program; repealing s. 232.08, F.S., relating to the issuance of age certificates for employment; repealing s. 232.301, F.S., relating to model programs for prevention of student failures and dropouts; repealing s. 233.057, F.S., relating to reading programs; repealing s. 233.0575, F.S., relating to mathematics and science mentor teachers; repealing s. 233.0576, F.S., relating to mathematics and science mentor teacher pilot projects; repealing s. 233.0641, F.S., relating to the free enterprise and consumer education program; repealing s. 233.0643, F.S., relating to water safety education; repealing s. 233.0677, F.S., relating to educational centers for gifted students; repealing s. 233.501, F.S., relating to consortium on quality instructional materials; repealing ss. 233.64, 233.641, 233.642, and 233.643, F.S., relating to the K through 12 Mathematics, Science, and Computer Education Quality Improvement Act and related advisory council; repealing s. 233.65, F.S., relating to residential mathematics and science honors high schools; repealing s. 236.0835, F.S., relating to school bus replacement funding; repealing s. 236.088, F.S., relating to the basic skills and functional literacy compensatory supplement; repealing s. 236.089, F.S., relating to allocations for student development services; repealing s. 236.091, F.S., relating to funding of public school programs of excellence in mathematics, science, and computer education; repealing s. 236.1223, F.S., relating to additional categorical funds for teaching writing skills; repealing s. 236.1224, F.S., relating to categorical funds for science laboratory facilities; repealing s. 236.1227, F.S., relating to the Quality Instruction Incentive Categorical Program; repealing s. 236.135, F.S., relating to computer-related equipment purchasing or leasing; repealing s. 239.121(3), F.S., relating to occupational specialists recruitment and training plans; amending ss. 39.01, 200.001, 200.065, 200.069, 228.041, 228.053, 230.23135, 230.2318, 231.62, 232.01, 232.19, 232.246, 236.013, 236.13, and 236.25, F.S.; correcting cross references and conforming language; amending s. 229.592, F.S., relating to school improvement and education accountability; extending authorization for exceptions to law; correcting cross references and conforming language relating to statutes held in abeyance; providing legislative intent; revising statutes subject to waiver; authorizing additional waivers; amending s. 233.067, F.S., relating to comprehensive health education and substance abuse prevention; deleting required program plans; deleting program review, funding, and evaluation requirements; amending s. 236.02, F.S.; deleting provisions relating to the seventh-period day; amending s. 236.081, F.S.; deleting provisions relating to the extended day supplement; providing that a parent or guardian may withdraw a child from any instruction which conflicts with the parent's religious beliefs; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committee on Appropriations and Representative Long—

HB 2397—A bill to be entitled An act relating to state correctional facilities; creating s. 215.607, F.S.; providing for the issuance of revenue bonds to finance or refinance the construction of state correctional facilities; providing authority and duties of the Department of Corrections and of the Division of Facilities Management of the Department of Management Services with respect to such bonds; providing filing, notice, and service requirements in actions to validate such bonds; providing an effective date.

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

By the Committee on Governmental Operations and Representative Boyd and others—

HB 2411—A bill to be entitled An act relating to paperwork reduction; repealing s. 11.013, F.S.; removing the requirement for annual reports of executive branch officers; repealing s. 15.14, F.S.; removing requirements relating to the annual report by the Secretary of State; repealing s. 16.05, F.S.; removing requirement for report by the Attorney General on legislative and judicial activities; repealing s. 27.151(4), F.S.; removing the requirement for an annual report on assignment of state attorneys; repealing s. 27.251(2), F.S.; removing the requirement for an annual report on employment of police officers and deputies by state attorneys; amending s. 27.345, F.S.; removing a requirement for distribution of an annual report on the State Attorney RICO Trust Funds; repealing s. 57.111(7), F.S.; removing a requirement for an annual report on awards paid under the Florida Equal Access to Justice Act; repealing s. 110.505, F.S.; removing provisions which require an annual report by state departments and agencies on volunteers and which require consideration of use of volunteers before development of new programs or budget requests; repealing s. 63.301(2)(e), F.S.; removing the requirement for an annual report by the advisory council on adoption; amending s. 110.131, F.S.; removing the requirement for an annual report on other-personal-services employees; repealing ss. 159.345(2)(b), 159.475(2)(b), and 159.7055(2)(b), F.S.; removing requirements for annual reports on industrial development and research and development bond issuance; amending s. 216.091, F.S.; providing that appropriations statements shall be furnished by the Comptroller upon request; repealing s. 216.262(2), F.S.; removing the requirement for annual reports on additions and deletions in authorized positions, dual employment, and perquisites; amending s. 216.341, F.S.; correcting a reference; repealing s. 216.345(4), F.S.; removing the requirement for an annual report on membership dues by state agencies; repealing s. 218.37(1)(g), F.S.; removing the requirement for an annual report by the Division of Bond Finance; repealing s. 240.138, F.S.; removing the requirement for reporting foreign gifts received by universities and community colleges; amending s. 240.283, F.S.; removing the requirement for universities and the Board of Regents to submit additional compensation reports; amending s. 240.311, F.S.; removing the requirement for community college annual reports; amending ss. 240.331 and 240.3315, F.S., to conform; amending s. 240.335, F.S.; removing the requirement for salary discrimination reports by community colleges; amending s. 250.10, F.S.; providing that a summary of military status be submitted to the Governor upon request; amending s. 255.05, F.S.; removing the requirement for an annual report on requests for delegation of authority to waive bond requirements for construction projects; repealing s. 255.512, F.S.; removing the requirement for an annual report by the Division of Facilities Management; amending s. 286.001, F.S.; revising requirements for filing regular reports that are statutorily required or authorized; amending s. 287.056, F.S.; removing the requirement for submitting certain cost saving information to the Auditor General; amending s. 287.133, F.S., and repealing paragraph (3)(a) thereof; removing the requirement that public entity crime statements be submitted by persons contracting with public entities; correcting references; repealing s. 288.1168(2)(i), F.S., which requires professional golf hall of fame applicants to submit such statements; amending s. 337.11, F.S.; removing the requirement for an annual report on completed combined design and construction contracts by the Department of Transportation; amending s. 339.135, F.S.; removing the requirement for submission by the department of a list of projects on which work could begin within 2 years; amending s. 370.13, F.S.; correcting a reference; repealing s. 370.141, F.S.; removing requirements for reports relating to crawfish and stone crabs by seafood dealers during the closed season, and

requirements relating to inspection of stock and invoices; repealing s. 381.0034(6), F.S.; removing the requirement for an annual report on human immunodeficiency virus and acquired immune deficiency syndrome instruction; repealing s. 400.0063(2)(c), F.S.; removing the requirement for submission of an annual evaluation of the State Long-Term Care Ombudsman; amending s. 400.0075, F.S.; providing for an annual, rather than quarterly, report by the State Long-Term Care Ombudsman Council regarding complaints; repealing s. 400.0087(3)(c), F.S.; removing the requirement for an annual report on the success of the ombudsman program; amending s. 400.0089, F.S.; providing for an annual, rather than biennial, report on significant long-term care problems by the council; repealing s. 401.245(5), F.S.; removing the requirement for a report on the Emergency Medical Services Advisory Council; amending s. 402.313, F.S.; removing the requirement for an annual report on family day care homes; amending s. 409.1755, F.S.; providing for an annual summary of information to be submitted by the One Church, One Child of Florida Corporation; amending s. 409.185, F.S.; removing the requirement for a report on aid to families with dependent children payments; amending s. 493.6125, F.S.; removing the requirement for an annual report on private investigators, recovery agents, and private security officers; amending s. 790.06, F.S.; removing the requirement for an annual report on concealed weapon licenses; amending s. 943.12, F.S.; revising the means of providing information regarding Criminal Justice Standards and Training Commission meetings; amending s. 943.1757, F.S.; revising requirements for submitting reports on training needs of criminal justice executives; providing intent; providing an effective date.

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

RETURNING MESSAGES ON SENATE BILLS

The Honorable Pat Thomas, President

I am directed to inform the Senate that the House of Representatives has passed with amendment SB 74 and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 74—A bill to be entitled An act relating to road designations; designating a portion of State Road 222 as the "Veterans Memorial Highway"; designating a portion of State Road 312 as "Ron Parker Boulevard"; directing the Department of Transportation to erect suitable markers; providing an effective date.

House Amendment 1—On page 1, strike all of lines 12 and 13 and insert:

Section 1. State Road 222 from I-75 to the Gainesville

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

SB 74 passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—39 Nays—None

The Honorable Pat Thomas, President

I am directed to inform the Senate that the House of Representatives has passed with amendment SB 350 and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 350—A bill to be entitled An act relating to milk, milk products, and frozen desserts; repealing ss. 4, 5, ch. 93-68, Laws of Florida, relating to the repeal of ch. 502, F.S., and the duties of the Department of Agriculture and Consumer Services to develop a regulatory plan for dairy inspections; amending ss. 502.091, 502.165, 502.191, F.S.; updating references to the Grade A Pasteurized Milk Ordinance that is incorporated in those sections by reference; repealing s. 7, ch. 93-67, Laws of Florida, relating to the repeal of ch. 503, F.S.; providing an effective date.

House Amendment 1 (with Title Amendment)—On page 1, strike everything after the enacting clause and insert:

Section 1. Section 502.012, Florida Statutes, is amended to read:

502.012 Definitions.—

(1) The following definitions shall apply in the interpretation and enforcement of this law:

(1) "Bulk milk pickup tanker" means a vehicle, including the truck and tank, and necessary attachments, used by a milk hauler to transport bulk raw milk for pasteurization from a dairy farm to a milk plant, receiving station, or transfer station.

(2) "Dairy farm" means any place or premises where one or more cows or goats are kept, and from which a part or all of the milk is provided, sold, or offered for sale to a milk plant, receiving station, or transfer station.

(3)(a) "Department" means is the Department of Agriculture and Consumer Services, ~~which has jurisdiction and control over the matters embraced within this chapter.~~

(4) "Imitation milk and imitation milk products" means those foods that have the physical characteristics, such as taste, flavor, body, texture, or appearance, of milk or milk products as defined in this chapter and the pasteurized milk ordinance, but do not come within the definitions of "milk" or "milk products," and are nutritionally inferior to the product imitated.

(5) "Milk" means the lacteal secretion, practically free from colostrum, obtained by the complete milking of one or more healthy cows or goats.

(6) "Milk distributor" means any person who offers for sale or sells to another person any milk or milk product.

(7) "Milk products" means products made with milk that is processed in some manner, including being whipped, acidified, cultured, concentrated, lactose-reduced, or sodium-reduced or aseptically processed, or having the addition or subtraction of milkfat, the addition of safe and suitable microbial organisms, or the addition of safe and suitable optional ingredients for protein, vitamin, or mineral fortification. "Milk products" do not include products such as evaporated milk, condensed milk, dietary products, infant formula, ice cream and other desserts, dry milk products, canned eggnog in a rigid metal container, butter, or cheese, except when the products are combined with other substances to produce any pasteurized or aseptically processed milk product.

(8)(b) "Milkfat" or "butterfat" means is the fat contained in milk.

(9) "Milk hauler" means any person who transports raw milk or raw milk products to or from a milk plant, receiving station, or transfer station.

(10) "Milk plant" means any place, premises, or establishment where milk or milk products are collected, handled, processed, stored, pasteurized, aseptically processed, bottled, or prepared for distribution.

(11) "Milk plant operator" means any person responsible for receiving, processing, pasturizing, or packaging milk and milk products, or performing any other related operation.

(12) "Milk producer" means any person who operates a dairy farm and provides, sells, or offers for sale milk to a milk plant, receiving station, or transfer station.

(13) "Milk tank truck" means either a bulk milk pickup tanker or a milk transport tank.

(14) "Milk transport tank" means a vehicle, including the truck and tank, used by a milk hauler to transport bulk shipments of milk from a milk plant, receiving station, or transfer station to another milk plant, receiving station, or transfer station.

(e) ~~"Raw milk" is the lacteal secretion, practically free from colostrum, obtained by the complete milking of one or more healthy cows.~~

(15) "Pasturized milk ordinance" means the Grade A Pasturized Milk Ordinance, 1993 Recommendations of United States Public Health Service/Food and Drug Administration and all associated appendices.

(16) "Raw milk" means unprocessed milk.

(17) "Receiving station" means any place, premises, or establishment where raw milk is received, collected, handled, stored, or cooled and is prepared for further transporting.

(18) "Substitute milk and substitute milk products" means those foods that have the physical characteristics, such as taste, flavor, body, texture, or appearance, of milk or milk products as defined in this chapter and the pasteurized milk ordinance, but do not come within the definitions of "milk" or "milk products," and are nutritionally equivalent to the product for which they are substitutes.

(19) "Transfer station" means any place, premises, or establishment where milk or milk products are transferred directly from one milk tank truck to another.

(20) "Washing station" means any place, premises, or establishment where milk tank trucks are cleaned and sanitized.

~~(2) The department shall by rule establish definitions for the products known as "cottage cheese," "dry curd cottage cheese," and "lowfat cottage cheese" which shall conform so far as practicable with, and shall not be inconsistent with, the federal definitions found in 21 C.F.R. ss. 133.128, 133.129, 133.131, respectively. State definitions for these products shall be amended from time to time to conform similarly to the federal definitions.~~

~~(3) The department may by rule establish criteria for issuing temporary marketing permits for milk products that do not conform to existing standards of identity and may establish a fee for such permits, based on its cost of issuing such permits.~~

(c) The sanitary and healthful condition of the food and drink sold or offered for sale by establishments under the department's jurisdiction pursuant to paragraph (b).

(d) The laboratory work of testing and analyzing milk and milk products.

(2)(a) The department shall conduct onsite inspections of dairy farms and milk plants, and collect test samples of milk and milk products, as required by this chapter.

(b) The department shall designate employees who shall be certified by the United States Food and Drug Administration as state milk sanitation rating officers, sampling surveillance officers, and laboratory evaluation officers in accordance with the requirements published in "Methods of Making Sanitation Ratings of Milk Supplies, 1989 Revision," "Evaluation of Milk Laboratories, 1985 Revision," and "Procedures Governing the Cooperative State-Public Health Service/Food and Drug Administration Program for Certification of Interstate Milk Shippers, 1991 Revision," respectively. These officers shall conduct routine sanitation compliance survey ratings of milk producers, milk plants, laboratories, receiving stations, transfer stations, and manufacturers of single-service containers for milk and milk products. These ratings shall be made in accordance with the recommendations of the United States Food and Drug Administration published in Standard Methods for the Examination of Dairy Products.

(3) The department shall manage a program to issue permits to persons who test milk or milk products for milkfat content by weight, volume, chemical, electronic, or other means when the result of such test is used as a basis for payment for the milk or milk products.

(4) The department shall define by rule "cottage cheese," "dry-curd cottage cheese," and "lowfat cottage cheese." The department shall periodically update these definitions to maintain conformity with the federal definitions.

(5)(a) A person who obtains a temporary marketing permit from the United States Food and Drug Administration for milk and milk products that do not conform to existing standards and definitions shall immediately forward a copy of the permit to the department. The department may allow the person to operate in the state under the authority of the federal permit if the department determines that it is in the interest of the state to do so.

(b) The department shall adopt criteria for issuance of a state temporary marketing permit for milk and milk products that do not conform to existing standards and definitions.

(c) The department shall establish a fee, not to exceed \$100, for the issuance of a state temporary marketing permit or the use of a federal permit in the state. The fee shall cover all costs of issuing the state permit or processing the federal permit.

(6) The department may impound any reconstituted or recombined milk or any adulterated or misbranded milk or milk product to prevent its use for human consumption, and may dispose of it in a manner that does not create a nuisance.

(7) The department may adopt rules as necessary for the implementation and enforcement of this chapter. In adopting these rules, the department shall be guided by and may conform to the definitions and standards of the administrative procedures and provisions of the pasteurized milk ordinance. The rules shall include, but are not limited to:

(a) Standards for milk and milk products.

(b) Provisions for the production, transportation, processing, handling, sampling, examination, grading, labeling, and sale of all milk and milk products and imitation and substitute milk and milk products sold for public consumption in this state.

(c) Provisions for the inspection of dairy herds, dairy farms, and milk plants.

(d) Provisions for the issuance and revocation of permits issued by the department pursuant to this chapter.

(8) The department shall not conduct routine tests or inspections on raw milk that is shipped from outside the state. Nothing in this subsection shall be construed to limit the authority of the department to review industry records or sample milk at any stage of production, processing, or distribution in cases of suspected hazard to public health.

Section 2. Section 502.013, Florida Statutes, is created to read:

502.013 Purpose; intent.—

(1) PURPOSE.—The purpose of this chapter is to:

(a) Ensure, without undue burden on either the regulatory agency or the dairy industry, that milk and milk products sold or offered for sale in this state are produced under sanitary conditions, are wholesome and fit for human consumption, and are correctly labeled as to grade, quality, and source of production.

(b) Encourage uniformity and a high level of sanitation in milk production practices in this state.

(c) Facilitate the shipment and acceptance of milk and milk products of high sanitary quality in interstate and intrastate commerce.

(d) Ensure the normal flow of fresh wholesome milk and milk products from the farmer to the consumer by uniform regulation of the shelf life of milk and milk products in this state.

(2) INTENT.—

(a) It is the intent of the Legislature to:

1. Eliminate, to the extent practicable, overlapping and unnecessary inspections of dairy farms and milk plants which may be performed by any agency of state or local governments.

2. Pay for the regulation of milk and milk products, except as otherwise provided in s. 502.032, through the General Revenue Fund.

(b) It is not the intent of the Legislature to limit the authority of any agency of state or local government to take immediate action incident to the production, processing, or distribution of milk and milk products when such action is necessary to protect the public health.

Section 3. Section 502.014, Florida Statutes, is created to read:

502.014 Powers and duties.—

(1) The department shall administer and enforce all regulatory laws currently in effect governing:

(a) The production, processing, and distribution of milk and milk products.

(b) The sanitation and sanitary practices of establishments where food and drink, including milk and milk products, are sold for consumption on the premises, except food service establishments regulated under chapters 381 and 509.

Section 4. Section 502.015, Florida Statutes, is created to read:

502.015 General Inspection Trust Fund.—Any moneys collected by the department pursuant to this chapter shall be deposited in the General Inspection Trust Fund and used solely for the programs in this chapter.

Section 5. Section 502.032, Florida Statutes, is amended to read:

502.032 Milkfat testers; permit, fees, application, suspension or revocation, records.—~~It is unlawful for~~ Any person ~~who tests to test~~ milk or milk products for milkfat content by weight, volume, chemical, electronic, or other method when the result of such test is used as a basis for payment for the milk or milk products ~~must hold unless such person has been issued a milkfat tester's permit issued~~ by the department.

(1) ~~The Said~~ permit shall be issued for a period of 2 years from date of first issue upon application to the department on a form furnished by the department.

(2) ~~The department shall charge each applicant a fee, not to exceed \$125, for a milkfat tester's permit.~~

(3)~~(2)~~ To qualify for a permit, the applicant shall demonstrate a sufficiency of knowledge, ability, and equipment to perform ~~adequately~~ milkfat tests ~~adequately~~.

(4)~~(3)~~ ~~The Said~~ permit is nontransferable between persons or locations and is subject to suspension or revocation upon a showing of violation of conditions upon which the permit was issued.

(5)~~(4)~~ Each milkfat tester shall keep records of milk fat tests conducted by him for a period of 1 year, and such records shall be available for inspection by the department at all reasonable hours.

(6) ~~All direct and indirect costs incurred in conjunction with the milkfat tester's permit program must be paid from the permit fees provided in this section~~

Section 6. Section 502.042, Florida Statutes, is amended to read:

502.042 Labeling of shelf life.—

~~(1) It is the legislative intent to assure continuation of the normal flow of fresh wholesome milk and milk products from farmer to the consumer by uniform regulation of the shelf life of milk and milk products throughout this state.~~

~~(2) To ensure consumers full disclosure of the date beyond which milk or milk products may no longer be offered for sale, all dairy processors shall establish, and legibly label as on the package or container, in a manner prescribed by rule or regulation of the department, the maximum shelf-life period during which milk and milk such products may be offered for sale, to ensure consumers full disclosure of the date beyond which such product may no longer be offered for sale. For purposes of this requirement, to "legibly label" means to label the package or container with conspicuous and easily readable legible boldfaced print or type in distinct contrast to the background, by color. The department shall periodically conduct shelf-life studies to review the keeping quality of milk and milk products by scientific shelf life studies, recognizing the different methods of pasteurization, processing, and packaging, and shall sample periodically the products of the dairy processors to determine if the shelf-life dating used by the processors complies with the minimum standards of quality.~~

~~(3) All general laws, special or local acts, general laws of limited application, county ordinances or resolutions, municipal ordinances, or municipal charter provisions authorizing regulation of the sale of milk or milk products through the establishment of shelf life termination dates are hereby repealed and any such regulation is superseded by this section.~~

Section 7. Section 502.053, Florida Statutes, is created to read:

502.053 Permits; requirements; exemptions; temporary permits.—

(1) PERMITS.—

(a) Each milk plant, whether located in the state or outside the state, and each milk producer, milk hauler, milk hauling service, washing station operator, milk plant operator, milk distributor, single-service-container manufacturer, receiving station, and transfer station in the state, shall apply to the department for a permit to operate. The application shall be on forms developed by the department.

(b) Permits are nontransferable between persons or locations and are subject to suspension or revocation as provided in this chapter.

(2) REQUIREMENTS.—

(a) To obtain a permit, an applicant must satisfy all requirements that are defined by the department in rule and must agree to comply with the applicable provisions of this chapter and rules promulgated under this chapter.

(b) All permit holders must maintain records of transactions concerning the procurement, production, and processing of milk and milk products as required in the pasteurized milk ordinance and grant department inspectors access to such records during all reasonable hours.

(c) In addition to the testing required in Appendix N of the pasteurized milk ordinance, each milk plant operator in the state shall be responsible for routine testing and inspection of raw milk shipped from outside the state prior to processing and shall notify the department when such testing and inspection indicates a violation of the standards contained in the pasteurized milk ordinance.

(3) EXEMPTIONS.—

(a) The following persons shall be exempt from milk hauler permit requirements:

1. Milk producers who transport milk or milk products only from their own dairy farms.

2. Employees of a milk distributor or milk plant operator who possesses a valid permit.

3. Drivers of bulk milk tank trucks between locations who do not collect milk from farms.

(b) Grocery stores, restaurants, soda fountains, and similar establishments where milk or milk products are served or sold, but not processed, may be exempted from permit requirements.

(4) TEMPORARY PERMITS.—

(a) The department may issue a temporary permit for a period not exceeding 90 days to milk producers and milk haulers who have submitted an application to the department and passed a preliminary inspection as required in the pasteurized milk ordinance.

(b) During this 90-day period, the department shall act expeditiously to determine compliance with all relevant laws, and upon finding compliance, shall issue a permit pursuant to subsection (1).

Section 8. Section 502.054, Florida Statutes, is created to read:

502.054 Inspection and reinspection.—The department shall establish a schedule for inspections which shall require routine inspections in accordance with the minimum requirements contained in the pasteurized milk ordinance, and more frequent inspections or reinspections for permit holders with serious or repeated violations.

Section 9. Section 502.091, Florida Statutes, is amended to read:

502.091 Milk and milk products which may be sold.—

(1) Only Grade A pasteurized milk and milk products or certified pasteurized milk shall be sold to the final consumer or to restaurants, soda fountains, grocery stores, or similar establishments.

(a) In an emergency, however, ~~the department may authorize~~ the sale of pasteurized milk and milk products which have not been graded, or the grade of which is unknown, ~~may be authorized by the department, in which case such milk and milk products shall be labeled "ungraded." Further, if the milk from a producer is less than Grade A for reasons of failure on the part of the producer to comply with sanitation or bacterial standards, as defined in this chapter, or if any specific shipment of milk from points beyond routine supervision~~

~~(b) If the department determines that milk is fit for human consumption even though it is less than Grade A because the producer failed to comply with the sanitation or bacterial standards defined in this chapter, or if any specific shipment of milk fails to comply with standards of the Grade-A pasteurized milk ordinance, the department may issue a permit allowing the milk to be used 1990, as amended. Recommendations of the United States Public Health Service, Food and Drug Administration, but is determined by the department to be fit for~~

~~human consumption, such milk may be received into a milk plant, under written permit issued by the department, for use in ungraded products, such as frozen desserts, which are being processed by such milk plant. During processing of such milk, it shall be pasteurized at a temperature of at least 175° F. for at least 15 seconds or at least 160° F. for at least 30 minutes.~~

~~(2) Certified pasteurized milk is derived from certified raw milk which meets the latest requirements of the North American Association of Medical Milk Commissions, Inc.~~

~~(2)(3) Milk that is in final package form for beverage use shall have been pasteurized and shall contain at least not less than 8.25 percent milk solids-not-fat and at least not less than 3.25 percent milkfat.~~

Section 10. Section 502.121, Florida Statutes, is amended to read:

502.121 Future dairy farms and milk plants.—

(1) All future construction or extensive alteration of milk houses, milking barns, stables, parlors, transfer stations, and milk plants regulated under this chapter which are hereafter constructed, reconstructed, or extensively altered, must meet certain minimum specifications and requirements which the department of Agriculture and Consumer Services shall from time to time establish by rule and keep on file in its office in Tallahassee.

(2) Anyone who plans to construct a new milk house, milking barn, stable, parlor, transfer station, or milk plant, or extensively alter any such existing facility, shall notify the department in writing of the intention to construct or alter, the date construction or alteration is to begin desiring to make such construction shall give written notification to the department in which he states that he is going to construct, reconstruct, or extensively alter his milk house, milking barns, stables, parlors, transfer stations, or milk plants, the date he intends to begin said construction, and the legal description of the property for on which the such construction is planned.

(3) The minimum specifications in effect on which shall apply are those on file at the date of the original notification shall apply to the construction or alteration. If the construction does not meet these the current requirements and specifications, then the department shall direct the owner to alter the construction to conform to them such specifications.

Section 11. Section 502.165, Florida Statutes, is amended to read:

502.165 Imitation and substitute milk and milk products.—

(1) DEFINITIONS.—

(a) “Imitation milk and imitation milk products” means those foods that have the physical characteristics, such as taste, flavor, body, texture, or appearance, of milk or milk products as defined in this chapter and the Grade A Pasteurized Milk Ordinance, 1980, as amended, Recommendations of the United States Public Health Service, Food and Drug Administration, but do not come within the definition of “milk” or a “milk product,” and are nutritionally inferior to the product imitated.

(b) “Substitute milk and substitute milk products” means those foods that have the physical characteristics, such as taste, flavor, body, texture, or appearance, of milk or milk products as defined in this chapter and the Grade A Pasteurized Milk Ordinance, 1978, Recommendations of the United States Public Health Service, Food and Drug Administration, but do not come within the definition of “milk” or a “milk product,” and are nutritionally equivalent to the product for which they are substitutes.

(2) LABELING.—

(a) All labeling requirements for imitation and substitute milk and milk products shall be in accordance with Title 21 of the Code of Federal Regulations.

(b) Imitation or substitute milk or milk products containing no milk-derived ingredients shall be labeled “nondairy.” Additionally, all imitation and substitute milk and milk products shall be nutritionally labeled in the format outlined in Title 21 of the Code of Federal Regulations, even though no minerals, vitamins, or proteins have been added or no nutritional claims have been made.

(1)(3) DISPLAY.—All imitation and substitute milk and milk products sold in retail food stores shall be physically separated from milk or milk products by a partition or other device or divider in the dairy display case or other display-and-sale area.

(2)(4) HEALTH STANDARDS.—In the interest of public health, imitation or substitute milk and milk products shall comply with the following standards:

(a) Temperature.—They shall be cooled to and maintained at 45° F. or 7° C. or less and maintained thereat.

(b) Bacterial limits.—Bacterial limits shall be no greater than 20,000 per ml. However, these limits shall not apply; not applicable to cultured products.

(c) Coliform.—Coliform shall not to exceed 10 per ml.

Sanitation standards for imitation and substitute milk and milk products shall be at least the minimum as authorized in Title 21 of the Code of Federal Regulations.

(5) UNLAWFUL LABELING OR ADVERTISING.—It is unlawful for any person to advertise, package, label, sell, or offer for sale, or cause to be advertised, packaged, labeled, sold, or offered for sale, any imitation or substitute milk or milk product the advertising, packaging, or labeling of which contains any assertion, representation, or statement which is untrue, deceptive, or misleading and which could cause consumers to think they are purchasing a grade A milk or milk product.

(3)(6) PERMIT.—Any person engaged in the manufacture of imitation or substitute milk or imitation or substitute milk products within this state shall obtain a permit from the Florida department of Agriculture and Consumer Services. Manufacturers of imitation or substitute milk or milk products outside from points beyond the police jurisdiction of this state shall hold a valid permit from the regulatory authority in their the political jurisdiction of manufacture and shall furnish the department a copy of the permit same.

(4)(7) PRODUCTS FOR SPECIAL DIETARY PURPOSES.—Products for special dietary purposes shall not be held or construed to mean or include any milk or cream from which none no part of the milk or butterfat has been extracted, whether or not condensed, evaporated, concentrated, powdered, dried, or desiccated, or to which has been added any substance rich in vitamins, or any distinctive proprietary food compound not readily mistaken for milk or cream or for condensed, evaporated, concentrated, powdered, dried, or desiccated milk or cream, if the provided such compound is:

(a) Prepared and designed for the feeding of infants, young children, or sick or infirm persons and customarily used on the order of a physician.

(b) Packed in individual containers bearing a label which states in bold type that the contents are to be used for these said purposes.

(5)(8) FORMULATION CONSTRUCTION.—Nothing in this section shall be held or construed to prevent the use, blending, or compounding of flavors with milk, cream, or skimmed or desiccated milk, whether in bulk or in containers, hermetically sealed or unsealed, if no fat or oil other than milkfat or butterfat to or with which has been added to or, blended, or compounded with it no other fat or oil than milk or butterfat.

Section 12. Section 502.181, Florida Statutes, is amended to read:

502.181 Prohibited acts.—It is unlawful for any person in this state to:

(1) Engage in the business of producing, hauling, transferring, receiving, processing, packaging, or distributing milk or milk products or operating a washing station, manufacturing single-service containers, manufacturing imitation or substitute milk or milk products, or testing for milkfat content, without first obtaining a permit from the department.

(2) Produce, provide, sell, offer for sale, or have in possession with intent to sell, any reconstituted or recombined milk or any adulterated or misbranded milk or milk product.

(3) Advertise, package, label, sell, or offer for sale, or cause to be advertised, packaged, labeled, sold, or offered for sale, any imitation or substitute milk or milk product in a manner that is untrue, deceptive, or misleading and which could cause consumers to think they are purchasing a grade A milk or milk product.

(4)(1) To Repasteurize milk; or

(5)(2)—To Obstruct or resist any authorized inspector while in performance of inspection his duties.

Section 13. Section 502.232, Florida Statutes, is amended to read:

502.232 Local regulations superseded.—*All special or local acts, general laws of limited application, county ordinances or resolutions, municipal ordinances or resolutions, and municipal charter provisions that authorize the regulation of milk or milk products are superseded by this chapter and the rules adopted pursuant to this chapter. This chapter and all rules and regulations promulgated hereunder supersede all municipal or county regulations or laws pertaining to milk and milk products that are in conflict herewith.*

Section 14. Sections 502.021, 502.055, 502.201, and 502.211, Florida Statutes, and section 502.171, Florida Statutes, as amended by chapter 93-68, Laws of Florida, and section 502.191, Florida Statutes, as amended by chapter 92-180, Laws of Florida, are hereby repealed.

Section 15. Effective upon becoming a law, section 5 of chapter 93-68 and section 7 of chapter 93-67, Laws of Florida, are hereby repealed.

Section 16. Except as otherwise provided herein, this act shall take effect July 1, 1994.

And the title is amended as follows:

In title, on page 1, line 1, strike the entire title and insert: An act relating to milk, milk products, and frozen desserts; amending s. 502.012, F.S.; revising and adding definitions; creating ss. 502.013 and 502.014, F.S.; providing purpose and powers and duties relating to the regulation of the dairy industry by the Department of Agriculture and Consumer Services; providing for inspection and enforcement; providing for milkfat testers' permits; providing for issuance of temporary marketing permits; providing a fee; authorizing impoundment of certain products; providing that the department shall not routinely inspect raw milk imported into the state; creating s. 502.015, F.S.; providing for disposition of moneys; amending s. 502.032, F.S.; clarifying requirements for milkfat testers; establishing a permit fee; amending s. 502.042, F.S.; revising requirements relating to shelf life; creating s. 502.053, F.S.; requiring operating permits for specified persons; specifying requirements; providing exemptions; providing for temporary operating permits; creating s. 502.054, F.S.; providing for department inspections and reinspections; amending s. 502.091, F.S., relating to restrictions on the sale of milk and milk products; amending s. 502.121, F.S., relating to requirements for construction or alteration of dairy farms and milk plants; amending s. 502.165, F.S.; revising regulation of imitation and substitute milk and milk products; deleting certain labeling requirements; amending s. 502.181, F.S.; expanding prohibited acts; amending s. 502.232, F.S.; providing that local regulations are superseded; repealing ss. 502.021, 502.055, 502.171, 502.191, 502.201, and 502.211, F.S., relating to adulterated or misbranded or reconstituted milk or milk products, department inspections of dairy farms and milk plants, enforcement and expenses, rules, purpose, and policy and cooperation between certain departments; repealing s. 5 of ch. 93-68, Laws of Florida, which provides for future repeal of ch. 502, F.S., relating to milk and milk products; repealing s. 7 of ch. 93-67, Laws of Florida, which provides for future repeal of ch. 503, F.S., relating to frozen desserts; providing an effective date.

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

SB 350 passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—37 Nays—None

The Honorable Pat Thomas, President

I am directed to inform the Senate that the House of Representatives has passed with amendment SB 2954 and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 2954—A bill to be entitled An act relating to the Cities of Lauderhill and Plantation, Broward County; placing five parcels of land within the corporate limits of the City of Plantation into the City of Lauderhill and placing one parcel of land presently in the City of Lauderhill into the City of Plantation, to redefine each city's common boundaries; providing an effective date.

House Amendment 1—On page 3, strike line 5 and insert: Boulevard; thence S.89°59'00"W., along said and on page 8, line 18, strike "660°00" and insert: 660.00

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

SB 2954 passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—39 Nays—None

RETURNING MESSAGES—FINAL ACTION

The Honorable Pat Thomas, President

I am directed to inform the Senate that the House of Representatives has passed SB 562, SB 1078, SB 1080, SB 1082, SB 1084, SB 1086, SB 1088, SB 1090, SB 1092, SB 1094, SB 1096, SB 1098, SB 1102, SB 1108, SB 1122, SB 1124, SB 1128, SB 1130, SB 1132, SB 1138, SB 1510, SB 2958, SB 2962 and SB 2970.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

The Honorable Pat Thomas, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendments and passed as amended HB 291.

John B. Phelps, Clerk

ROLL CALLS ON SENATE BILLS

SB 74

Yeas—39

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

Nays—None

SB 350

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Dudley

SB 546

Yeas—40

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

Nays—None

CS for SB 1072

Yeas—32

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

Nays—6

Boczar	Hargrett	Weinstein
Forman	Jones	Wexler

CS for SB 1326

Yeas—40

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

Nays—None

SB 1340

Yeas—38

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

Nays—None

SB 1388

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Hargrett

SB 1502

Yeas—26

Mr. President	Foley	Johnson	Sullivan
Brown-Waite	Forman	Jones	Turner
Casas	Grant	Kirkpatrick	Weinstein
Childers	Gutman	Meadows	Wexler
Dantzler	Hargrett	Myers	Williams
Diaz-Balart	Jenne	Scott	
Dyer	Jennings	Silver	

Nays—12

Bankhead	Burt	Grogan	Kurth
Beard	Crist	Harden	McKay
Boczar	Dudley	Holzendorf	Siegel

Vote after roll call:

Yea to Nay—Jenne

SB 1738

Yeas—39

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

Nays—None

SM 1818

Yeas—40

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

Nays—None

SM 2068

Yeas—39

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

Nays—None

CS for SJR 2606

Yeas—38

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

Nays—None

SB 2954

Yeas—39

Mr. President	Brown-Waite	Crenshaw	Dudley
Bankhead	Burt	Crist	Dyer
Beard	Casas	Dantzler	Foley
Boczar	Childers	Diaz-Balart	Forman

Grant	Jennings	McKay	Sullivan
Grogan	Johnson	Meadows	Turner
Harden	Jones	Myers	Weinstein
Hargrett	Kirkpatrick	Scott	Wexler
Holzendorf	Kiser	Siegel	Williams
Jenne	Kurth	Silver	

Nays—None

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 16 was corrected and approved.

CO-SPONSORS

Senator Bankhead—SB 160, CS for SB 286; Senator Boczar—SB 190; Senator Williams—SB 658; Senators Casas, Crenshaw, Diaz-Balart, Dudley, Jennings, Kiser and McKay—SB 1432; Senators Meadows and Myers—SB 1808; Senator Hargrett—SB 2290

RECESS

On motion by Senator Kirkpatrick, the Senate recessed at 11:08 a.m. for the purpose of holding committee meetings and conducting other Senate business until 9:00 a.m., Thursday, March 24.

SENATE PAGES

March 21-25

Melana Andreu, Hilliard; Tiffany L. Austin, Tallahassee; Jennifer Bautista, Ft. Walton Beach; Amy M. Blom, Lawtey; Melissa Burt, Ormond Beach; Wendy L. Dickinson, Tallahassee; Emily A. Earp, Tallahassee; Bron Jacobs, Tallahassee; Michael F. Kovach, Tampa; Shani Lawson, Tallahassee; Amy E. McCall, Cross City; Alicia Phillips, Destin; S. Dan Scherling, Tallahassee; Cortez C. Thompson, St. Petersburg; Connie Tierce, Eustis; Sheila J. Vogel, New Smyrna Beach; Tiffani P. Ware, Pensacola; Adella E. Weber, Stuart; Reginald L. Wilson, Tallahassee, William Woodroffe, Tampa