



The Calendar OF THE Florida House of Representatives

Speaker: Daniel Webster

Speaker pro tempore: Luis C. Morse

Wednesday, April 29, 1998 - Day 58

The House will convene on Wednesday, April 29, 1998, at 8:30 a.m.

Schedule for 9th Week, April 27 - May 1, 1998

MONDAY April 27	TUESDAY April 28	WEDNESDAY April 29	THURSDAY April 30	FRIDAY May 1
	8:30-6:00 SESSION Daily Folder 8:45-10:00 Consent Calendar 10:00 - 6:00 General Calendar	8:30-6:00 SESSION Daily Folder 8:40-12:00 General Calendar		
12:00 - 1:30 LUNCH				
1:30-6:00 SESSION Daily Folder 1:40-2:40 Academic Excellence Council 2:40 - 3:10 Governmental Responsibility Council 3:10 -4:30 Justice Council 4:30 - 6:00 Economic Impact Council		1:30-6:00 General Calendar		

Rules, Resolutions, & Ethics - Upon call of the Chair, Room 413C

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[Starting times for Calendars in the Daily Folder will be as stated or upon the completion of the previous Calendar if at an earlier time.]

Important Legislative Dates

1998

January 5-8	Interim Committee Meetings Notice Deadline - December 17	<i>Speaker's Office Policy</i>
January 20-23	Fiscal Responsibility Council Interim Committee Meetings Notice Deadline - December 31	<i>Speaker's Office Policy</i>
February 2-6	Interim Committee Meetings Notice Deadline - January 16	<i>Speaker's Office Policy</i>
February 16-20	Interim Committee Meetings Notice Deadline - January 30	<i>Speaker's Office Policy</i>
March 3	Regular Session convenes [78th House since Statehood; 100th Regular Session since Statehood; 15th House since 1968 Constitutional Revision]	<i>[A. III, s. 3(b), Const.]</i>
April 16	Last day for committees to meet after giving 4 days (excluding Saturday and Sunday) notice on bills, including proposed committee bills (24 hours notice thereafter)	<i>45th day [Rule 55, Rule 54]</i>
April 16	Last day on which remarks made in Committee of the Whole can be spread upon the <i>Journal</i>	<i>45th day [Rule 87]</i>
April 16	Last day on which the Speaker is required to give 1 legislative day's notice of Daily Folder	<i>45th day [Rule 132]</i>
April 16	Last day on which committee amendments must be filed by 5:00 p.m., 2 days in advance of committee meetings (2 hours thereafter)	<i>45th day [Rule 74]</i>
April 16	Last day for Councils to give 6-hour notice (2 hours thereafter)	<i>45th day [Rule 46]</i>
April 18	All bills immediately certified to the Senate	<i>Last 14 days [Rule 145]</i>
April 27	Reconsideration may not be left pending in committee	<i>Last 5 days [Rule 60]</i>
April 27	No House bills on second reading may be taken up and considered	<i>After 55th day [Rule 137]</i>
April 30	House shall consider only Senate Messages, Conference Reports, and Concurrent Resolutions	<i>After 58th day [Rule 138]</i>
May 1	Last day of Regular Session, if Legislature completes work in 60 days	<i>60th day [A. III, s. 3(d), Const.]</i>

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Daily Order of Business

1. Call to Order
2. Prayer
3. Roll Call
4. Pledge of Allegiance
5. Correction of the *Journal*
6. Communications
7. Messages from the Senate
8. Reports of Councils and Standing Committees
9. Reports of Select Committees
10. Motions Relating to Committee References
11. Matters on Reconsideration

12. Daily Folder

Bills and Joint Resolutions on Third Reading

CS/HB 4147 by Children & Family Empowerment (GSC), Littlefield and Crist (Similar CS/S 2014, Compare CS/CS/S 2524)

WAGES Program; provides relocation assistance program for families receiving or eligible to receive WAGES Program assistance; requires agreements restricting application for temporary cash assistance for specified period; provides legislative intent re employment of WAGES recipients by food & beverage industry; requires DBPR to annually recalculate & reduce surcharge on sale of alcoholic beverages for consumption on premises, etc. Creates 414.155. Effective Date: Contingent.

Read third time and temporarily postponed on April 28, 1998.
Amendment 4 pending, point of order pending

CS/HB 4135 by Community Colleges & Career Prep (AEC), Lynn, Kosmas, Sindler, Bainter and Wiles (Similar CS/S 2074)

Charter Technical Career Centers; authorizes creation of said centers; prescribes powers & duties of Education Commissioner, DOE, participating district school boards, & community college district boards of trustees, re said centers; prescribes rights & duties of employees of centers & of district school board employees & community college employees working at said centers; redefines terms "covered group" & "employer" re Fla. Retirement System, etc. Amends Ch. 121, 236.081. Effective Date: Upon becoming law.

Temporarily postponed on third reading April 28, 1998

HB 4439 by Business Regulation & Consumer Affairs (EIC), Ogles, Brown, Dockery, Lynn, Chestnut, Dawson-White and Murman (Similar CS/CS/S 2336, Compare H 0853, H 2011, CS/CS/H 3211, H 4091, CS/CS/H 4181, H 4359, H 4429, H 4507, CS/S 0340, CS/CS/S 1190, CS/S 2084, CS/ S 2484)

Contracting; revises & provides definitions re electrical inspectors; amends provision re registration of community association management entities; revises provisions re local governments contracting for building code, examination, & inspection services; allows engineers to perform building inspection duties; provides requirements for fire alarm system agents & for use of professional titles by industrial hygienists & safety professionals, etc. Amends FS. Effective Date: Contingent.

Temporarily postponed on third reading April 28, 1998

CS/CS/HB 3705 by Governmental Operations (GRC), Environmental Protection (GRC), Edwards, Burroughs, Dockery and Mackey (Similar CS/S 0814, Compare CS/CS/H 3717, CS/S 0812)

Public Records/Clean Air Act; provides exemption from public records requirements for trade secrets information of a stationary source subject to Accidental Release Prevention Program, which is required to be protected from disclosure under federal Clean Air Act; provides for future review & repeal; takes effect on same date as CS/H 3717 or similar legislation takes effect, if such legislation is adopted in same legislative session, etc. Creates 252.943. Effective Date: Contingent.

Temporarily postponed on third reading April 28, 1998

CS/SB 1430 by Transportation, Lee, Bronson, Clary, Grant, Horne, Dudley, Cowin, Diaz-Balart, Ostalkiewicz and Williams (Similar CS/H 1781)

Choose Life License Plate; creates Choose Life license plate; provides for distribution of annual use fees received from sale of such plates; provides certain limitations on use of such funds. Amends 320.08056, .08058. Effective Date: 07/01/1998.

Temporarily postponed on third reading April 28, 1998

CS/CS/HB 3377 by Health & Human Services Appropriations, Family Law & Children (JC), Frankel, Lynn, Thrasher, Ritchie, Morse, Bloom, Wise, Brennan, Bullard, Logan, Reddick, Turnbull, Mackenzie, Murman, Brown, Futch, Arnall, Merchant, Dawson-White, Casey, Jones, Fasano, Healey, Hafner, Jacobs, Crist, Roberts-Burke, Chestnut, Wasserman Schultz, Fischer, Ritter, Lawson, Bush, D. Prewitt, Silver, Miller, Horan, Hill, Dennis, Rayson, Kosmas, Betancourt, Cosgrove, Flanagan, Crow, Ogles, Bainter, Stafford, Albright, Effman, Sanderson, Westbrook, Boyd, Spratt, Tamargo, Byrd, Kelly, Wallace, Burroughs, Trovillion, Villalobos, Culp, Livingston, Saunders, Wiles and Peaden

Child Abuse Prevention Services; requires CFS Dept. to contract for child abuse prevention services. Effective Date: Contingent.

Read third time and amended April 28, 1998; temporarily postponed

HB 4765 by Transportation (EIC) and Fuller (Compare H 1061, H 4197, CS/S 0844, CS/S 1218, CS/S 1426, S 1754, CS/ S 1804, S 1958)

Transportation; requires study of expressway & bridge authorities to DOT; provides that on specified highways certain commercial vehicles may drive only in certain lanes; creates Factory-built Housing Div. in Community Affairs Dept.; directs DOT to provide priority funding for commercial & dual-use space transportation projects; revises provisions re reinstatement of expired outdoor advertising permits, etc. Amends FS. Effective Date: Upon becoming law except as otherwise provided.

Temporarily postponed on third reading April 28, 1998

HB 4333 by Sanderson, Merchant, Feeney, Bainter, Wise, Jones, Littlefield, Mackenzie, Hafner, Stafford, Tobin, Maygarden, Harrington, Arnall, Bitner, Fuller, Flanagan, Goode, K. Pruitt, Tamargo, Albright, Logan, Safley, Dawson-White, Horan, Ritchie, Heyman, D. Prewitt, Brown, Bush, Chestnut, Miller, Trovillion, Healey, Spratt, Kelly, Peaden, Westbrook, Betancourt, Lynn, Rojas, Stabins, Sembler, Bronson, Minton, Smith, Bradley, Ball, Dennis, Garcia, Putnam, Murman, Valdes, Mackey, Boyd, Wiles, Culp, Jacobs, Edwards, Andrews, Casey, Melvin, Futch, Lacasa, Saunders, Gay, Starks and Crist

Defined Contribution Retire. Study; creates Florida Defined Contribution Retirement Study Commission; provides for membership; provides powers & duties of commission. Effective Date: Upon becoming law.

Temporarily postponed on third reading April 28, 1998

CS/HB 4699 by Governmental Operations (GRC), Transportation (EIC) and Fuller (Compare H 3415, S 1242, CS/S 1492)

Transportation Disadvantaged; revises Commission for the Transportation Disadvantaged; provides requirements re agency purchasers of transportation disadvantaged services; revises language re function of metropolitan planning organization or designated official planning agency in coordinating transportation for transportation disadvantaged; revises language re community transportation coordinators, etc. Amends Ch. 427; creates 186.024. Effective Date: Contingent.

Temporarily postponed on third reading April 28, 1998

CS/HB 3779 by Water & Resource Management (GRC) and Kelly (Similar CS/S 1506, Compare CS/H 3673, H 3811, H 3813, CS/S 1924)

Saltwater Fisheries; prohibits shellfish harvesting in certain areas adjacent to aquaculture lease boundaries or within certain aquaculture lease areas or use zones; adds black drum & jack crevalle to list of food fish; provides restrictions on issuance of marine life fishing endorsements & renewal & transfer thereof during specified period; repeals provision which provides for regulation of mullet west of Ochlocknee River, etc. Amends 253.72, Ch. 370; repeals 370.1127. Effective Date: Upon becoming law.

Temporarily postponed on third reading April 28, 1998

CS/HB 3485 by Water & Resource Management (GRC) and Safley (Identical CS/S 0152)

Governor/Powers & Duties; regulates nomination of appointees to federal regional fisheries management councils. Amends 14.23. Effective Date: 01/01/1999.

Temporarily postponed on third reading April 28, 1998

HB 4791 by Water & Resource Management (GRC) and Carlton (Similar CS/S 1440, Compare CS/S 1924)

Marine Resources Rulemaking; authorizes DEP to issue certain special activity licenses; authorizes rulemaking for issuance of broodstock special activities licenses & for issuance of special permits for marine turtles; provides definition. Amends 370.06, .12. Effective Date: Upon becoming law.

Temporarily postponed on third reading April 28, 1998

CS/HB 4117 by Environmental Protection (GRC), Putnam, Dockery and Burroughs (Similar CS/S 0244)

Drycleaning Solvent Cleanup; provides legislative intent re drycleaning solvents; provides additional criteria for determining eligibility for rehabilitation; provides certain liability immunity for certain adjacent landowners; repeals requirement that certain costs be credited to owner or operator against certain future taxes; exempts certain drycleaning solvent from sales & use tax, etc. Amends Ch. 376, 213.053, 287.0595, 316.302. Effective Date: Contingent.

Read third time and amended April 28, 1998. Reconsidered and temporarily postponed

HB 4233 by Stafford (Similar CS/S 0524)

Offense of Murder/Redefined; redefines offense of capital murder in first degree to include act of unlawfully killing human being while perpetrating, or attempting to perpetrate, murder of another human being; provides penalties; provides that person who perpetrates or attempts to perpetrate murder commits felony murder in 2nd degree when person is killed by someone other than perpetrator, etc. Amends 782.04; reenacts ss. of FS. Effective Date: Contingent.

Temporarily postponed on third reading April 28, 1998

CS/HB 4295 by Governmental Operations (GRC), Juvenile Justice (JC), Bainter, Putnam, D. Prewitt, Stafford, Murman, Melvin and Betancourt (Similar CS/CS/S 2288, Compare CS/H 0513, S 0332, CS/S 0334, CS/S 1734)

Juvenile Justice; provides for reference to "juvenile assessment centers" instead of "juvenile justice assessment centers" to conform to changes made by act; permits Juvenile Justice Dept. or any other state or local criminal justice agency to provide copies of criminal history records for certain juvenile offenders; substitutes reference to "juvenile probation officer" for reference to "intake counselor" or "case manager", etc. Amends FS. Effective Date: Upon becoming law.

Temporarily postponed on third reading April 28, 1998

CS/HB 3499 by Civil Justice & Claims (JC), Futch and Silver (Similar CS/CS/S 0820)

Skateboarding or Rollerblading; provides definitions; provides limitations on liability re governmental entities & public employees re persons who participate in skateboarding, rollerblading, or freestyle bicycle riding activities on property owned or leased by governmental entity; provides exceptions; provides for liability of independent concessionaires or other persons or organizations for certain injuries or damages, etc. Creates 316.0085. Effective Date: Upon becoming law.

Temporarily postponed on third reading April 28, 1998

HB 4119 by Business Regulation & Consumer Affairs (EIC), Ogles, Crist, Chestnut, Brown and Lynn (Similar CS/S 2076, Compare H 4681, S 0238, S 1286, CS/S 2084, CS/CS/ S 2336)

Professional Regulation; adds criteria for evaluating new regulation; requires DBPR to consider impact on jobs when considering new regulation; requires payment of certain fees or fines prior to board or dept. renewing or issuing initial license or registration; requires Health Dept. to consider impact on jobs when creating new regulation; provides that architects may provide building inspection services, etc. Amends Ch. 455, 11.62; creates 481.222, 471.029. Effective Date: Upon becoming law except as otherwise provided.

Read third time and temporarily postponed April 28, 1998. Admendment 2 pending

HB 4165 by Agriculture (GRC) and Bronson (Similar S 1944, Compare H 4079, S 0734)

Agric. & Consumer Services Dept.; authorizes dept. to perform certain laboratory services re food safety & establish fees therefor; provides prohibition against administration of medications to thoroughbred horses prior to sale; amends provision re prohibition against administration of drugs to horses; requires permit for

transporting or hauling certain animals or animal products; amends provision re killing of young veal for sale, etc. Amends FS. Effective Date: Upon becoming law.

Temporarily postponed on third reading April 28, 1998

HB 4435 by Constantine, Carlton and Putnam (Similar CS/S 1202, Compare H 4441, CS/S 1204)

Brownfields Redevelopment Act; redefines terms & defines term "secretary" under said act; provides that closed military bases may be designated as brownfield areas; clarifies job-creation criteria for designation of said site; provides clarification re eligibility of certain sites; provides for application of penalties to entire act; provides legislative intent re inefficient use of public facilities & services in brownfield areas; amends definition of facility, etc. Amends FS. Effective Date: Contingent.

Temporarily postponed on third reading April 28, 1998

HB 4441 by Constantine (Similar CS/S 1204, Compare H 4435, CS/S 1202)

Brownfield Property Ownership TF; creates Brownfield Property Ownership Clearance Assistance Revolving Loan Trust Fund to be administered by Tourism, Trade, & Economic Development Office; authorizes office to make loans for purchase of certain liens or claims on brownfield sites designated for redevelopment; takes effect on effective date of HB 4435, but it shall not take effect unless it is enacted by 3/5ths vote of membership of each house of Legislature, etc. Effective Date: Contingent.

Temporarily postponed on third reading April 28, 1998

CS/SB 1458 by Community Affairs, Latvala, Burt and Bankhead (Similar CS/H 4107, Compare CS/CS/S 0882)

Coastal Redevelopment; provides legislative intent for scope of activities included in community redevelopment; redefines terms "blighted area," "community redevelopment," & "community redevelopment area"; requires additional findings before approval of certain community redevelopment plans; provides for geographical location of pilot project & for its administration; provides exemptions to certain coastal construction requirements, etc. Amends Ch. 163. Effective Date: Upon becoming law.

Read second time and amended April 27, 1998

Bills and Joint Resolutions on Second Reading

CS/CS/SB 2524 by Ways and Means, Commerce and Economic Opportunities, Harris, Turner and Kirkpatrick (Compare H 2113, H 3225, CS/H 3391, CS/H 4147, H 4679, H 4753, CS/ S 0300, CS/CS/S 0484, CS/S 0666, CS/CS/S 0760, CS/S 1984, CS/S 2014)

WAGES Program; requires that WAGES Program State Board of Directors approve any WAGES-related proposed administrative rules; allows Governor to designate said Board of Directors as nonprofit corporation; authorizes school districts to provide transportation for WAGES participants; expands enterprise zone sales tax credit to JTPA or WAGES Program participants not residing in enterprise zone, etc. Amends FS. Effective Date: Upon becoming law.

Business Development & International Trade: Unanimously favorable with one amendment; Transportation & Economic Development Appropriations: Unanimously favorable with nine amendments

CS/SB 1164 by Regulated Industries and Clary

Prof. Regulation/Rulemaking (RAB); authorizes Fla. Real Estate Commission to adopt rules requiring written evidence to establish good character; authorizes said commission to adopt rules re advertising of property or services & extends certain time limits for licensees on probation; provides for adoption of rules re continuing education requirements by Construction Industry Licensing Board, etc. Amends 475.17,.25, 489.115,.1195, 492.105. Effective Date: Upon becoming law.

Business Regulation & Consumer Affairs: Withdrawn

SB 304 by Childers (Similar CS/H 1883)

Organ & Tissue Donation; authorizes use of certain funds for maintaining organ & tissue donor registry; revises annual assessments on certain organ procurement organizations, tissue banks, & eye banks; clarifies who may make anatomical gift in absence of declaration by a decedent; specifies that entities as well as persons may become donees of such gifts; repeals annual assessment on organ procurement organizations, tissue banks, & eye banks, etc. Amends FS. Effective Date: Upon becoming law except as otherwise provided.

To the Consent Calendar

CS/SB 1132 by Governmental Reform and Oversight and Gutman (Similar CS/H 4149)

Management Services Department; clarifies provisions re operation of State Group Insurance Division; provides for Career Service exemptions in said division; amends provision re state employees' prescription drug program, to revise, clarify, & reorganize such provisions; increases cap on meritorious service awards; requires that state contract provide for cancellation of contract by contractor or agency upon refusal by party to allow public access to certain material, etc. Amends FS. Effective Date: Upon becoming law.

Read second time and temporarily postponed April 28, 1998.
Amendment 2 pending; point of order pending

CS/SB 1522 by Criminal Justice and Criminal Justice (Similar H 4667, Compare CS/S 0586, S 0780)

Sentencing; clarifies that Criminal Punishment Code does not apply to capital felonies; revises principles embodied by said code; requires that DOC report on sentencing trends & practices; provides that domestic violence in presence of child be included as multiplier on offense score of said code; requires that DOC consult with certain persons & entities & revise scoresheet as necessary; requires dept. to distribute copies of scoresheet, etc. Amends FS. Effective Date: 10/01/1998.

To the Justice Council

CS/SB 1330 by Criminal Justice and Burt (Similar H 4521)

Capital Cases/Administration; requires that Secretary of State establish records repository for archiving capital postconviction records; requires that law enforcement agencies & state attorney copy & deliver to records repository public records produced in capital cases; prohibits capital collateral regional counsel or private counsel from soliciting another person to make request for public records on counsel's behalf, etc. Creates 119.19; amends 27.702,.708. Effective Date: 07/01/1998.

Civil Justice & Claims: Favorable with one amendment;
Transportation & Economic Development Appropriations:
Favorable with two amendments

CS/SB 1328 by Criminal Justice and Burt

Capital Collateral Proceedings; deletes requirement that specifies time for capital collateral regional counsel to commence representation of person sentenced to death; requires that executive director of Administration of Justice Commission in Capital Cases maintain registry of attorneys in private practice who are available to be appointed to represent defendants in proceedings; requires that appointed counsel enter into contract with Comptroller, etc. Amends Ch. 27. Effective Date: 07/01/1998.

Civil Justice & Claims: Favorable with one amendment; Criminal Justice Appropriations: Unanimously favorable with two amendments

SB 898 by Burt (Compare CS/H 3175)

Postconviction/Capital Cases; repeals Rule 3.852, Florida Rules of Criminal Procedure, re production of records in postconviction proceedings in capital cases. Effective Date: 07/01/1998 if enacted by 2/3rds vote of membership of each house of Legislature.

Civil Justice & Claims: Unanimously favorable; Criminal Justice Appropriations: Withdrawn

SB 42 by Silver (Similar CS/H 3011)

Relief/Vernelle Lowder; compensates Vernelle Lowder for damages she sustained due to negligence of HRS Department; provides for payment of Medicaid liens prior to disbursement of warrant. Effective Date: Upon becoming law.

To the Justice Council

SB 66 by Williams (Similar H 3045)

Relief/Penny Tilley/FRS; pays Penny Tilley retirement benefits to which she would have been entitled as surviving spouse of Jack W. Tilley had Jack W. Tilley survived to date on which he would have vested in Florida system. Effective Date: Contingent.

To the Justice Council

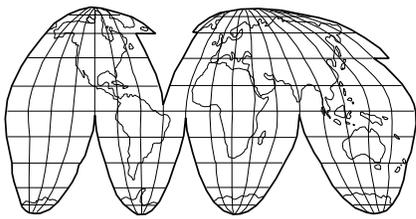
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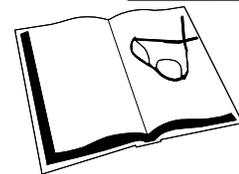
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